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2002-02-09 15:27:27
Cook County Records

02-00279



DISCHARGE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, that a Mortgage, Security Agreement, Assignment of Leases and Rents and Financing Statement, dated October 13, 1993, and recorded October 14, 1993, as Document Number 93827992, Cook County Records, made and executed by CHICAGO TITLE AND TRUST COMPANY, not personally, but as Trustee under Trust Agreement dated April 9, 1964, as amended April 9, 1984 and known as Trust No. 46746, and WOODFIELD ASSOCIATES, an Illinois general partnership, whose address is 200 East Long Lake Road, Bloomfield Hills, Michigan 48304 (collectively, the "Mortgagor"), to US BANK TRUST NATIONAL ASSOCIATION, formerly known as FIRST TRUST OF NEW YORK, as successor to MORGAN GUARANTY TRUST COMPANY OF NEW YORK, as Trustee, whose address is 100 Wall Street, Suite 1600, New York, New York, 10005 ("Mortgagee"), as affected by a Spreader of Mortgage, Security Agreement, Assignment of Leases and Rents and Financing Statement, dated December 16, 1993, and recorded December 20, 1993, as Document Number 03043690, Cook County Records, is hereby fully paid, satisfied, released and discharged. This Discharge of Mortgage applies to and covers all of the property, collateral and rights granted under or encumbered by such mortgages and documents, including, without limitation, the property described on Exhibit A, attached hereto and made a part hereof.

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IN WITNESS WHEREOF, the undersigned has executed this Discharge of Mortgage on the 16th day of November, 1998.

WITNESSES:

US BANK TRUST NATIONAL ASSOCIATION, f/k/a FIRST TRUST OF NEW YORK, as successor to MORGAN GUARANTY TRUST COMPANY OF NEW YORK, as Trustee

Leticia Marshall

By: Carlos R. Luciano
CARLOS R. LUCIANO

Its: ASSISTANT SECRETARY

STATE OF New York
COUNTY OF New York) ss.

The foregoing instrument was acknowledged before me this 16 day of November, 1998, by CARLOS R. LUCIANO, the ASSISTANT SECRETARY of US Bank Trust National Association f/k/a First Trust of New York, as successor to Morgan Guaranty Trust Company of New York, a New York corporation.

Janet P. O'Mara
Notary Public
Queens County, New York

My commission expires: 11/3/99

Drafted by and when recorded return to:

Joel M. Krugel
Miro Weiner & Kramer, P.C.
500 North Woodward, Suite 100
Bloomfield Hills, MI 48304

JANET P. O'MARA
Notary Public, State of New York
No. 010H5087549
Qualified in Queens County
Commission Expires Nov. 3, 1999

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EXHIBIT A LEGAL DESCRIPTION

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PARCEL 1:

That part of Lot 2A in the Resubdivision of parts of Lots 2, 5, 6 and 7 in Woodfield, and that part of Lot 2 in Woodfield, taken as a tract, said Woodfield being a subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, bounded and described as follows:

Commencing at the most Northerly corner of Lot 2A aforesaid, thence South 43 degrees 40 minutes 00 seconds East, along the Northeasterly line of said Lot 2A, 15.57 feet to the point of beginning; thence South 43 degrees 40 minutes 00 seconds East along said Northeasterly line of Lot 2A, 308.33 feet; thence South 46 degrees 20 minutes 00 seconds West, 30.00 feet; thence South 43 degrees 40 minutes 00 seconds East, 86.75 feet; thence North 46 degrees 20 minutes 00 seconds East 192.42 feet; thence South 43 degrees 40 minutes 00 seconds East, 1.42 feet; thence North 46 degrees 20 minutes 00 seconds East, 25.17 feet; thence North 43 degrees 40 minutes 00 seconds West 6.75 feet; thence North 88 degrees 40 minutes 00 seconds West 8.25 feet; thence North 43 degrees 40 minutes 00 seconds West, 2.33 feet; thence North 01 degrees 20 minutes 00 seconds East, 4.95 feet; thence North 46 degrees 20 minutes 00 seconds East, 2.33 feet; thence North 43 degrees 40 minutes 00 seconds West, 53.92 feet; thence North 46 degrees 20 minutes 00 seconds East, 52.67 feet; thence North 43 degrees 40 minutes 00 seconds West, 272.00 feet; thence South 46 degrees 20 minutes 00 seconds West, 50.67 feet; thence North 43 degrees 40 minutes 00 seconds West 41.50 feet; thence South 46 degrees 20 minutes 00 seconds West, 20.25 feet; thence North 43 degrees 40 minutes 00 seconds West, 2.33 feet; thence North 88 degrees 40 minutes 00 seconds West, 7.78 feet; thence South 46 degrees 20 minutes 00 seconds West, 56.46 feet; thence North 88 degrees 40 minutes 00 seconds West, 6.36 feet; thence South 46 degrees 20 minutes 00 seconds West, 11.75 feet; thence South 01 degrees 20 minutes 00 seconds West, 11.55 feet; thence South 46 degrees 20 minutes 00 seconds West, 30.08 feet; thence North 88 degrees 40 minutes 00 seconds West, 11.55 feet; thence South 46 degrees 20 minutes 00 seconds West, 11.75 feet; thence South 01 degrees 20 minutes 00 seconds West, 6.36 feet; thence South 46 degrees 20 minutes 00 seconds West, 28.40 feet to the point of beginning, in Cook County, Illinois.

