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3-73/0013 16 001 Page 1 of 9

2002-11-27 14:51:31

Cook County Recorder

40.50

WARRANTY DEED
Statutory (ILLINOIS)

THE GRANTOR (Name and Address)
LAKESHORE EAST LLC
1 West Superior, Suite 200
Chicago, IL 60610



NNNT 01021500
303 TOMMIE

a limited liability company created and existing under and by virtue of the laws of the State of Illinois and duly authorized to transact business in the State of Illinois, for and in consideration of Ten and 00/100 Dollars (\$10.00), and other good and valuable consideration in hand paid, and pursuant to authority given by the managing member of said limited liability company, CONVEYS and WARRANTS to The Lancaster Development Group LLC

the premises located at

201 North West Shore Drive, Chicago, IL 60601 of the County of Cook, to wit:

PIN 17-10-400-015-0000, 17-10-401-012 & 17-10-401-013

See Attached Exhibit A.

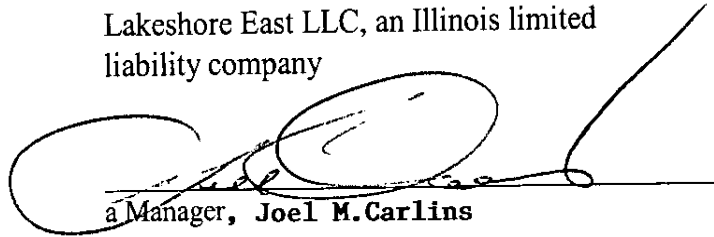
SUBJECT TO:

General Real Estate taxes for the year 2002 and subsequent years, special taxes or assessments for improvements not yet completed; special taxes or assessments levied pursuant to the City of Chicago Special Assessment Improvement Bonds, Series 2002 if and when levied; easements, covenants, restrictions, agreements, conditions and building lines of record and the Permitted Exceptions listed on the Attached Exhibit B.

Permanent Index Number(s) 17-10-400-015, 17-10-401-012 and 17-10-401-013

Dated November 19, 2002.

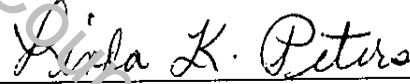
Lakeshore East LLC, an Illinois limited liability company


a Manager, **Joel M. Carlins**

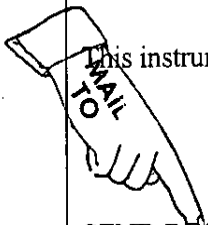
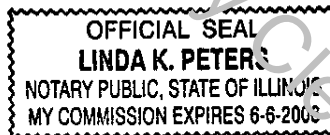
STATE OF ILLINOIS
COUNTY OF COOK

I, the undersigned, a Notary Public, in and for the County and State aforesaid, CERTIFY that Joel M. Carlins, personally known to me to be a Manager of Lakeshore East LLC, and personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that as such Manager he signed and delivered the said instrument, pursuant to authority given by Lakeshore East LLC, as his free and voluntary act, and as the free and voluntary act and deed of said Lakeshore East LLC for the uses and purposes therein set forth.

Given under my hand and official seal, this 19th day of November, 2002.
Commission expires 6-6-2006



Notary Public



This instrument was prepared by: Chad Middendorf, 1 West Superior, Suite 200, Chicago, IL 60610

SEND RECORDED DOCUMENTS TO:

Chad Middendorf
Joel M. Carlins & Associates, Ltd.
One West Superior St., Suite 200
Chicago, Illinois 60610

SEND SUBSEQUENT TAX BILLS TO:

The Lancaster Development Group LLC
c/o Magellan Development Group, Ltd.
One West Superior St., Suite 200
Chicago, Illinois 60610

**EXHIBIT A
LEGAL DESCRIPTION**

BUILDING M

PARCEL 1:

A PARCEL OF LAND COMPRISED OF A PART OF THE LANDS LYING EAST OF AND ADJOINING FORT DEARBORN ADDITION TO CHICAGO, SAID ADDITION BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS, SAID PARCEL BEING BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE NORTHWARD EXTENSION OF THE EAST LINE OF PARCEL "A" WHICH POINT IS 176.19 FEET NORTH OF THE NORTHEAST CORNER OF SAID PARCEL "A", AS SAID PARCEL "A" IS LOCATED AND DEFINED IN THE PLAT OF "LAKE FRONT PLAZA SUBDIVISION", BEING A SUBDIVISION RECORDED ON APRIL 30, 1962 AS DOCUMENT 18461961, (SAID NORTHWARD EXTENSION BEING ALSO THE WEST LINE OF THE STRIP OF LAND, 66.00 FEET WIDE AS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO FOR PUBLIC UTILITIES BY PLAT OF DEDICATION RECORDED ON MARCH 14, 1979 AS DOCUMENT 24879730) AND RUNNING

