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Cook County Recorder 32.00

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UNILATERAL SUBORDINATION OF MORTGAGE TO LEASE

THIS UNILATERAL SUBORDINATION OF MORTGAGE TO LEASE dated as of November ~~21<sup>st</sup>~~, 2002, by LASALLE BANK NATIONAL ASSOCIATION, a national banking association (the "Mortgagee");

WITNESSETH:

WHEREAS, the Mortgagee is the owner and holder of that certain Construction Loan Mortgage and Security Agreement dated as of September 1, 2002, from Gateway Center of Palatine LLC, an Illinois limited liability company (the "Mortgagor"), to the Mortgagee, recorded in the Office of the Recorder of Deeds of Cook County, Illinois, on October 15, 2002, as Document No. 0021124977, as modified and amended by that certain Modification Agreement dated as of September 1, 2002, by and among the Mortgagor, the Mortgagee and others; (collectively, the "Mortgage"); and

WHEREAS, the Mortgage encumbers the real estate described in Exhibit A attached hereto and the personal property located thereon (the "Fremises"); and

WHEREAS, the Mortgagee has agreed to subordinate the lien of the Mortgage to the lien of that certain Lease dated ~~November 26, 2002~~ (the "Lease"), by and between the Mortgagor, as Landlord, and HEALTHSOUTH Rehabilitation Center Limited Partnership, an Alabama limited partnership, as Tenant (the "Tenant"); and

November 3<sup>rd</sup>, 2002 *etc*

Permanent Tax Index Numbers:

02-15-400-040; 02-15-400-041;  
02-15-400-042; and 02-15-411-002

Address of Premises:

Southwest Corner of Colfax  
Street and Smith Street  
Palatine, Illinois

This Instrument Prepared by and to be  
Returned After Recording to:

Alvin L. Kruse  
Elizabeth Pfeiler Foley  
Seyfarth Shaw  
55 East Monroe Street  
Suite 4200  
Chicago, Illinois 60603

8058500, 6574 D2

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BOX 333-CT

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NOW, THEREFORE, the Mortgagee hereby subordinates the lien of the Mortgage to the lien of the Lease, with the same effect as if the Lease had been executed, delivered and recorded prior to the execution, delivery and recording of the Mortgage.

SO LONG AS the Tenant is not in default in the payment of rent or in the performance of any of the terms, covenants or conditions of the Lease on the Tenant's part to be performed, and so long as the Tenant attorns to the Mortgagee, the Tenant's possession and occupancy of the Premises shall not be interfered with or disturbed by the Mortgagee during the term of the Lease or any extension thereof duly exercised by the Tenant.

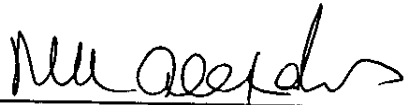
[SIGNATURE PAGE(S) AND EXHIBIT(S), IF ANY, FOLLOW THIS PAGE]

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LASALLE BANK NATIONAL ASSOCIATION

By   
Maria K. Alexakis, Assistant Vice President

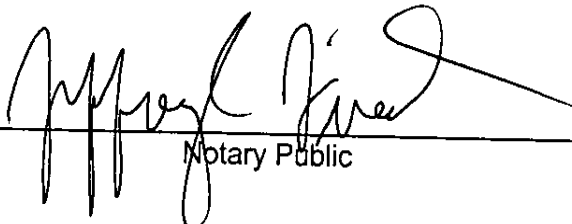
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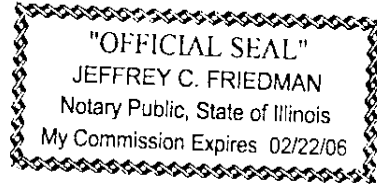
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STATE OF ILLINOIS        )  
                                  )  
COUNTY OF COOK        )        SS

The foregoing instrument was acknowledged before me this 27<sup>th</sup> day of November, 2002, by Maria K. Alexakis, Assistant Vice President, of LaSalle Bank National Association, a national banking association, on behalf of the association.

  
\_\_\_\_\_  
Notary Public



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## EXHIBIT A

### LEGAL DESCRIPTION OF THE PREMISES

#### PARCEL 1:

LOT 1 OF PLAT OF RESUBDIVISION OF GATEWAY CENTER BEING A SUBDIVISION OF A PART OF THE SOUTHEAST 1/4 OF SECTION 15, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, SAID PLAT HAVING BEEN RECORDED OCTOBER 30, 2001 AS DOCUMENT 0011012354.

#### PARCEL 2:

EXCLUSIVE EASEMENT FOR PARKING IN FAVOR OF PARCEL 1, AS CREATED BY EASEMENT AND OPERATING AGREEMENT, RECORDED OCTOBER 30, 2001 AS DOCUMENT 0011012357 AND AMENDED BY FIRST AMENDMENT TO EASEMENT AND OPERATING AGREEMENT DATED OCTOBER 18, 2002 AND RECORDED NOVEMBER 12, 2002 AS DOCUMENT 0021250797.

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