Parcel Identification No. 07-13-200-031-0000 (Part)
Address: J106, J108, J122, K304, K306, K311, K314

ALSO

PARCEL 2A:

Lot 5A in the Resubdivision of parts of Lots 2, 5, 6, and 7 in Woodfield, being a subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10, East of the Third Principal Meridian, in Cook County, Illinois.

Parcel Identification No. 07-13-200-015-0000
Address: Unknown (Vacant)

PARCEL 2B:

Lot 10 in Woodfield, a Subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel Identification No. 07-13-200-031-0000 (Part)
Address: Unknown (Vacant)

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PARCEL 2G:

Lot 2 in Woodfield, a Subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, (except that part of Lot 2 lying Northerly of the following described line:

Beginning at a point on the East line of said Lot 2, said point being 8.897 feet Southerly of (as measured along the East line of said Lot 2) the Northeasterly corner of said Lot 2; thence Westerly along a straight line having a bearing of South 88 degrees 17 minutes 05 seconds West, 171.83 feet to a point on the West line of said Lot 2, said point being 7.119 feet Southerly of (as measured along the West line of said Lot 2) the Northwesterly corner of said Lot 2) and (except Lot 2A in the Resubdivision of parts of Lot 2, 5, 6 and 7 in Woodfield, being a Subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, and except therefrom the following:

That part of Lot 2A in the Resubdivision of parts of Lots 2, 5, 6 and 7 in Woodfield, and that part of Lot 2 in Woodfield, taken as a tract, said Woodfield being a subdivision of part of the Northwest Quarter, Northeast Quarter and the Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, bounded by a line described as follows:

Commencing at the most Northerly corner of said Lot 2A aforesaid; thence South 43 degrees 40 minutes 00 seconds East, along the Northeasterly line of said Lot 2A, 25.67 feet to the point of beginning; thence South 43 degrees 40 minutes 00 seconds East, along said Northeasterly line of Lot 2A, 308.33 feet; thence South 46 degrees 20 minutes 00 seconds West, 30.00 feet; thence South 43 degrees 40 minutes 00 seconds East, 86.75 feet; thence North 46 degrees 20 minutes 00 seconds East, 192.42 feet; thence South 43 degrees 40 minutes 00 seconds East, 1.42 feet; thence North 46 degrees 20 minutes 00 seconds East 25.17 feet; thence North 43 degrees 40 minutes 00 seconds West, 6.75 feet; thence North 88 degrees 40 minutes 00 seconds West 8.25 feet; thence North 43 degrees 40 minutes 00 seconds West 7.33 feet; thence North 01 degrees 20 minutes 00 seconds East 4.95 feet; thence North 46 degrees 20 minutes 00 seconds West 53.92 feet; thence North 46 degrees 20 minutes 00 seconds East 52.67 feet; thence North 43 degrees 40 minutes 00 seconds West, 272.00 feet; thence South 46 degrees 20 minutes 00 seconds West, 50.67 feet; thence North 43 degrees 40 minutes 00 seconds West, 41.50 feet; thence South 46 degrees 20 minutes 00 seconds West, 20.25 feet; thence North 43 degrees 40 minutes 00 seconds West, 2.33 feet; thence North 88 degrees 40 minutes 00 seconds West, 7.78 feet; thence South 46 degrees 20 minutes 00 seconds West, 56.46 feet; thence North 88 degrees 40 minutes 00 seconds West 6.36 feet; thence South 46 degrees 20 minutes 00 seconds West, 11.75 feet; thence South 01 degrees 20 minutes 00 seconds West 11.55 feet; thence South 46 degrees 20 minutes 00 seconds West, 30.08 feet; thence North 88 degrees 40 minutes 00 seconds West 11.55 feet; thence South 46 degrees 20 minutes 00 seconds West, 11.75 feet; thence South 01 degrees 20 minutes 00 seconds West, 6.36 feet; thence South 46 degrees 20 minutes 00 seconds West 28.46 feet to the point of beginning) in Cook County, Illinois.

