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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2014 079665

2014 DEC 15 AM 11:05

MICHAEL B. BROWN  
RECORDER

**MEMORANDUM OF LEASE**  
**(Burger King No. 9712, Highland, Indiana)**

Reference is made to that certain lease agreement dated January 23, 1996 (the "*Lease*"), originally executed by and between Lake County Trust Company, as Trustee u/t/a dated January 23, 1996 and known as Trust No. 4734, as Lessor, and National Restaurant Enterprises, Inc. d/b/a Ameriking, as Lessee, which Lease has now been assigned. This Memorandum of that Lease is presented for recording.

1. The present Lessor is **CNL FUNDING 2000-A, LP**, a Delaware limited partnership. The present Lessee is **TRI CITY FOODS OF INDIANA, INC.**, a Delaware corporation, having an address at 1400 Opus Place, Suite 900, Downers Grove, Illinois 60515.
2. The legal description for the demised premises as set forth in the Lease is attached hereto as Exhibit A (the "*Premises*").
3. The lease has commenced and remains in full force and effect.
4. The current term of the Lease expires on August 16, 2016.

This instrument is merely a Memorandum of the aforementioned Lease, and is subject to all of the terms, conditions and provisions thereof. In the event of any inconsistency between the terms of said Lease and this instrument, the terms of said Lease shall prevail as between the parties hereto. This Memorandum is binding upon and shall inure to the benefit of the successor and assigns of the parties hereto.

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Signature Pages to Follow*



**NO SALES DISCLOSURE NEEDED**

Approved Assessor's Office

By: \_\_\_\_\_  
*mk*

28750

**FILED**

\$17

DEC 15 2014

CT

PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

*Cx*

LTIC 14-008288-14

*CKH*  
1371002896

*Cx*

**CTIC Has made an accomodation  
recording of the instrument.**

83578C

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this 20<sup>th</sup> day of November, 2014.

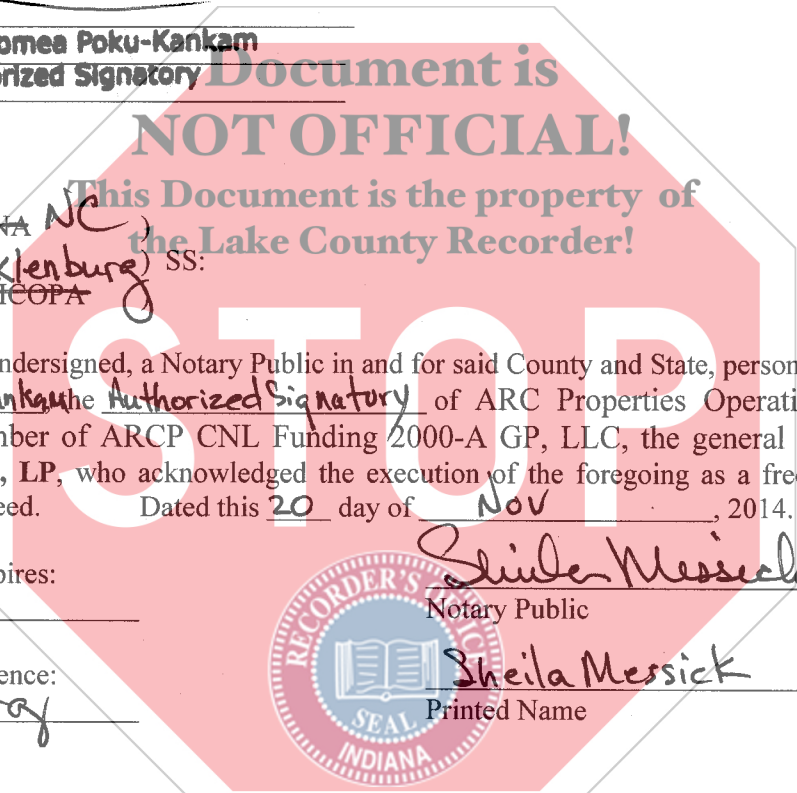
LESSOR

**CNL FUNDING 2000-A, LP,**  
a Delaware limited partnership

By: ARCP CNL Funding 2000-A GP, LLC,  
its general partner

By: ARC Properties Operating Partnership, L.P.,  
its sole member

By: [Signature]  
Name: **O. Akomea Poku-Kankam**  
Title: **Authorized Signatory**



SMS STATE OF ARIZONA NC  
COUNTY OF Mecklenburg SS:  
~~MARICOPA~~

Before the undersigned, a Notary Public in and for said County and State, personally appeared O. Akomea Poku-Kankam Authorized Signatory of ARC Properties Operating Partnership, L.P., the sole member of ARCP CNL Funding 2000-A GP, LLC, the general partner of CNL FUNDING 2000-A, LP, who acknowledged the execution of the foregoing as a free, voluntary, and authorized act and deed. Dated this 20 day of Nov, 2014.