THENCE WEST ALONG A LINE PERPENDICULAR TO SAID NORTHWARD EXTENSION, A DISTANCE OF 70.00 FEET;

THENCE NORTH ALONG A LINE PARALLEL WITH SAID NORTHWARD EXTENSION, A DISTANCE OF 248.13 FEET;

THENCE EAST ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED LINE, A DISTANCE OF 70.00 FEET;

THENCE NORTH ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED LINE, A DISTANCE OF 49.90 FEET;

THENCE EAST ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED LINE A DISTANCE OF 66.00 FEET;

THENCE SOUTH ALONG A LINE PARALLEL WITH SAID NORTHWARD EXTENSION OF THE EAST LINE OF PARCEL "A", A DISTANCE OF 298.03 FEET TO AN INTERSECTION WITH A LINE WHICH IS 231.00 FEET NORTH OF AND PARALLEL WITH THE NORTH LINE OF HARBOR POINT UNIT NO. 1, BEING A SUBDIVISION RECORDED ON DECEMBER 13, 1974 AS DOCUMENT 22935649;

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THENCE WEST ALONG THE LAST DESCRIBED PARALLEL LINE, (BEING ALSO PERPENDICULAR TO SAID NORTHWARD EXTENSION OF THE EAST LINE OF PARCEL "A") A DISTANCE OF 66.00 FEET TO THE POINT OF BEGINNING.

EXCEPTING FROM THE ABOVE DESCRIBED PARCEL OF LAND THAT PART OF THE EAST 66.00 FEET OF SAID PARCEL LYING BELOW AN HORIZONTAL PLANE HAVING AN ELEVATION OF 20.00 FEET ABOVE CHICAGO CITY DATUM, WHICH PART WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO FOR PUBLIC UTILITIES BY INSTRUMENT RECORDED ON THE 12TH DAY OF DECEMBER, 1986 AS DOCUMENT 86597181;

AND ALSO EXCEPTING FROM THE ABOVE DESCRIBED PARCEL THAT PART OF THE SOUTH 52.42 FEET OF SAID PARCEL LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF 20.92 FEET ABOVE CHICAGO CITY DATUM, WHICH PART WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO FOR PUBLIC UTILITIES BY INSTRUMENT RECORDED THE 14TH DAY OF MARCH, 1979 AS DOCUMENT 24879730.

PARCEL 2:

NON-EXCLUSIVE EASEMENTS APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 1, INCLUDING EASEMENTS FOR ACCESS TO IMPROVEMENTS BEING CONSTRUCTED OVER TEMPORARY CONSTRUCTION EASEMENT AREAS, FOR PEDESTRIAN AND VEHICULAR INGRESS AND EGRESS ON, OVER, THROUGH AND ACROSS THE STREETS, AND TO UTILIZE THE UTILITIES AND UTILITY EASEMENTS, ALL AS MORE PARTICULARLY DEFINED, DESCRIBED AND CREATED BY DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR LAKESHORE EAST MADE BY AND BETWEEN LAKESHORE EAST LLC, LAKESHORE EAST PARCEL P LLC, AND ASN LAKESHORE EAST LLC DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732020.

City of Chicago
Dept. of Revenue
294534




Real Estate
Transfer Stamp
\$60,750.00

11/27/2002 14:20 Batch 11843 51

STATE TAX

STATE OF ILLINOIS



NOV. 27. 02


REAL ESTATE TRANSFER TAX
DEPARTMENT OF REVENUE

0000045304

REAL ESTATE TRANSFER TAX
0810000
FP326669

COUNTY TAX

COOK COUNTY
REAL ESTATE TRANSACTION TAX



NOV. 27. 02

REVENUE STAMP

0000092633

REAL ESTATE TRANSFER TAX
0405000
FP326670

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EXHIBIT B

PERMITTED EXCEPTIONS:

1. (B) THE LAND LIES WITHIN THE BOUNDARIES OF SPECIAL SERVICE AREA NUMBER 12 AS DISCLOSED BY SUBSTITUTE ORDINANCE RECORDED FEBRUARY 19, 1991 AS DOCUMENT 91075841, AND IS SUBJECT TO ADDITIONAL TAKES UNDER THE TERMS OF SAID ORDINANCE AND SUBSEQUENT RELATED ORDINANCES.