Parcel Identification No. 07-13-200-⁰³⁵031 (Part)
Address: Unknown (Main Mall and Courtyard)

PARCEL 3A:

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Lot 11 in Woodfield, being a Subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, except that portion bounded and described as follows:

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Commencing at the most Northerly corner of said Lot 11; thence South 43 degrees 40 minutes East along the Northeasterly line of said Lot 11, 226.53 feet; thence South 46 degrees 20 minutes West, 125.40 feet; thence South 89 degrees 22 minutes 48 seconds West, 67.86 feet to a point on the West line of said Lot 11; thence North 00 degrees 29 minutes 34 seconds East along the West line of said Lot 11, 251.20 feet to the point of beginning all in Cook County, Illinois.

Parcel Identification No. 07-13-103-007-0000
Address: Unknown

PARCEL 4:

The reciprocal and non-exclusive rights, easements, privileges of use, ingress and egress, parking and for utility and other purposes created and granted as an appurtenance to Parcels 1, 2A, 2B, 2C and 2D above, in and by that certain Four Party Operating Agreement dated as of the 20th of August, 1969 between Woodfield Associates, Marshall Field and Company, Sears Roebuck and Company and J. C. Penney Company, Incorporated, recorded on August 29, 1969 as Document 20945754 at the office of the Recorder of Deeds of Cook County, Illinois and filed August 29, 1969 as Document LR2469541 in the Registrar's Office of Cook County, Illinois, as amended by Amendment to Four Party Operating Agreement dated as of the 31st day of July, 1970 between the same parties recorded on November 10, 1970 as Document 21313213 at the Office of the Recorder of Deeds of Cook County, Illinois as further amended by Second Amendment to Four Party Operating Agreement dated as of the 21st day of June, 1971 between Chicago Title and Trust Company, a Corporation of Illinois, as Trustee, Marshall Field and Company, Sears, Roebuck and Company and J. C. Penney Company, Incorporated, recorded on September 13, 1971 as Document ~~21774062~~ 21774062 at the Office of the Recorder of Deeds of Cook County, Illinois and filed on December 14, 1971 as Document LR2598646 in the Registrar's Office of Cook County, Illinois, and as amended by Third Supplemental Agreement dated June 21, 1971 and recorded January 12, 1972 as Document 21774062 Supplemental Agreement dated the 30th day of January, 1969 between Woodfield Associates and Marshall Field and Company as amended by First Amendment to Supplemental Agreement dated as of the 21st day of June, 1971 by and between Chicago Title and Trust Company, a Corporation of Illinois, as Trustee, and Marshall Field and Company, a Memorandum of said Supplemental Agreement and Amendment has been recorded on January 24, 1972 as Document 21785149 in the Recorder's Office aforesaid, Supplemental Agreement dated as of the 31st day of October, 1969 by and between Woodfield Associates and Sears, Roebuck and Company as amended by First Amendment to Supplemental Agreement dated as of the 21st day of June, 1971 by and between Chicago Title and Trust Company, a Corporation of Illinois, as Trustee, and Sears, Roebuck and Company, a Memorandum of said Supplemental Agreement and Amendment has been recorded on January 24, 1972 as Document 21785149 in the Recorder's Office aforesaid, Supplemental Agreement dated as of the 30th day of January, 1969 by and between Woodfield Associates and J. C. Penney Company Incorporated and Second Supplemental Agreement dated as of the 20th day of August, 1969 between the same parties (Memoranda of which have been recorded on November 4, 1969 as Document 21003242 and Document 21003243 at the Office of the Recorder of Deeds of Cook County, Illinois) as amended by Amendment to Supplemental Agreement and Amendment to Second Supplemental Agreement dated as of the 21st day of June, 1971 by and between Chicago Title and Trust Company, a Corporation of Illinois, as Trustee, and J. C. Penney Company, Incorporated, a Memorandum of which has been recorded on January 24, 1972 as Document 21785149 in the Recorder's Office aforesaid,

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Parcel 4 (continued)

and as further amended by Third Amendment to Four Party Operating Agreement dated as of the 29th day of August, 1972, between Chicago Title and Trust Company, a Corporation of Illinois, as Trustee, Marshall Field and Company, Sears, Roebuck and Company, J. C. Penney Company, Incorporated, and Adcor Realty Corporation, recorded March 2, 1973 as Document 22237958 in the Recorder's Office aforesaid, Assignment and Assumption Agreement dated August 28, 1982 and recorded August 30, 1982 as Document 26336957 whereby Marshall Field and Company, a Delaware Corporation, assigned its interest under said Operating Agreement to Bat Holdings I Inc., a Delaware Corporation (herein all together called "Easement Agreement") in, on, over, upon and under certain adjoining real property (herein more particularly described, together with all of the rights, powers and privileges and benefits under said Easement Agreement accruing to the Owner of said Parcels 1, 2A, 2B and 2C its successors, legal representatives and assigns, all in Cook County, Illinois.

