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Eugene "Gene" Moore Fee: \$32.50  
Cook County Recorder of Deeds  
Date: 07/10/2003 11:22 AM Pg: 1 of 5

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**ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT  
AND ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS**

by

MORGAN STANLEY MORTGAGE CAPITAL INC. formerly known as MORGAN  
STANLEY DEAN WITTER MORTGAGE CAPITAL INC., a New York corporation,  
as the Assignor

to

LASALLE BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR MORGAN STANLEY  
DEAN WITTER CAPITAL I TRUST, COMMERCIAL MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2003-HQ2,  
AS ASSIGNEE

Dated: April 28, 2003

Location: Arlington Heights, Illinois  
Cook County

Permanent Index Numbers:

08-16-202-015-0000

PREPARED BY AND UPON  
RECORDATION RETURN TO:  
Anderson, McCoy & Orta  
100 N. Broadway, Suite 2650  
Oklahoma City, OK 73102  
AMO File No. 814.029  
LOAN No. 995-0466-000

32.50

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## ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT AND ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

THIS ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT AND FIXTURE FILING AND ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS (the "Assignment") is executed as of the 28<sup>th</sup> day of April, 2003, by MORGAN STANLEY MORTGAGE CAPITAL INC., formerly known as MORGAN STANLEY DEAN WITTER MORTGAGE CAPITAL INC., a New York corporation, having an address at 1585 Broadway, New York, NY 10036, (the "Assignor"), to LASALLE BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR MORGAN STANLEY DEAN WITTER CAPITAL I TRUST, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2003-HQ2, having an office at 135 South LaSalle Street, Suite 1625, Chicago, Illinois 60603 (the "Assignee").

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States and other good and valuable consideration, to it in hand paid at or before the ensembling and delivery of these presents, the receipt whereof is hereby acknowledged, Assignor does hereby grant, bargain, sell, assign, transfer and set over unto Assignee, its successors and assigns, without recourse, except as set forth in that certain Mortgage Loan Purchase Agreement dated March 20, 2003, made by and between Assignor and Assignee, Assignor's interest under that certain:

Mortgage and Security Agreement (the "Mortgage"), dated as of October 16, 2002, executed by ARLINGTON ASSOCIATES, an Illinois limited partnership (the "Borrower") to Morgan Stanley Dean Witter Mortgage Capital Inc. ("MSDWMC"), and recorded on October 21, 2002, as Instrument No. 0021151719, with Cook County Recorder's Office, Illinois (the "County Recorder"), which was assumed by that certain Loan Assumption, Ratification and Modification Agreement by ARLINGTON GREEN I LLC, ARLINGTON GREEN II LLC and ARLINGTON GREEN III LLC, each a Delaware limited liability company, dated February 21, 2003, and recorded on February 27, 2003, as Instrument No. 0030281173, which was amended and restated by that certain Amended and Restated Mortgage and Security Agreement dated February 21, 2003, and recorded on February 27, 2003, as Instrument No. 0030281174; and that certain Assignment of Leases and Rents (the "Assignment of Leases"), dated as of October 16, 2002, executed by Borrower to MSDWMC and recorded on October 21, 2002, as Instrument Number 0021151720, with the County Recorder;

covering the real property more particularly described on Exhibit "A" attached hereto, and all right, title and interest of Assignor therein and thereto;

TOGETHER WITH the note or notes described or referred to in said Mortgage and Assignment of Leases and Rents, the money due and to become due thereon with interest, and all rights accrued or to accrue under said Mortgage and Assignment of Leases and Rents, and all other instruments, documents, certificates and letters executed in connection therewith.

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TO HAVE AND TO HOLD the same unto Assignee, its successors and assigns forever.

IN WITNESS WHEREOF, the Assignor has caused these presents to be effective as of March 27, 2003.



Property of Cook County Clerk's Office

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Witness:

Lucy Robinson  
Name: Lucy Robinson

Witness:

Amy Hamel  
Name: Amy Hamel

ASSIGNOR:

**MORGAN STANLEY MORTGAGE CAPITAL INC. formally known as MORGAN STANLEY DEAN WITTER MORTGAGE CAPITAL INC., a New York Corporation**

By: Cynthia P. Deutsch  
Name: Cynthia P. Deutsch  
Title: Vice President

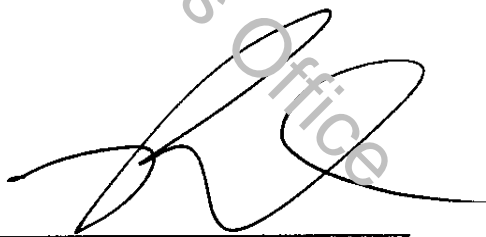
STATE OF NEW YORK            )  
  )  
COUNTY OF NEW YORK        )

On the 28<sup>th</sup> day of April, 2003, before me, the undersigned, a Notary Public in and for said state, personally appeared Cynthia P. Deutsch, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

My Commission Expires:

12/26/06

Signature: 

Notary Public

**RODNEY L. SHENMAN**  
Notary Public, State of New York  
No. 02SH6043922  
Qualified in New York County  
Commission Expires Dec. 26, 2006

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## EXHIBIT A

### Legal Description of the Property

That part of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 16, Township 41 North, Range 11 East of the Third Principal Meridian described as follows:

Beginning at Northeast corner of said Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  and running thence West along the North line of said Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  a distance of 722.0 feet to the center line of Arlington Heights Road; thence Southwesterly along said road center line a distance of 244.96 feet; thence East along a line forming an angle of 90 degrees with the last described line a distance of 90.88 feet; thence East along a line parallel with said North line of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  a distance of 422.74 feet to the intersection of said line with the East line of said Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ ; thence North along the East line of said Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  a distance of 333.69 feet to the Point of Beginning all in Cook County, Illinois.

Except so much as has been taken for the road dedication for Arlington Heights Road and Tonne Road as shown on Plat of Dedication dated May 7, 1984 and recorded June 12, 1984 as Document 27124972, and road dedication for Arlington Heights Road as shown on Plat of Survey from Illinois Registered Land Surveyor No. 35-2797 recorded August 6, 1996 as Document 96666647.

PIN: 08-16-202-015-0000