2. (E) COVENANTS AND RESTRICTIONS CONTAINED IN THE AGREEMENT TITLED "EASEMENTS, COVENANTS AND RESTRICTIONS" DATED JUNE 25, 1986 AND RECORDED JUNE 30, 1986 AS DOCUMENT NUMBER 86267044 MADE BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT KNOWN AS TRUST NUMBER 60312 (OWNER OF THE HOTEL SITE) AND AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENTS KNOWN AS TRUST NUMBERS 45250, 45251 AND 46968 (OWNER OF BUILDING SITES), METROPOLITAN STRUCTURES AND ILLINOIS CENTER CORPORATION RELATING TO TYPES OF IMPROVEMENTS TO BE MADE ON THE LAND.

FIRST AMENDMENT TO EASEMENTS, COVENANTS AND RESTRICTIONS DATED JUNE 27, 1996 AND RECORDED JULY 9, 1996 AS DOCUMENT NUMBER 96522549 MADE BY AND AMONG AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENTS KNOWN AS TRUST NUMBERS 60312, 45250, 45251, 46968 AND 56375, METROPOLITAN STRUCTURES AND ILLINOIS CENTER CORPORATION.

3. (F) PERPETUAL AND NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PROPERTY LYING NORTH AND WEST OF AND ADJOINING THE LAND TO INSTALL, USE, MAINTAIN, REPAIR, AND REPLACE UNDERGROUND STORM SEWER, SANITARY SEWER, WATER, GAS AND ELECTRIC LINE IN A 15 FOOT WIDE STRIP OF LAND SUBJECT TO TERMS AND CONDITIONS AS CONTAINED IN AFORESAID AGREEMENT DATED JUNE 25, 1986 AND RECORDED JUNE 30, 1986 AS DOCUMENT NUMBER 86267044.

FIRST AMENDMENT TO EASEMENTS, COVENANTS AND RESTRICTIONS DATED JUNE 27, 1996 AND RECORDED JULY 9, 1996 AS DOCUMENT NUMBER 96522549 MADE BY AND AMONG AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENTS KNOWN AS TRUST NUMBERS 60312, 45250, 45251, 46968 AND 56375, METROPOLITAN STRUCTURES AND ILLINOIS CENTER CORPORATION.

4. (G) TERMS, POWERS, PROVISIONS AND LIMITATIONS OF THE 1969 AMENDATORY LAKE FRONT ORDINANCE PASSED ON SEPTEMBER 17, 1969 BY THE CITY COUNCIL OF THE CITY OF CHICAGO, A COPY OF WHICH WAS RECORDED APRIL 10, 1970 AS DOCUMENT 21132412, AS AMENDED FROM TIME TO TIME.

5. (H) COVENANTS AND RESTRICTIONS CONTAINED IN SECTION 14.2 OF DEED DATED MAY 1, 1962 AND RECORDED MAY 7, 1962 AS DOCUMENT 18467558 FROM ILLINOIS CENTRAL RAILROAD COMPANY TO AMERICAN NATIONAL BANK AND TRUST COMPANY, AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 9, 1963 AND KNOWN AS TRUST NUMBER 17460, PROVIDING THAT, SUBJECT TO EXISTING CURRENT USES AND THEIR RIGHTS AND OBLIGATIONS OF GRANTOR AND THOSE CLAIMING UNDER IT TO CONDUCT ITS RAILROAD OPERATIONS IN THE AREA EAST OF LAKE SHORE DRIVE (FIELD BOULEVARD), THE GRANTOR AGREES THAT FOR A PERIOD OF 50 YEARS IT WILL NOT, WITHOUT WRITTEN CONSENT OF GRANTEE, PERMIT CONSTRUCTION ABOVE ELEVATION 25, CHICAGO CITY DATUM, ON GRANTOR'S PROPERTY LYING EAST OF LAKE SHORE DRIVE (FIELD BOULEVARD) BETWEEN RANDOLPH STREET EXTENDED, ON THE SOUTH AND WACKER DRIVE EXTENDED, ON THE NORTH FOR PURPOSES OTHER THAN RESIDENTIAL