Parcel Identification No. N/A
Address: N/A

PARCEL 5:

Lots 7B, 7C and 7D in Plat of Resubdivision of Lots 2, 5, 6 and 7 in Woodfield, being a Subdivision of part of the Northwest Quarter and the Northeast Quarter and the Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel Identification No. 07-13-200-024-0000 (7B); 07-13-200-025-000 (7C); 07-13-200-026-000 (7D)
Address: N/A

PARCEL 6:

A non-exclusive, permanent easement, appurtenant to and for the benefit of Parcel 5 aforesaid for vehicular and pedestrian ingress and egress, and a temporary, non-exclusive, construction easement for constructing traffic improvements appurtenant to and for the benefit of Parcel 5 aforesaid, created by Agreement between Sears, Roebuck and Company, a New York Corporation, dated January 19, 1988 and recorded February 24, 1988 as Document 88079948 and filed February 24, 1988 as Document LR368935, over and upon Lots 1 and 8 in Woodfield, being a Subdivision of part of the Northwest Quarter and the Northeast Quarter and the Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois.

Parcel Identification No. N/A
Address: N/A

All of the foregoing parcels are more commonly known as "Woodfield", Schaumburg, Illinois.

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New Lord and Taylor Parcel

Lot 2C in the Plat of Resubdivision of part of Lot 2 in Woodfield and Lot 2A in the Resubdivision of parts of Lots 2, 5, 6 and 7 in Woodfield, being a subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, in Cook County, Illinois.

PIN: 07-13-200-034

Property of Cook County Clerk's Office

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Existing Lord & Taylor Parcel

Lot "2A" in the resubdivision of parts of Lot 2, 5, 6 and 7 in Woodfield, being a subdivision of part of the Northwest Quarter, Northeast Quarter and the Southeast Quarter of Section 13, Township 41 North, Range 10 East of the Third Principal Meridian, (except that part bounded and described as follows:

Commencing at the most Northerly corner of said Lot "2A"; thence South 43 degrees 40 minutes 00 seconds East, along the Northeasterly line of said Lot "2A," 334.00 feet to the point of Beginning; thence South 46 degrees 20 minutes 00 seconds West 30.00 feet; thence South 43 degrees 40 minutes 00 seconds East, 5.00 feet; thence North 46 degrees 20 minutes 00 seconds East, 30.00 feet; thence North 43 degrees 40 minutes 00 seconds West, 5.00 feet to the Point of Beginning), in Cook County, Illinois, which also is described as:

That part of Lot 2 bounded by a line described as follows:

Commencing at the Southwesterly corner of said Lot 2, said corner also on the Northerly line of Woodfield Road; thence North 43 degrees 40 minutes 00 seconds West along the Westerly line of said Lot 2, 24.90 feet; thence North 46 degrees 20 minutes 00 seconds East 410.00 feet to the Point of Beginning; thence North 43 degrees 40 minutes 00 seconds West 414.39 feet; thence North 46 degrees 20 minutes 00 seconds East 593.53 feet; thence South 43 degrees 40 minutes 00 seconds East 334.00 feet; thence South 44 degrees 20 minutes 00 seconds West 30.00 feet; thence South 43 degrees 40 minutes 00 seconds East 97.00 feet; thence North 44 degrees 20 minutes 00 seconds East 50.00 feet; thence South 43 degrees 40 minutes 00 seconds East 219.50 feet; thence South 45 degrees 20 minutes 00 seconds West 420.94 feet; thence North 70 degrees 02 minutes 58 seconds West 122.78 feet; thence South 88 degrees 44 minutes 43 seconds West 186.98 feet to the point of beginning; in Woodfield, being a subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the third principal Meridian, in Cook County, Illinois

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Nordstrom Parcel

Lot 2B in the Plat of Resubdivision of part of Lot 2 in Woodfield and Lot 2A in the Resubdivision of parts of Lots 2, 5, 6 and 7 in Woodfield, being a subdivision of part of the Northwest Quarter, Northeast Quarter and Southeast Quarter of Section 13, Township 41 North, Range 10 East of the third Principal Meridian, in Cook County, Illinois.

PIN: 07-13-200-033

Property of Cook County Clerk's Office