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Cook County Recorder of Deeds  
Date: 06/07/2005 09:50 AM Pg: 1 of 6



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## TITLE(S)

ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

by

MORGAN STANLEY DEAN WITTER MORTGAGE CAPITAL, INC.,  
As Assignor

to

LASALLE BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE MORGAN  
STANLEY DEAN WITTER CAPITAL I, INC., COMMERCIAL MORTGAGE PASS-  
THROUGH CERTIFICATES, SERIES 2001-XLF  
as Assignee

Dated: as of November 30, 2001  
Location: The Riverway Project  
Rosemont, Illinois  
County: Cook County, Illinois  
Pin: 12-03-103-010

yes  
to  
yes  
CM

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## ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

THIS ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS (this "Assignment"), is made as of the \_\_ day of November, 2001, by Morgan Stanley Dean Witter Mortgage Capital Inc., a New York corporation, having an address at 1585 Broadway, 10<sup>th</sup> Floor, New York, New York 10036 ("Assignor") to LaSalle Bank National Association, as Trustee for the Morgan Stanley Dean Witter Capital I Inc. Commercial Mortgage Pass-Through Certificates, Series 2001-XLF, having an address at 135 South LaSalle Street, Chicago, Illinois 60603 ("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, Assignor's interest under that certain Assignment of Leases and Rents from Riverway Holdings, LLC, a Delaware limited liability company, as borrower, to Morgan Stanley Dean Witter Mortgage Capital Inc., a New York corporation, as Lender, dated as of August 2, 2001 and recorded on September 7, 2001 in the Office of the County Clerk of Cook County, Illinois instrument No. 0010834507 covering the real property more particularly described on Exhibit A attached hereto, and all right, title and interest of Assignor therein and thereto;

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

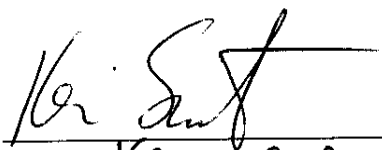
*PIN 12-03-103-010*

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IN WITNESS WHEREOF, the Assignor has caused these presents to be duly executed as of the day and year first above written.

ASSIGNOR:

MORGAN STANLEY DEAN WITTER  
MORTGAGE CAPITAL INC., a New York  
corporation

By:   
Name: Kevin Swartz  
Title: V.P.

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## ACKNOWLEDGMENT

STATE OF New York )  
 ) ss.:  
 COUNTY OF New York )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY, that Kevin Swartz, personally known to me to be the V.P. of Morgan Stanley Dean Witter Mortgage Capital Inc., a New York corporation, and personally known to me to be the same person whose name is subscribed to this instrument appeared before me this day in person and acknowledged that he signed and delivered the said instrument as his free and voluntary act and as the free and voluntary act and deed of said entity, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 30<sup>th</sup> day of November, 2001

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

THEODORE COGGINS  
 Notary Public, State of New York  
 No. 01CO6005718  
 Qualified in Kings County 02  
 Commission Expires April 20, 20  

Notary Public of Cook County Clerk's Office

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## EXHIBIT A

### Legal Description

#### **Phase 1, Parcel 1A (fee simple):**

Lot 14 of Riverway Subdivision - Phase II, being a resubdivision in the West ½ of Section 3, Township 40 North, Range 12 East of the Third Principal Meridian, according to the plat recorded March 11, 1992 as Document 92157888, in Cook County, Illinois.

#### **Phase 1, Parcel 1B (fee simple):**

Lots 1, 2, 3, 4, 5, and 6 in Riverway Subdivision - Phase I, being a resubdivision of the West ½ of Section 3, Township 40 North, Range 12 East of the Third Principal Meridian, according to the plat filed June 3, 1988 as Document LR3713139, and recorded June 3, 1988 as Document 88241319, in Cook County, Illinois.

EXCEPTING therefrom the building and improvements located on Lots 1 and 2.

#### **Phase 1, Parcel 1B (leasehold interest):**

Leasehold Estate (as leasehold estate is defined in Paragraph 1(h) of the Conditions and Stipulations of the Policy) for a term of years beginning May 19, 1988 and ending May 18, 2011, in premises located on the ground floor of a building located on Lot 1 Riverway Subdivision - Phase I, said Leasehold Estate being created by lease, executed by Comdisco, Inc., a Delaware corporation, Lessor, and LaSalle National Bank, as Trustee under Trust Number 113000, Lessee, dated May 19, 1988, as evidenced by a memorandum of which Lease recorded June 3, 1988, as Document Number 88241327, in Cook County, Illinois.

#### **Phase 2 (fee simple):**

Lots 9 and 10, all in Riverway Subdivision - Phase II, being a resubdivision in the West 1/2 of Section 3, Township 40 North, Range 12 East of the Third Principal Meridian, according to the plat recorded March 11, 1992 as Document 92157888, in Cook County, Illinois.

#### **EASEMENTS:**

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Together with those rights and easements constituting rights in real property created defined and limited by that certain Declaration of covenants, Conditions and Restrictions and of Certain Reciprocal Rights and Easements made by LaSalle National Bank, as Trustee under Trust Agreement dated February 1, 1988 and known as Trust Number 113000, dated May 19, 1988 and recorded June 9, 1988 as Document 88241321, and recorded June 3, 1988 as Document LR3713141, in the Recorder's Office of Cook County, Illinois, as affected by that certain Unrecorded Amendment to the Declaration of Covenants, Conditions and Restrictions and of Certain Reciprocal Rights and Easements and to the Joint Declaration of Easements, Reservations, Covenants and Restrictions, dated as of September 10, 1991, among Comdisco, Inc., Simon Rosemonr Developers Limited Partnership, and LaSalle National Trust, N.A., Successor Trustee to LaSalle National Bank, as Trustee under Trust Agreement dated February 1, 1988 and known as Trust Number 113000. (Affects Phase 2 and Phase 1: Parcels 1A and 1B)

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