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APARTMENT BUILDINGS, HOTELS, APARTMENT HOTELS, MOTELS, OFFICE BUILDING, RESTAURANTS, AUDITORIUMS, ARENAS, CONCERT HALLS, STORES, CLUBS, OR ANY COMBINATION OF THESE OR SIMILAR OR RELATED TYPES OF STRUCTURES, AND SERVICE INCIDENTAL TO SUCH STRUCTURES AND THAT IT WILL NOT ITSELF USE OR AUTHORIZE OTHERS TO USE SUCH PROPERTY FOR ANY PURPOSE WHATSOEVER WHICH MAY BE IN ANY WAY OF A MORE OBJECTIONABLE CHARACTER OR PRODUCE GREATER OR MORE OFFENSIVE ODORS, FUMES, GASES, DUST, SMOKE, NOISE OR VIBRATIONS THAN ARE PRODUCED BY THE TYPES OF STRUCTURES HERETOFORE ENUMERATED AND BY THE GENERAL RAILROAD BUSINESS AS NOW CONDUCTED ON THE PREMISES OF GRANTOR NORTH OF RANDOLPH STREET EXTENDED EAST.

6. (I) EASEMENTS GRANTED IN THE DEED FROM ILLINOIS CENTRAL RAILROAD COMPANY, A CORPORATION OF ILLINOIS, TO AMERICAN NATIONAL BANK AND TRUST COMPANY, AS TRUSTEE UNDER TRUST AGREEMENT DATED APRIL 9, 1963 AND KNOWN AS TRUST NUMBER 17460, DATED MAY 1, 1962 AND RECORDED APRIL 9, 1963 AS DOCUMENT 18467558.
7. (O) NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF THE PROPERTY SOUTH OF AND ADJOINING THE LAND AS CREATED BY EASEMENT AGREEMENT MADE BY AND BETWEEN AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED DECEMBER 1, 1982 AND KNOWN AS TRUST NUMBER 56375, WHITMAN CORPORATION, A DELAWARE CORPORATION, AND HEALTH CARE SERVICE CORPORATION, A MUTUAL LEGAL RESERVE COMPANY, DBA BLUE CROSS BLUE SHIELD OF ILLINOIS, DATED OCTOBER 17, 1994 AND RECORDED OCTOBER 20, 1994 AS DOCUMENT 94899348, FOR THE FOLLOWING PURPOSES:

(1) FOR INGRESS AND EGRESS OF VEHICULAR TRAFFIC ON THE TEMPORARY EASEMENT PARCEL TO AND FROM THE PROPERTY SOUTH AND ADJOINING, AND THE INTERMEDIATE LEVEL OF COLUMBUS DRIVE, (AS DEFINED IN THE CITY OF CHICAGO RESIDENTIAL BUSINESS PLANNED DEVELOPMENT NO. 70), OVER AND ONTO THE FOLLOWING DESCRIBED TRACT OF LAND:

THAT PART OF THE PROPERTY AND SPACE LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF 26.00 FEET ABOVE CHICAGO CITY DATUM AND LYING WITHIN BOUNDARIES, PROJECTED VERTICALLY, OF THE PROPERTY AND SPACE DESCRIBED AS FOLLOWS: THAT PART OF THE LANDS LYING EAST OF AND ADJOINING FOR DEARBORN ADDITION TO CHICAGO, SAID ADDITION BEING THE WHOLE OF THE SOUTHWEST FRACTION QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS BOUNDED AND DESCRIBED AS FOLLOWS: BEGINNING ON THE EAST LINE OF NORTH COLUMBUS DRIVE 110 FEET WIDE, AS SAID NORTH COLUMBUS DRIVE WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS ON THE 5TH DAY OF JUNE, 1972, AS DOCUMENT 21925615, AT A POINT 95.178 FEET, AS MEASURED ALONG SAID EAST LINE, NORTH OF THE POINT OF INTERSECTION OF SAID EAST LINE (EXTENDED SOUTH) WITH THE NORTH LINE OF EAST RANDOLPH STREET (AS SAID EAST RANDOLPH STREET WAS DEDICATED AND CONVEYED TO SAID CITY OF CHICAGO BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE ON THE 11TH DAY OF DECEMBER, 1979, AS DOCUMENT 25276446) AND RUNNING; THENCE SOUTH ALONG SAID EAST LINE OF NORTH COLUMBUS DRIVE, A DISTANCE OF 95.178 FEET TO A POINT WHICH IS 300.00 FEET, AS MEASURED ALONG SAID EAST LINE, NORTH OF SAID INTERSECTION OF THE WEST LINE WITH THE NORTH LINE OF EAST RANDOLPH STREET; THENCE EAST ALONG A LINE PERPENDICULAR WITH SAID EAST LINE, DISTANCE OF 60.00 FEET; THENCE NORTH ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED COURSE, A DISTANCE OF 128.178 FEET; THENCE WEST ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED COURSE A DISTANCE OF 60.00 FEET TO AN INTERSECTION WITH SAID EAST LINE OF NORTH COLUMBUS DRIVE; THENCE SOUTH ALONG SAID EAST LINE, A DISTANCE OF 33.00