My Commission Expires:  
7.18.19

My County of Residence:  
Mecklenburg



Sheila Messick  
Notary Public  
Sheila Messick  
Printed Name



[Signature Page to Memorandum of Lease – BK Store No. 9712]

TRI CITY FOODS OF INDIANA, INC. —LESSEE

By: [Signature]

Name: SHOUKAT DHANANI

Title: PRESIDENT

STATE OF TEXAS )  
COUNTY OF Fort Bend ) SS:

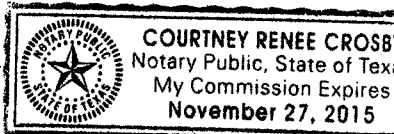
Before the undersigned, a Notary Public in and for said County and State, personally appeared TRI CITY FOODS OF INDIANA, INC., by Shoukat Dhanani, its President, who acknowledged the execution of the foregoing as a free, voluntary, and authorized act and deed. Dated this 17th day of November, 2014.

My Commission Expires: November 27, 2015

Courtney R. Crosby  
Notary Public

My County of Residence: Harris

Courtney R. Crosby  
Printed Name



This instrument prepared by/Return recorded instrument to: Elizabeth A. Roberge, Attorney at Law, The Regents Building, 12775 Horseferry Road, Suite 200, Carmel, Indiana 46032

**Affirmation of Preparer**

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document unless required by law.

/s/ Elizabeth A. Roberge

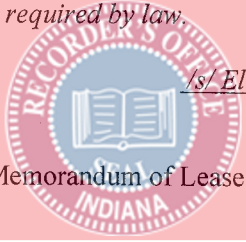
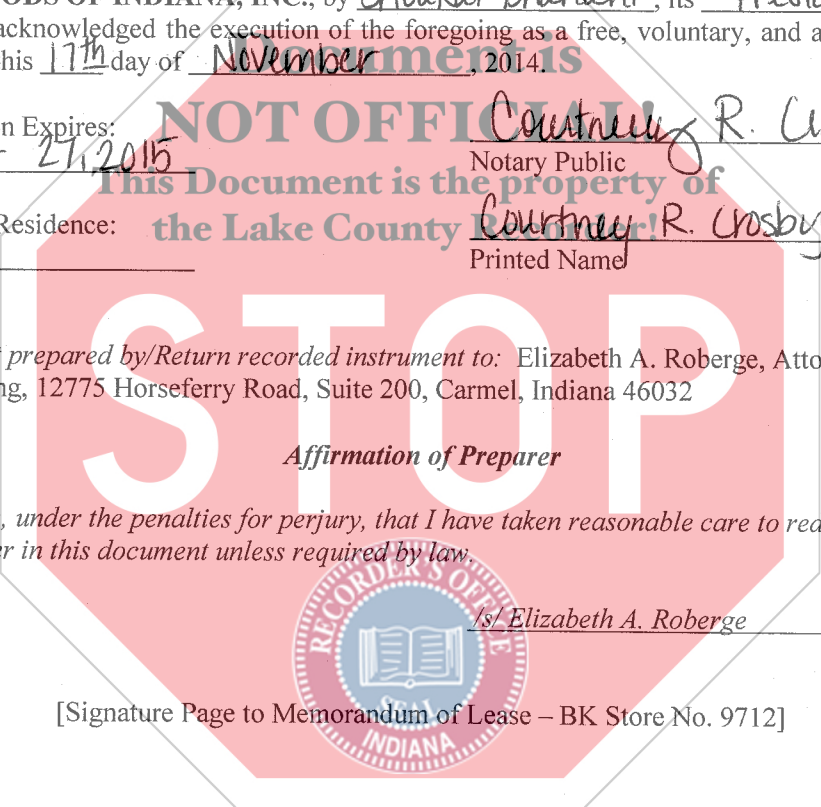


