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Cook County Recorder of Deeds  
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**COVER SHEET TO  
RECEIVER'S CERTIFICATE**

Prepared by and after recording return to:

Eric S. Rein, Esq.  
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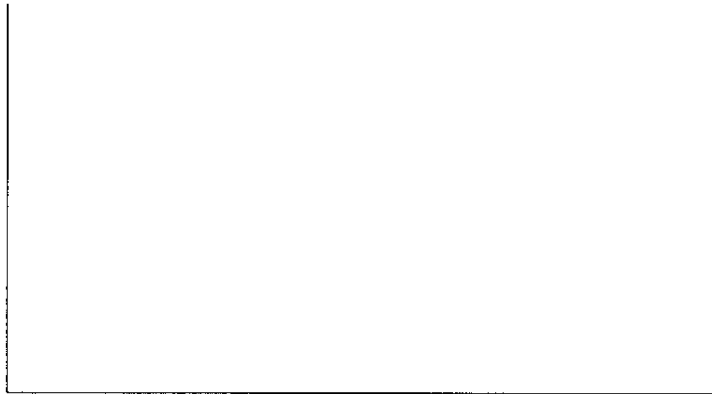
DG File. 103563-0010

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## Certificate No. 1

This Document Prepared  
by and mail to:

John S. Delnero, Esq.  
Bell, Boyd & Lloyd LLP  
70 West Madison Street  
Suite 3100  
Chicago, IL 60602



### IN THE CIRCUIT COURT OF COOK COUNTY COUNTY DEPARTMENT, CHANCERY DIVISION

CAPITALSOURCE FINANCE LLC, )  
)  
Plaintiff, )

v. )

Case No. 08 CH 37270

DELLISART-CHICAGO B, LLC, DELLISART )  
LODGING, LLC, MIGLIN PROPERTIES, LLC )  
DUKE MIGLIN, DOUGLAS ARTUSIO, WALSH )  
CONSTRUCTION COMPANY, ALLIANCE FIRE )  
PROTECTION, INC., THOMAS P. ADAMSON, JR. )  
& ASSOCIATES, INC., BOSWELL BUILDING )  
CONTRACTORS, INC., ATMI DYNACORE, LLC, )  
G&L ASSOCIATES, INC., K&K IRON WORKS, )  
INC., T&W EDMIER CORP., CMC )  
ORGANIZATION, LLC, NATIONS ROOF NORTH, )  
LLC, STREICH CORPORATION, UNKNOWN )  
OWNERS AND NON-RECORD CLAIMANTS, )

Defendants. )

### RECEIVER'S CERTIFICATE

**CERTIFICATE NO. 1**

**December 1, 2008**

On demand, John W. Rutledge ("Rutledge"), as Receiver in the above-captioned action, promises to pay to the bearer of this Certificate the sum of Thirteen Thousand Three Hundred Ninety Seven and 00/100 Dollars (\$13,397.00) with interest from the date hereof until paid at the rate set forth in Section 2.4 of the Loan Agreement dated as of December 27, 2006 by and between Dellisart-Chicago B, LLC ("Dellisart-Chicago") and CapitalSource Finance LLC. Both

**UNOFFICIAL COPY****Receiver's Certificate No. 1**

principal and interest are payable at the office of Rutledge at 350 West Hubbard Street, Suite 400, Chicago, Illinois 60610.

This Certificate is issued pursuant to and by virtue of the authority of an Order entered on November 21, 2008, by the Circuit Court of Cook County, Illinois, County Department, Chancery Division, in the above-captioned action.

This Certificate is and shall constitute a lien upon the real estate of Dellisart-Chicago at the southeast corner of LaSalle Street and Huron Street, Chicago, Illinois, which is the subject of the above-entitled action (the "Property") and such other property, real, personal or mixed, which might later come into the hands of Rutledge, and, upon the rents, proceeds, profits, earnings, and income generated or resulting therefrom, such lien being prior and superior to the rights and interests of all parties to the aforesaid action and prior and superior to the mortgage sought to be foreclosed in the aforesaid action and prior and superior to the claims of any shareholders or members of Dellisart-Chicago, its creditors, assigns, and those claiming under or through any of them.

The Property subject to this Certificate is as follows:

Parcel 1:

A tract of land bounded by a line described as follows: Beginning on the North line of Sub-lot 1 in Assessor's Division of Lots 4, 5, 6, 7, 10 and 11 in Block 27 in Wolcott's Addition to Chicago, in Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, said line being also the South line of present Huron Street at a point 25 feet East of the Northwest corner of said sub-lot; running thence West along the North line of said sub-lot extended being also the South line of said Huron Street to a point 14 feet East of Original West line of Lot 9 in Block 27 aforesaid (as said lot appears on plat of Wolcott's Addition recorded August 15, 1836 in Book "h", Page 94) said point being also the East line of present LaSalle Street, as widened pursuant to Condemnation Suit Case 53227 County Court of Cook County, Illinois; thence South along the East line of LaSalle Street as so widened to a point on the South line of said Lot 9, being also the center line of an 18 foot alley, thence East along the South line of Lot 9 extended, being also the center line of said alley to a point 25 feet East of the Southwest corner of said Sub-lot 1; thence North to the place of beginning, in Cook County, Illinois.

Parcel 2:

Lot 1, (except the West 25 feet in Assessor's Division of Lots 4, 5, 6, 7, 10 and 11 in Block 27 in Wolcott's Addition to Chicago in the East ½ of the Northeast ¼ of Section 9, Township 39 North, Range

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Receiver's Certificate No. 1

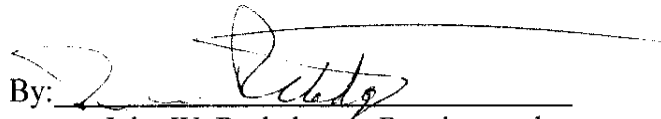
14, East of the Third Principal Meridian, according to the plat recorded on October 6, 1869 in Book 170, Page 179, as Document 28064; also Lots 12 and 13 in Block 27 in Wolcott's Addition to Chicago in the East 1/2 of the Northeast 1/4 of Section 9, Township 39 North, Range 14, East of the Third Principal Meridian, in Cook County, Illinois.

Common Address: Southeast corner of LaSalle Street and Huron Street, Chicago, Illinois

PIN: 17-09-218-018  
17-09-218-019  
17-09-218-020

This Certificate of indebtedness is executed by John W. Rutledge, solely in his capacity as Receiver and is payable only out of the Property and such other property as lawfully coming into the hands of Rutledge as Receiver in the above-captioned action. No personal liability shall be asserted or be enforceable against the undersigned.

IN WITNESS WHEREOF John W. Rutledge, Receiver, has signed and delivered this Certificate as of the date first written above.

By:   
John W. Rutledge, as Receiver and  
Not Individually