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Cook County Recorder of Deeds
Date: 07/25/2006 03:43 PM Pg: 1 of 6

**THIS DOCUMENT WAS
PREPARED BY AND AFTER
RECORDING, RETURN TO:**
King & Spalding LLP
1180 Peachtree Street
Atlanta, Georgia 30309
Attention: Stephanie B. McDonald, Esq.

Above Space for Recorder's Use Only

RELEASE OF DECLARATION

Place of Record: In the Office of Land Records of Cook County, Illinois
Date of Declaration: July 27, 2004
Document Number: Document Number 0422544018

This Release of Declaration (this "Release") is dated and effective as of the 19th day of July, 2006 by M.M. WARBURG & CO KGaA, a bank organized and existing under the laws of the Federal Republic of Germany and having an office at Ferdinandstrasse 75, 20095 Hamburg, Federal Republic of Germany (the "Bank"), in favor of KAN AM GRUND KAPITALANLAGEGESELLSCHAFT mbH, a capital investment company organized and existing under the laws of the Federal Republic of Germany and having an office at MesseTurm, 60308, Frankfurt/Main, Federal Republic of Germany ("Kan Am GmbH") and KAN AM 444 NORTH MICHIGAN AVENUE, LP, a Delaware limited partnership, having an office at The Forum, 3290 Northside Parkway, Suite 675, Atlanta, Georgia 30327, successor-in-interest to 444 Partners, LP, a Delaware limited partnership ("444") (Kan Am 444 North Michigan Avenue, LP and 444 hereinafter collectively "Kan Am LP"), (Kan Am GmbH and Kan Am LP hereinafter collectively "Kan Am").

Box 400

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WITNESSETH:

WHEREAS, by virtue of that certain Special Warranty Deed executed by TAG 444 North Michigan LLC, a Delaware limited liability company, in favor of 444, dated July 9, 2004, recorded July 13, 2004 as Document Number 0419539146 in the office of Land Records of Cook County, Illinois, Kan Am LP acquired those certain premises having an address of 444 N. Michigan Avenue, Chicago, Illinois 60611 and being more particularly described on Exhibit A attached hereto and by this reference incorporated herein (the "Premises");

WHEREAS, in connection with the acquisition of such Premises, Kan Am and the Bank entered into that certain Declaration dated as of July 27, 2004, recorded August 12, 2004 as Document Number 0422544018, of aforesaid records (the "Declaration").

WHEREAS, on or about the date hereof, Kan Am LP is conveying the Premises to a third-party purchaser ("Purchaser").

WHEREAS, in connection with such conveyance of the Premises, the Bank hereby consents thereto and relinquishes all of its right, title and interest in and to the Premises by virtue of the Declaration.

NOW, THEREFORE, in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties have agreed and do hereby agree as follows:

1. Consent. Pursuant to the German Investment Act (Investmentgesetz) of the Federal Republic of Germany (formerly referred to as the Law concerning German Investment Companies (Investmentgesetz) of the Federal Republic of Germany), the Bank hereby consents to the disposition, as provided in the Declaration, by Kan Am LP of the Premises.
2. Termination. The Bank does hereby certify that the Declaration has been and is hereby released, terminated and declared to be null and void and of no further force or effect from and after the date of closing of the sale of the Premises to Purchaser.
3. Binding Effect. This Release shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.
4. Governing Law. This Release shall be governed by the laws of the State of Illinois.
5. Capitalized Terms. Capitalized terms not otherwise defined herein shall have the same meaning as set forth in the Declaration.

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GIVEN UNDER MY HAND AS OF THE 19th DAY OF July, 2006.

BANK:

M.M. WARBURG & CO KGaA

By: [Signature]
Name: DR. BERNA ECKARDT
Title: MANAGER

By: [Signature]
Name: Renek Salsotzki
Title: Manager

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[ACKNOWLEDGMENT ON FOLLOWING PAGE]

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Not.Reg. 2006 No. 452

DR. J. CHRISTOPH WOLTERS
 DR. JOHANNES BEIL
 - NOTARE -

Bergstrasse 11, 20095 Hamburg
 Telefon: (040) 30 20 060
 Telefax: (040) 30 20 06 35
 E-Mail: info@notariat-bergstrasse.de

2004:00479 C/BRA

This is to certify that before me, Dr. Johannes Beil, a notary in and for the Free and Hanseatic City of Hamburg, Germany, duly admitted and sworn in, there personally appeared this day

Dr. Bernd Eckardt

and

Mrs. Renate Sawatzki,

personally known to me, the notary,

business address: Ferdinandstraße 75, 20095 Hamburg,

of **M.M. Warburg & CO Kommanditgesellschaft auf Aktien**, a bank organized under the laws of the Federal Republic of Germany and the party to the foregoing Release of Declaration, and acknowledged the same to be the act and deed of the Bank and that the same was executed for the purposes therein contained, and delivered the same as such.

Furthermore I hereby certify that Mrs. Sawatzki and Dr. Bernd Eckardt are confidential clerks of the limited company by shares under the style of **M.M. Warburg & CO Kommanditgesellschaft auf Aktien**, Hamburg, and as such authorized to represent said company jointly with full legal effect, identified in their said capacities by my examination of the commercial register files of the District Court of Hamburg-file-number: HR B 84 168-.

IN WITNESS WHEREOF, I set my hand and Notarial Seal this 16th day of March 2006. My commission is unlimited in time.



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EXHIBIT A
(444 Legal Description)

Lot 2 (except that part thereof conveyed, condemned or taken for street purposes) and all of Lot 3 in Block 10 in Kinzie's Addition to Chicago and also Lots 1 to 7, both inclusive in the subdivision of Lots 4, 5 and 6 all in Block 10 in Kinzie's Subdivision to Chicago in Section 10, Township 39 North Range 14 East of the Third Principal Meridian, in Cook County, Illinois.

Permanent Tax Numbers:

17-10-129-001-0000 (Parcel 1 of 10);
17-10-129-002-0000 (Parcel 2 of 10);
17-10-129-003-0000 (Parcel 3 of 10);
17-10-129-004-0000 (Parcel 4 of 10);
17-10-129-005-0000 (Parcel 5 of 10);
17-10-129-006-0000 (Parcel 6 of 10);
17-10-129-007-0000 (Parcel 7 of 10);
17-10-129-008-0000 (Parcel 8 of 10);
17-10-129-009-0000 (Parcel 9 of 10); and
17-10-129-010-0000 (Parcel 10 of 10),

Property Address:

444 North Michigan Avenue
Chicago, Illinois

Property of Cook County Clerk's Office