Exhibit A

THAT PART OF LOT 1 IN HIGHLAND TOWN CENTER SUBDIVISION, BEING A SUBDIVISION, BEING A SUBDIVISION OF PART OF THE WEST HALF OF THE SOUTH WEST QUARTER OF SECTION 33, AND PART OF THE SOUTHEAST QUARTER OF SECTION 32, ALL IN TOWNSHIP 38 NORTH, RANGE 9 WEST OF THE SECOND PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED SEPTEMBER 8, 1894 AS DOCUMENT NO. 94063408, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTH 89 DEGREES 27 MINUTES 34 SECONDS WEST, ALONG THE SOUTH LINE OF SAID LOT 1, 1148.11 FEET; THENCE NORTH 00 DEGREES 11 MINUTES 11 SECONDS WEST, ALONG A WESTERLY LINE OF SAID LOT 1, 0.09 FEET; THENCE NORTH 34 DEGREES 46 MINUTES 25 SECONDS WEST, ALONG A WESTERLY LINE OF SAID LOT 1, 17.72 FEET; THENCE NORTH 01 DEGREES 55 MINUTES 20 SECONDS EAST ALONG A WESTERLY LINE OF SAID LOT 1, 248.52 FEET; THENCE NORTH 02 DEGREES 34 MINUTES 45 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 374.45 FEET; THENCE NORTH 44 DEGREES 51 MINUTES 46 SECONDS EAST, ALONG WESTERLY LINE OF SAID LOT 1, 40.57 FEET; THENCE NORTH 02 DEGREES 34 MINUTES 45 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 60.00 FEET; THENCE NORTH 41 DEGREES 03 MINUTES 43 SECONDS WEST, ALONG A WESTERLY LINE OF SAID LOT 1, 39.55 FEET; THENCE NORTH 02 DEGREES 34 MINUTES 45 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 125.89 FEET; THENCE NORTH 01 DEGREES 08 MINUTES 49 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 184.72 FEET; THENCE SOUTH 88 DEGREES 51 MINUTES 11 SECONDS EAST, 10.00 FEET; THENCE NORTH 01 DEGREES 08 MINUTES 48 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 14.14 FEET, TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG THE LAST DESCRIBED COURSE NORTH 01 DEGREES 08 MINUTES 49 SECONDS EAST, 135.86; THENCE NORTH 44 DEGREES 02 MINUTES 57 SECONDS EAST ALONG A WESTERLY LINE OF SAID LOT 1, 39.06 FEET; THENCE NORTH 01 DEGREES 08 MINUTES 49 SECONDS EAST, ALONG A WESTERLY LINE OF SAID LOT 1, 6.73 FEET; THENCE NORTH 89 DEGREES 50 MINUTES 12 SECONDS EAST, ALONG A LINE AT RIGHT ANGLES TO THE EAST LINE OF SAID LOT 1, 34.00 FEET, TO A POINT OF CURVATURE; THENCE EASTERLY ON A CURVE, TANGENT TO THE LAST DESCRIBED COURSE, CONCAVE SOUTHERLY, HAVING A RADIUS OF 195.00 FEET AN ARC DISTANCE OF 81.43 FEET AND A CHORD BEARING SOUTH 76 DEGREES 43 MINUTES 51 EAST, TO A POINT OF TANGENCY; THENCE SOUTH 63 DEGREES 17 MINUTES 54 SECONDS EAST, 138.72 FEET; THENCE SOUTH 20 DEGREES 58 MINUTES 46 SECONDS EAST, 33.66 FEET; THENCE SOUTHERLY ON A CURVE HAVING A RADIUS OF 441.00 FEET, AN ARC DISTANCE OF 58.15 FEET AND A CHORD BEARING SOUTH 17 DEGREES 33 MINUTES 43 SECONDS WEST; THENCE SOUTH 89 DEGREES 50 MINUTES 12 SECONDS WEST, ALONG A LINE AT RIGHT ANGLES TO SAID EAST LINE OF LOT 1, 270.64 FEET TO THE POINT OF BEGINNING, IN THE TOWN OF HIGHLAND, LAKE COUNTY, INDIANA.

INDIANA  
MAIN STREET AND ROUTE 41, HIGHLAND, INDIANA