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FEET TO THE POINT OF BEGINNING.

(2) FOR FREE AND UNRESTRICTED ACCESS FOR INGRESS AND EGRESS OF VEHICULAR TRAFFIC ON THE PARKING ACCESS WAY TO AND FROM THE PROPERTY SOUTH AND ADJOINING, OVER AND ONTO THE FOLLOWING DESCRIBED TRACT OF LAND:

THAT PART OF THE PROPERTY AND SPACE LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF 26.00 FEET ABOVE CHICAGO CITY DATUM AND LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF 33.00 FEET ABOVE CHICAGO CITY DATUM AND LYING WITHIN BOUNDARIES, PROJECTED VERTICALLY, OF THE PROPERTY AND SPACE DESCRIBED AS FOLLOWS: THAT PART OF THE LANDS LYING EAST OF AND ADJOINING FORT DEARBORN ADDITION TO CHICAGO, SAID ADDITION BEING THE WHOLE OF THE SOUTHWEST FRACTIONAL QUARTER OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS RECORDED AND DESCRIBED AS FOLLOWS:

BEGINNING ON THE EAST LINE OF NORTH COLUMBUS DRIVE 110 FEET WIDE, AS SAID NORTH COLUMBUS DRIVE WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE OF COOK COUNTY, ILLINOIS ON THE 5TH DAY OF JUNE, 1972 AS DOCUMENT 21925615, AT A POINT 395.178 FEET AS MEASURED ALONG SAID EAST LINE, NORTH OF THE POINT OF INTERSECTION OF SAID EAST LINE (EXTENDED SOUTH) WITH THE NORTH LINE OF EAST RANDOLPH STREET (AS SAID EAST RANDOLPH STREET WAS DEDICATED AND CONVEYED TO SAID CITY OF CHICAGO BY INSTRUMENT RECORDED IN SAID RECORDER'S OFFICE ON THE 11TH DAY OF DECEMBER, 1979 AS DOCUMENT 25276446) AND RUNNING; THENCE EAST ALONG A LINE PERPENDICULAR TO SAID EAST LINE OF NORTH COLUMBUS DRIVE (SAID PERPENDICULAR LINE BEING THE SOUTH LINE OF THE STRIP OF LAND, 66.00 FEET WIDE, DEDICATED AND CONVEYED TO THE CITY OF CHICAGO FOR PUBLIC UTILITIES BY INSTRUMENT RECORDED ON THE 12TH DAY OF DECEMBER, 1988 AS DOCUMENT 86597180) A DISTANCE OF 135.00 FEET; THENCE SOUTH ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED COURSE, A DISTANCE OF 95.178 FEET; THENCE EAST ALONG A LINE PERPENDICULAR TO THE LAST DESCRIBED COURSE, A DISTANCE OF 200.00 FEET TO AN INTERSECTION WITH A LINE 335.00 FEET EAST OF AND PARALLEL WITH SAID EAST LINE OF NORTH COLUMBUS DRIVE; THENCE NORTH ALONG THE LAST DESCRIBED PARALLEL LINE, A DISTANCE OF 161.178 FEET TO AN INTERSECTION WITH THE NORTH LINE OF SAID STRIP OF LAND, 66.00 FEET WIDE, DEDICATED AND CONVEYED TO THE CITY OF CHICAGO BY INSTRUMENT RECORDED AS DOCUMENT 86597180; THENCE WEST ALONG SAID NORTH LINE, A DISTANCE OF 335.00 FEET TO AN INTERSECTION WITH SAID EAST LINE OF NORTH COLUMBUS DRIVE; THENCE SOUTH ALONG SAID EAST LINE OF NORTH COLUMBUS DRIVE; THENCE SOUTH ALONG SAID EAST LINE OF NORTH COLUMBUS DRIVE, A DISTANCE OF 66.00 FEET TO THE POINT OF BEGINNING.

