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Doc#: 0626934116 Fee: \$40.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 09/26/2006 02:29 PM Pg: 1 of 9

The above Space for Recorder's Use Only

NOTICE OF SUBSTITUTION OF TRUSTEE OF PROCEEDS

Re: Lease dated April 30, 1979 (the "Ground Lease"), by and Between LaSalle National Bank, N.A., as successor to La Salle National Trust, N.A., as successor to La Salle National Bank, a national banking association, as Trustee under Trust Agreement dated January 15, 1979 and known as Land Trust No. 100555 ("Landlord"), and American National Bank and Trust Company of Chicago, Trustee under Trust Agreement Dated January 15, 1979, and known as Land Trust No. 45839 ("Tenant"), concerning that certain real property located at 140 East Walton Place, Chicago, IL 60611, as more particularly described on Exhibit "A" attached hereto and having a Tax Parcel ID # 17-03-208-001; Notice of Substitution of Trustee of Proceeds

Pursuant to Article XLVII of the Ground Lease, Tenant has removed Kenneth M. Smith and David A. Sherf as Trustee of Proceeds under Section 47.1 of the Ground Lease and hereby appoints John A. Kaczmarski ("Kaczmarski") and David E. Sims ("Sims"), as the successor Trustee of Proceeds in accordance with Section 47.4 of the Ground Lease. Kaczmarski's address for all purposes under the Ground Lease is 900 North Michigan Avenue, Suite 1900, Chicago, Illinois 60611, and Sims's address for all purposes under the Ground Lease is 430 West Erie Street, Suite 501, Chicago, Illinois 60610.

By signature below, Kaczmarski and Sims hereby accept such appointment and agree to be bound by the terms and conditions of the Ground Lease, including, without limitation, to perform the obligations and the duties thereunder with respect to the collection, holding and disbursement of Proceeds (as defined in the Ground Lease) in accordance with Article XLVII of the Ground Lease.

[SIGNATURES CONTAINED ON THE FOLLOWING PAGE]

LANDAMERICA / LAWYERS TITLE
COMMERCIAL SERVICES 11344
10 S. LA SALLE STREET
SUITE 2500
CHICAGO, IL 60603

10853271
Lawyers Unit # 11344 Case #

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18th IN WITNESS WHEREOF, Tenant, Kaczmarski and Sims have executed this instrument as of this day of September, 2006.

TENANT:

CHICAGO TITLE LAND TRUST COMPANY, as successor trustee to American National Bank and Trust Company of Chicago, not individually or personally but solely as Trustee, as aforesaid,

By: Glenn J Richter
Name: GLENN J RICTER
Title: TRUST OFFICER

NEW TRUSTEES:

Name: John A. Kaczmarski

Name: David E. Sims

This instrument is executed by the undersigned Land Trustee, not personally but solely as Trustee in the exercise of the power and authority conferred upon and vested in it as such Trustee. It is expressly understood and agreed that all the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee are undertaken by it solely in its capacity as Trustee and are not personal. No personal liability or personal responsibility is assumed by or shall at any time be asserted or enforceable against the Trustee on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the Trustee in this instrument.

County of Cook County Clerk's Office

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IN WITNESS WHEREOF, Tenant, Kaczmarski and Sims have executed this instrument as of this _____ day of September, 2006.

TENANT:


CHICAGO TITLE LAND TRUST COMPANY, as successor trustee to American National Bank and Trust Company of Chicago, not individually or personally but solely as Trustee, as aforesaid,

By: _____

Name: _____

Title: _____

NEW TRUSTEES:


Name: John A. Kaczmarski

Name: David E. Sims

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IN WITNESS WHEREOF, Tenant, Kaczmarski and Sims have executed this instrument as of this _____ day of September, 2006.

TENANT:

CHICAGO TITLE LAND TRUST COMPANY, as successor trustee to American National Bank and Trust Company of Chicago, not individually or personally but solely as Trustee, as aforesaid,

By: _____
Name: _____
Title: _____

NEW TRUSTEES:

Name: John A. Kaczmarski


Name: David E. Sims

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ACKNOWLEDGMENT

STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT John A. Kaczmariski, 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 he signed, sealed and delivered the said instrument as his free and voluntary act, for the purpose therein set forth.

Given under my hand and notarial seal 7th day of September, 2006.



Kimberly M. Reed
Notary Public

My commission expires: 8/15/2010

ACKNOWLEDGMENT

STATE OF _____)
)
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT David E. Sims, 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 he signed, sealed and delivered the said instrument as his free and voluntary act, for the purpose therein set forth.

