

# UNOFFICIAL COPY

This instrument prepared by or under the

Name: Atherton Capital Incorp  
Address: 1001 Bayhill Drive, Suite  
San Bruno, CA 94066

0011241187

9909/0120 52 001 Page 1 of 5  
2001-12-31 13:37:38  
Cook County Recorder 29.50

(and after recording should be returned to:)

RECORDED RETURN TO:  
KC WILSON & ASSOCIATES  
23232 PERALTA DR., STE. 218  
LAGUNA HILLS, CA 92653



0011241187

Loan No. 1025  
Restaurant No. 1172

## ASSIGNMENT OF MORTGAGE

THIS ASSIGNMENT OF MORTGAGE (the "Assignment") is entered into effective as of AUG 3, 2001 by and between ATHERTON CAPITAL INCORPORATED, a Delaware corporation, successor in interest to Atherton Capital Partners, L.P. ("ACI") and (ASSIGNEE)\*\* ("Assignee").

### RECITALS

A. ACI is the current holder of that certain Mortgage, Assignment of Leases and Rents and Fixture Filing ("Mortgage") made by MCKENZIE COOK, an Illinois corporation ("Borrower") in favor of ACI and originally recorded on 3/15/96, as Instrument No. \*  in the Official Records of Cook County, State of Illinois (the "Official Records") upon certain real property located in said County and more particularly described in Exhibit A attached hereto and by this reference incorporated herein (the "Property") together with the promissory note(s) or obligations, security agreement, financing statements and any and all other loan documents described in said mortgage (the "Loan Documents") and the sums due and to become due thereon, with interest as described therein from and after the date of the Mortgage.

\* 96-202557

\*\*FRANCHISE HOLDING II, LLC, located at 17767 N PERIMETER DRIVE,  
SCOTTSDALE, AZ 85255

*Handwritten signature:*  
Giles  
R 5  
miles  
CW

AGREEMENT

NOW, THEREFORE, in consideration of the mutual covenants contain herein and other good and valuable consider, a receipt of which is hereby acknowledge, the parties agree as follows:

1. ACI does hereby grant, bargain, sell, assign, transfer and set over to Assignee all of ACI's right, title and interest in and to the Mortgage, the UCC's and the Loan Documents executed by the Borrower in favor of ACI pursuant to the Mortgage.

2. This Assignment may be executed in any number of counterparts, each of which shall be deemed to be an original and all of which together shall comprise but a single instrument.

[Signatures begin on next page.]

DOCUMENT PREPARED BY:  
KC Wilson & Associates  
23222 Peralta Dr. #218  
Laguna Hills, CA 92653  
Phone (949) 470-3960

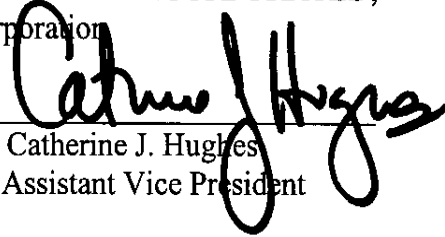
By:   
Frank Smith

IN WITNESS WHEREOF, the parties have executed this Assignment effective as of the date first written above.

ACI:

ATHERTON CAPITAL INCORPORATED,  
a Delaware corporation

By:



Name: Catherine J. Hughes  
Title: Assistant Vice President

Property of Cook County Clerk's Office

[Signatures must be acknowledged]

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of San Mateo

ss.

On August 3, 2001

before me,

Rhonda S. Boone

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

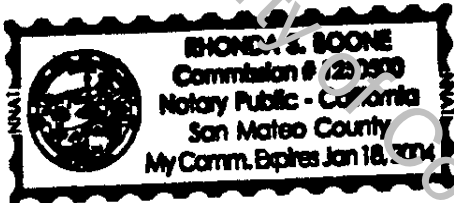
personally appeared

Catherine J. Hughes

Name(s) of Signer(s)

- personally known to me
- proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Rhonda S. Boone  
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignment

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

Capacity(ies) Claimed by Signer

Signer's Name: \_\_\_\_\_

- Individual
- Corporate Officer — Title(s): AVP
- Partner —  Limited  General
- Attorney in Fact
- Trustee
- Guardian or Conservator
- Other: \_\_\_\_\_

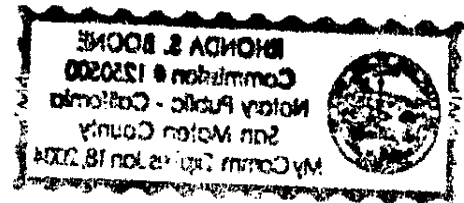
Signer Is Representing: A Frerton Capital

RIGHT THUMBPRINT OF SIGNER

Top of thumb here

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Property of Cook County Clerk's Office



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Exhibit A

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## Legal Description

The land referred to is situated in the State of Illinois, County of Cook and is described as follows:

Lots 1, 2, 3, 4, 5 and 6 in Block 1 (except that part of said Lots taken for widening of Ashland Avenue) in the Subdivision of Blocks 1, 2 and 3 of the Newmann and Hart's Addition to Englewood Heights, a subdivision of the North 1/2 of the Southeast 1/4 of Section 31, Township 38 North, Range 14 East of the Third Principal Meridian (except the West 10 acres thereof), in Cook County, Illinois.

PROPERTY ADDRESS:

8300 S. ASHLAND AVENUE  
CHICAGO, ILLINOIS

PERMANENT REAL ESTATE INDEX NOS.:

20-31-406-019  
20-31-406-020  
20-31-406-021  
20-31-406-022  
20-31-406-023  
20-31-406-024

8300 South Ashland