

# UNOFFICIAL COPY

PREPARED BY AND  
RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:

Kayla McCannon  
Principal Commercial Funding, LLC  
801 Grand Avenue  
Des Moines, Iowa 50392  
Loan No. 754038



Doc#: 0509827128  
Eugene "Gene" Moore Fee: \$30.00  
Cook County Recorder of Deeds  
Date: 04/08/2005 04:21 PM Pg: 1 of 4

299820-5 A-1

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT

THIS ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT, (this "**Assignment**"), dated as of the 14th day of November, 2004, by Principal Commercial Funding, LLC, a Delaware limited liability company, having an address at 711 High Street, Des Moines, Iowa 50392 ("**Assignor**"), in favor of LaSalle Bank National Association, as trustee for the Holders of Bear Stearns Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-TOI 16 ("**Assignee**"), located at 135 South LaSalle Street, Suite 1626, Chicago, IL 60674.

### WITNESSETH:

WHEREAS, Assignor is the holder of that certain Mortgage and Security Agreement dated August 31, 2004, executed by Borrower in favor of Assignor and recorded on September 10, 2004 as Instrument No. 0425442311 in Cook County, Illinois (as same may be amended, modified, renewed, added to and changed from time to time, the "**Mortgage**") secured by real property described and set forth in **Exhibit A** annexed hereto and made a part hereof;

WHEREAS, Assignor is also the owner and holder of that certain Assignment of Leases and Rents dated August 31, 2004, executed by Borrower in favor of Assignor and recorded on September 10, 2004 as Instrument No. 0425442312 in Cook County, Illinois (as the same may be amended, modified, renewed, added to and changed from time to time (the "**ALR**");

WHEREAS, Assignor is also the owner and holder of that certain Secured Promissory Note executed by Parkway Venture, L.L.C. ("**Borrower**") in favor of Assignor on August 31, 2004, in the amount of \$2,100,000.00 (the "**Pledged Note**");

WHEREAS, Assignor desired to assign to Assignee all of Assignor's right, title and interest in and to the Mortgage and ALR, including, without limitation, all of Assignor's right, title and interest in and to the Pledged Note;

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NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and valuable consideration paid by Assignee to Assignor, the receipt and legal sufficiency of which are hereby acknowledged, the Assignor hereby agrees as follows:

**Assignment.** Assignor hereby assigns to Assignee all of Assignor's right, title and interest in and to the Mortgage and ALR, including, without limitation, all of Assignor's right, title and interest in and to the Pledged Note, and the moneys due and to grow due thereon with the interest, TO HAVE AND TO HOLD UNTO ASSIGNEE, its successors and assigns, forever.

(SIGNATURE PAGE FOLLOWS)

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IN WITNESS WHEREOF, Assignor has executed this Assignment on the day and year first above written.

PRINCIPAL COMMERCIAL FUNDING, LLC a Delaware limited liability company

Witnessed by: Keylan Cannon  
Name: Keylan Cannon

By: Patricia A Bailey  
Name: Patricia A Bailey  
Title: Chief Financial Officer

Witnessed by: Keylan Cannon  
Name: Keylan Cannon

By: Brenda Stephany  
Name: Brenda Stephany  
Title: Vice President

STATE OF IOWA )  
) ss:  
COUNTY OF POLK )

On this 14th day of November, 2004, before me, Catherine A. Bubon, personally appeared Patricia A. Bailey and Brenda Stephany each 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 they reside in Polk County, Iowa; and have executed the same in their authorized capacity as Chief Financial Officer and Vice President, respectively, of PRINCIPAL COMMERCIAL FUNDING, LLC, a Delaware limited liability company, and that by their signatures on the instrument the entity upon behalf of which these persons acted, executed the instrument.

WITNESS my hand and official seal.

Signature Catherine A. Bubon

(This area for official notarial seal)



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Exhibit A

Legal Description

LOT 2 IN SIEBERT-SPONDLEY'S RESUBDIVISION OF LOTS 1 TO 5, INCLUSIVE IN BLOCK 11 IN WRIGHTWOOD, A SUBDIVISION OF THE SOUTHWEST 1/4 OF SECTION 28, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Property # 14-28-301-018-0000  
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