(AFFECTS PARCEL 2)

8. (AJ) NON-EXCLUSIVE, PERPETUAL EASEMENT FOR UTILITY PURPOSES, VEHICULAR ACCESS AND PEDESTRIAN ACCESS INCIDENTAL TO THE USE OF THE 195 HARBOR POINT PROPERTY, AS MORE FULLY DESCRIBED THEREIN, CREATED BY AMENDED AND RESTATED GRANT OF EASEMENTS DATED AUGUST 29, 1989 AND RECORDED SEPTEMBER 1, 1989 AS DOCUMENT 89410952 MADE BY AND AMONG AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 7, 1985 AND KNOWN AS TRUST NUMBER 65812, AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED JUNE 28, 1979 AND KNOWN AS TRUST NUMBER 46968, AND AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED DECEMBER 1, 1982 AND KNOWN AS TRUST NUMBER 56375.

(AFFECTS PARCEL 2).

9. (AK) MATTERS DISCLOSED BY THE SURVEY OF THE LAND PREPARED BY INTERNATIONAL ENGINEERING CONSULTANTS, INC., PROJECT NO. C01026, DATED MAY 29, 2002, AS FOLLOWS:
 - A. ENCROACHMENT OF CONCRETE CORNER OF BUILDING LOCATED MAINLY ON ADJOINING PROPERTY (LABELED 400 E. RANDOLPH ON SAID SURVEY) OVER A SOUTH LINE AND ONTO THE LAND BY 0.07 FEET.
 - B. ENCROACHMENT OF CONCRETE DRIVE SERVING ADJOINING PROPERTY (LABELED 195 N. HARBOR ON SAID SURVEY) OVER THE EAST AND WEST LINES OF THE EASEMENT GRANTED BY INSTRUMENT RECORDED AS DOCUMENT NUMBER 89410952 ONTO THE LAND.
 - C. ENCROACHMENT OF CONCRETE WALK LOCATED MAINLY WITHIN THE E. WACKER DRIVE RIGHT-OF-WAY OVER A NORTH LINE AND ONTO THE LAND BY 0.10 FEET.
 - D. ENCROACHMENT OF THE GOLF COURSE LOCATED ON THE LAND AND IMPROVEMENTS RELATED TO THAT GOLF COURSE WHICH, IN VARIOUS LOCATIONS, TRAVERSES NORTH FIELD BOULEVARD AS DEDICATED BY INSTRUMENT RECORDED AS DOCUMENT NUMBER 86597179 AND IS NOT SUBJECT TO AN UPPER LIMITING PLANE ABOVE WHICH SEPARATE AIR RIGHTS MIGHT EXIST.
10. TERMS, PROVISIONS, COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS CONTAINED AND DEFINED IN DECLARATION OF COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS FOR LAKESHORE EAST MADE BY AND AMONG LAKESHORE EAST LLC, LAKESHORE EAST PARCEL P LLC AND ASN LAKESHORE EAST LLC, DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT NUMBER 0020732020, INCLUDING, BUT NOT LIMITED TO, THE FOLLOWING: EASEMENTS FOR CONSTRUCTION, STREETS, UTILITIES, PEDESTRIAN AND VEHICULAR ACCESS, PUBLIC ACCESS IMPROVEMENTS, MAINTENANCE, AND PARKS; AND COVENANTS, CONDITIONS AND RESTRICTIONS RELATING TO ZONING COMPLIANCE, USE, SUBDIVISION, DEDICATION AND VACATION, ESTABLISHMENT OF A DESIGN REVIEW COMMITTEE, ADMINISTRATION OF COMMON ELEMENTS, ESTABLISHMENT OF AN ASSOCIATION, COMMON EXPENSES, ASSESSMENTS AND LIENS; AND TERMS, PROVISIONS AND CONDITIONS RELATING TO THE EASEMENTS DESCRIBED AS PARCEL 2 IN SCHEDULE A OF THIS POLICY; AND RIGHTS OF ADJOINING OWNERS TO THE CONCURRENT USE OF THE EASEMENTS DESCRIBED AS PARCEL 2 IN SCHEDULE A OF THIS POLICY.
11. UNRECORDED MASTER GOLF COURSE LEASE AGREEMENT DATED JUNE 27, 2002 MADE BY AND BETWEEN LAKESHORE EAST LLC AND LAKESHORE LINKS LLC DEMISING THE LAND FOR A TERM BEGINNING ON THE DATE THEREOF AND EXPIRING DECEMBER 31, 2002, SUBJECT TO EXTENSIONS DEFINED THEREIN, UNLESS SOONER TERMINATED AS PROVIDED THEREIN, AND CONTAINING PROVISIONS WITH RESPECT TO THE USE AND MAINTENANCE OF THE DEMISED PREMISES.
12. TERMS, PROVISIONS, CONDITIONS AND EASEMENTS CONTAINED WITHIN INSTRUMENTS RECORDED AS DOCUMENTS 24879730, 86597179, 86597180, 86597181 AND 86597182 BY WHICH PART OF THE LAND WAS DEDICATED AND CONVEYED TO THE CITY OF CHICAGO.
13. EASEMENTS FOR UTILITIES, EXCLUSIVE PARKING SPACES, MAINTENANCE OF EXISTING ENCROACHMENTS, ACCESS, EMERGENCY PEDESTRIAN EGRESS AND AIR INTAKE VERTICALLY WITHIN THE COMED UTILITY EASEMENT AREA, THE COMED PARKING AND