Given under my hand and notarial seal _____ day of September, 2006.

Notary Public

My commission expires: _____

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ACKNOWLEDGMENT

STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT John A. Kaczmarek, 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 he signed, sealed and delivered the said instrument as his free and voluntary act, for the purpose therein set forth.

Given under my hand and notarial seal _____ day of September, 2006.

Notary Public

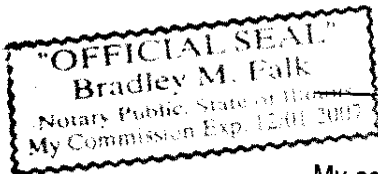
My commission expires: _____

ACKNOWLEDGMENT

STATE OF IL)
)
COUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT David E. Sims, 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 he signed, sealed and delivered the said instrument as his free and voluntary act, for the purpose therein set forth.

Given under my hand and notarial seal 7th day of September, 2006.



Notary Public

My commission expires: 12-01-07

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This instrument was prepared by:

Greenberg Traurig, P.A.
450 S. Orange Avenue, Suite 650
Orlando, Florida 32801

Mail Recorded Document To:

Hilton Hotels Corporation
9336 Civic Center Drive
Beverly Hills, CA 90210
K. Allen Anderson, Esq.
Vice President and Senior Counsel

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EXHIBIT A

TO APPOINTMENT OF SUCCESSOR TRUSTEE OF PROCEEDS

PARCEL 1:

Lots 17 to 26, inclusive, in Fitzsimmons addition to Chicago, a subdivision of part of Block 8 in the Canal Trustees Subdivision of the south fractional 1/4 of fractional Section 3, Township 39 North, Range 14 East of the Third Principal Meridian.

Lots 16 and 27 (except that part of said lots described as follows: beginning at the northeast corner of said lot 16 and running thence west along the north line of said lot a distance of 9.25 feet; thence south a distance of 24.04 feet along the easterly face of the lower stone base of the Drake Hotel building to a point 9.11 feet west of the east line of said Lot 16; thence west a distance of 0.58 feet along a line parallel with the north line of said Lot 16 to a point 9.69 feet west of the east line of said Lot 16; thence south a distance of 169.61 feet along the easterly face of a brick wall of the Drake Hotel building to a point 24 feet north of the south line and 8.65 feet west of the east line of said Lot 27; thence east a distance of 0.55 feet along a line parallel with the south line of said Lot 27 to a point 8.10 feet west of the east line of said Lot 27; thence south a distance of 24 feet along the easterly face of the lower stone base of the Drake Hotel building to a point on the south line of said Lot 27 which is 8.05 feet west of the south east corner of said Lot 27; thence east along said south line a distance of 8.05 feet to the south east corner of said Lot 27 and thence north along the east line of Lots 27 and 16 a distance of 217.65 feet to the point of beginning in Cook County, Illinois.

PARCEL 2:

Easement for the benefit of Parcel 1 as reserved in the deed from Whitestone Company, a corporation of Illinois to the Drake Tower Building Corporation, a corporation of Illinois recorded February 1, 1928 as Document Number 9914506 for the construction, maintenance and operation of an inclined service driveway over the south 140 feet of the west 24 feet of the following described tract: Lots 14, 15, 28 and 29 in Fitzsimmons addition to Chicago, a subdivision of part of Block 8 in Canal Trustees Subdivision of the south fractional 1/4 of fractional Section 3, Township 39 North, Range 14 East of the Third Principal Meridian.

Also

That part of Lots 16 and 27 in said Fitzsimmons addition, bounded and described as follows: beginning at the north east corner of said Lot 16 and running thence west along the north line of said lot a distance of 9.25 feet; thence south a distance of 24.04 feet along the easterly face of the lower stonebase of the Drake Hotel building to a point 9.11 feet west of the east line of said Lot 16; thence west a distance of 0.58 feet along a line parallel with the north line of said Lot 16 to a point 9.69 feet west of said east lot line; thence south a distance of 169.61 feet along the easterly face of a brick wall of the Drake Hotel building to a point 24 feet north of the south line and 8.65 feet west of the east line of said Lot 27; thence east a distance of .55 feet along a line parallel with the south line of said Lot 27 to a point 8.10 feet west of said east lot line; thence south a distance of 24 feet along the easterly face of the lower stone base of the Drake Hotel Building to a point on said south line of Lot 27 which is 8.05 feet west of the south east corner of said lot; thence east on said south lot line a distance of 8.05 feet to the south east corner of said Lot 27; thence north along said east line of Lots 16 and 27 a distance of 217.65 feet to the point of beginning in Cook County, Illinois.