

This instrument was prepared by

STATE OF INDIANA
LAKE COUNTY
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2012 AUG 20 AM 8:47

Virginia M. McGuffey, Esq.
King & Spalding LLP
1180 Peachtree Street
Atlanta, Georgia 30309

RECORDER
RECORDED

RELEASE OF
COLLATERAL ASSIGNMENT OF
RIGHTS IN LEASE

Relating to Premises in: Lake County, Indiana
Lease Recorded at 2007 051171
Collateral Assignment of Rights in Lease Recorded at 2007 063478

Document is
NOT OFFICIAL!
DATED: As of August 14, 2012
Store 267
This Document is the property of
the Lake County Recorder!

First Lien

Return to:
Corporation Service Company
801 Stevenson Drive
Springfield, IL 62703



AMOUNT \$ 22⁰⁰
CASH _____ CHARGE _____
CHECK # 06 006 55257
OVERAGE _____
COPY _____
NON-COM _____
CLERK rw

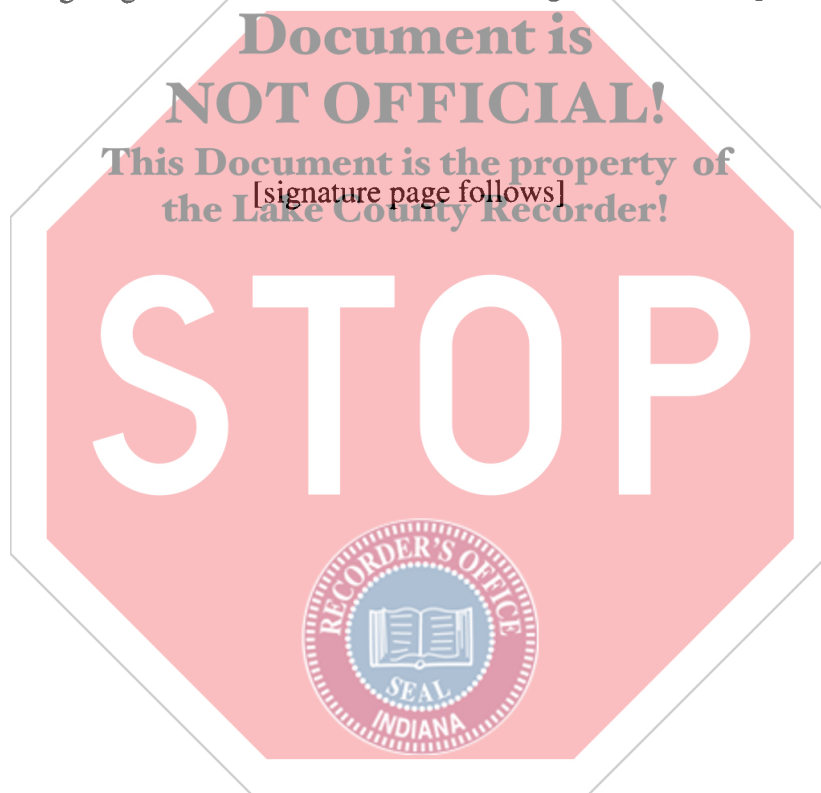
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**RELEASE OF
COLLATERAL ASSIGNMENT OF RIGHTS IN LEASE**

WHEREAS, that certain Collateral Assignment of Rights in Lease (“**Collateral Assignment**”) recorded on August 6, 2007 as Document Number 2007 063478 in the office of the Lake County, Indiana Recorder with respect to the Lease of the property described on Exhibit A, attached hereto, was executed by **HEARTLAND INDIANA FOOD CORP.**, a Delaware corporation (“**Assignor**”), in favor of **ING CAPITAL LLC**, having an address of ING Capital LLC, 1325 Avenue of the Americas, New York, New York 10019, acting in its capacity as Administrative Agent pursuant to the Credit Agreement described in the Collateral Assignment (in such agency capacity, together with its successors, the “**Agent**”) for the Lenders (as defined in the Credit Agreement) to secure the Secured Obligations as defined in the Collateral Assignment. Capitalized terms used herein shall have the meanings given to such terms in the Collateral Assignment.

NOW, THEREFORE, for and in consideration of the PAYMENT IN FULL of the Secured Obligations secured by the Collateral Assignment, the Agent has RELEASED and DISCHARGED, and by these presents hereby RELEASES and DISCHARGES, its rights in the Lease and the other rights granted under the Collateral Assignment with respect to the Lease.



IN WITNESS WHEREOF, this Release of Collateral Assignment of Rights in Lease has been duly executed effective as of the day and year first above written.

Administrative Agent:

ING CAPITAL LLC,
a Delaware limited liability company

By: *Marilyn Densel Fulton*
Name: Marilyn Densel Fulton
Title: Managing Director

ACKNOWLEDGMENT

STATE OF NEW YORK)
)
COUNTY OF NEW YORK)

SS

Before me, a Notary Public in and for said County and State, personally appeared Marilyn Densel Fulton, the Managing Director of ING Capital LLC, a Delaware limited liability company, who having been duly sworn acknowledged the execution of the foregoing for and on behalf of said limited liability company.

Witness my hand and Notarial Seal this 1st day of August, 2012.

Aracelis Lora

My Commission Expires: Notary Public Residing in New York County, New York

(Printed Signature)

ARACELIS LORA
Notary Public, State of New York
No. 01LO6050740
Qualified in New York County
Commission Expires March 9, 2015



[SIGNATURE PAGE TO COLLATERAL ASSIGNMENT OF LEASE - RESTAURANT
NO. 267 - FIRST LIEN]

EXHIBIT A

Legal Description

Burger King Store 267

(See attached page(s))



EXHIBIT "A"

LEGAL DESCRIPTION

Burger King[®] Restaurant #0267
7938 Calumet Avenue
Munster, Indiana 46321

Key # 28-19-50

The west 135 feet of the east 175 feet of the north 200 feet of the south 1020.48 feet of the southeast 1/4 of Section 13, Township 36 north, Range 10 west of the Second Principal Meridian, in the Town of Munster, Lake County, Indiana.

SUBJECT TO any and all reservations, restrictions, easements, rights of way, limitations and conditions of record.