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ACCESS EASEMENT AREA, AND OTHER DEFINED AREAS, AS CONTAINED IN COM ED EASEMENT AGREEMENT DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732346 MADE BY AND BETWEEN ASN LAKESHORE EAST LLC, LAKESHORE EAST PARCEL P LLC, AND COMMONWEALTH EDISON COMPANY, AND THE TERMS, PROVISIONS AND COVENANTS THEREIN.

14. NON-EXCLUSIVE UTILITY EASEMENT IN FAVOR OF COMMONWEALTH EDISON COMPANY WITHIN THE INTERIM EASEMENT AREAS AS MORE PARTICULARLY DESCRIBED AND CONTAINED IN COM ED INTERIM EASEMENT AGREEMENT DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732024 MADE BY AND BETWEEN LAKESHORE EAST LLC, LAKESHORE EAST PARCEL P LLC, ASN LAKESHORE EAST LLC AND COMMONWEALTH EDISON COMPANY, AND THE TERMS, PROVISIONS AND COVENANTS THEREIN.
15. TERMS, PROVISIONS, COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS CONTAINED IN PARCELS 1 AND 2 DEVELOPMENT AND EASEMENT AGREEMENT DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732023 MADE BY AND BETWEEN ASN LAKESHORE EAST LLC AND LAKESHORE EAST PARCEL P LLC, INCLUDING PURCHASE RIGHTS AND EASEMENTS FOR CONSTRUCTION, PARKING AND USE, SUPPORT COLUMNS AND MAINTFNANCE.
16. TERMS, PROVISIONS, COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENTS CONTAINED IN PARCEL 3 DEVELOPMENT AND EASEMENT AGREEMENT DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732022 MADE BY AND BETWEEN LAKESHORE EAST LLC AND LAKESHORE EAST PARCEL P LLC, INCLUDING PURCHASE RIGHTS AND EASEMENTS FOR CONSTRUCTION AND MAINTENANCE.
17. TERMS, PROVISIONS, COVENANTS, CONDITIONS, RESTRICTIONS AND EASEMENT CONTAINED IN PARCEL 15 DEVELOPMENT AND EASEMENT AGREEMENT DATED AS OF JUNE 26, 2002 AND RECORDED JULY 2, 2002 AS DOCUMENT 0020732021 MADE BY AND BETWEEN LAKESHORE EAST LLC, ASN LAKESHORE EAST LLC AND LAKESHORE EAST PARCEL P LLC, INCLUDING PURCHASE RIGHTS.

County Clerk's Office