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2000-07-14 16:20:13
Cook County Recorder 31.50



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Above Space for Recorder's use only

ASSIGNMENT OF LEASE

THIS ASSIGNMENT OF LEASE (this "Assignment"), is made effective the 31st day of December, 1999 between **VULCAN MATERIALS COMPANY**, a New Jersey corporation, whose address is 1200 Urban Center Parkway, Birmingham, Alabama 35242 ("Assignor") and **VULCAN CONSTRUCTION MATERIALS, LP**, a Delaware limited partnership, 1200 Urban Center Parkway, Birmingham, Alabama 35242 ("Assignee").

RECITAL:

Assignor is undergoing a corporate reorganization and transferring assets of its construction materials division to Assignee, including all of its interest in the lease agreements pertaining to the properties that are operated in the Midsouth, Southeast and Southwest divisions of Assignor, including but not limited to the lease described on **Schedule A** attached hereto (the "Lease").

NOW, THEREFORE, Assignor and Assignee do hereby agree, each with the other, as follows:

1. For and in consideration of the recital and the sum of Ten and No/100 Dollars (\$10.00), and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor does hereby **GRANT, BARGAIN, SELL, CONVEY, ASSIGN, TRANSFER, SET OVER** and **DELIVER** unto Assignee, its successors and assigns, all of Assignor's right, title and interest under and to the Lease.
2. Assignee hereby agrees to assume and perform all obligations and liabilities of Assignor under the Lease.

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IN WITNESS WHEREOF, Assignor and Assignee have caused this Assignment to be executed by their duly authorized officers effective as of the date first above written.

VULCAN MATERIALS COMPANY

By William F. Denson, III
William F. Denson, III
Senior Vice President-General Counsel and Secretary

VULCAN CONSTRUCTION MATERIALS, LP

By: Vulcan Materials Company
Its: General Partner

By William F. Denson, III
William F. Denson, III
Senior Vice President-General Counsel and Secretary

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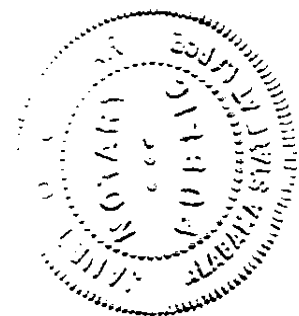
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State of Alabama, County of Jefferson, ss. I, the undersigned, a Notary Public, in and for the County and State aforesaid, DO HEREBY CERTIFY, that William F. Denson, III, personally known to me to be the person whose name is subscribed to the foregoing instrument, appeared before me and acknowledged that he signed and delivered said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under by hand and official seal, this 31st day of December, 1999.

Commission expires 10/17/02

Janet O. Callan
NOTARY PUBLIC



After recording mail to:
Roberto S. Miceli, Esq.
Kirkland & Ellis
200 East Randolph Drive
Chicago IL 60601

Property of Cook County Clerk's Office

SCHEDULE A
DESCRIPTION OF ASSIGNED LEASE

LANDLORD: Vulcan Lands, Inc.

TENANT: Vulcan Materials Company, Inc.

DATE OF LEASE: 12/31/94

RECORDING INFORMATION: Recorded on 05/29/97, at Doc. No. 97379383, Cook County, Illinois

AMENDMENTS TO LEASE AND RECORDING INFORMATION: NONE

PRIOR ASSIGNMENTS OF LEASE AND RECORDING INFORMATION: NONE

PROPERTY: *See Exhibit A to Schedule A for a description of the Property*

EXHIBIT A

the following described Real Estate situated in the County of Cook and State of Illinois, to wit:

That part of the Southwest 1/4 of Section 11, Township 38 North, Range 12 East of the Third Principal Meridian, described as follows: Beginning at a point in the South line of said Section 11 which is 853.08 feet East of the Southwest corner of said section, said point also being the Southeast terminus of the North-easterly line of the land conveyed by deed recorded August 11, 1931 as Document No. 10952734; thence North-westerly along said Northeasterly line of the land conveyed by deed recorded as Document No. 10952734, a distance of 1021.09 feet to a point which is 45.02 feet Southeasterly (as measured along the Northwestward prolongation of the last described line) of a point in the original Southeasterly line of Joliet Road which is 183.88 feet Northeasterly of the West line of Section 11 aforesaid (as measured along said original Southeasterly line of Joliet Road); thence North 45 degrees, 34 minutes East, 63.28 feet to a point; thence North 42 degrees, 49 minutes, 46 seconds East, 591.10 feet to a point in the South line of 53rd Street which is 23.85 feet East of the intersection of said South line of 53rd Street and the original Southeasterly line of Joliet Road; thence East along said South line of 53rd Street, 296.75 feet to a point which is 1241.98 feet West of the intersection of said South line of 53rd Street and the Northwesterly line of the land conveyed by deed recorded August 19, 1931 as Document No. 10957271, the last described line being a straight line 125 feet Northwesterly of and parallel with the Northwesterly line of the right of way of the Chicago and Illinois Western Railroad as described in deed recorded April 14, 1905 as Document No. 3679499; thence South 29 degrees, 16 minutes, 33 seconds West, 312.74 feet to a point; thence South 51 degrees, 44 minutes, 44 seconds East, 1008.49 feet to a point in the afore-said Northwesterly line of the land conveyed by deed recorded as Document No. 10957271 which is 1081 feet South-westerly of the intersection of said line with the South line of 53rd Street aforesaid; thence Southwesterly along said Northwesterly line of the land conveyed by deed recorded as Document No. 10957271, a distance of 400.50 feet to a point in the South line of Section 11 aforesaid; thence West along said South line, a distance of 468.58 feet to the point of beginning.

EXHIBIT A (continued)

Permanent Index Number: 18-11-302-011

Address of Real Estate: 5300 Joliet Road, McCook, IL 60525

Property of Cook County Clerk's Office