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Doc#: 0902619045 Fee: \$44.25
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/26/2009 02:07 PM Pg: 1 of 4

This Document Prepared By:
Silver Point Capital, L.P.
Two Greenwich Plaza
Greenwich, CT 06830

When Recorded Return/Mail To:
Micah Mortgage Services, Inc.
Attn: Teresa Jones
1112 E. Copeland F.d., Suite 230
Arlington, TX 76011 (817) 701-2500

ASSIGNMENT OF MORTGAGE AND OTHER LOAN DOCUMENTS

BE IT KNOWN THAT: **SP ELGIN, LLC** ("Assignor"), whose address is 2 Greenwich Plaza, Connecticut 06830, hereby sells, transfers, assigns and conveys to **BMR FUNDING LLC** ("Assignee"), whose address is 2 Greenwich Plaza 1st Floor, Greenwich, CT 06830, all right title and interest of Assignor in and to that certain Mortgage dated 11/17/99, and the Note described therein in the amount of \$2,700,000.00, made by Elgin Hospitality, Inc. to Grand Premier Trust and Investment, Inc., and recorded 11/18/99 as Instrument No. 09086588 with the Recorder's Office in Cook County, and recorded 11/24/99 as Instrument No. 1999K112675 with the Recorder's Office for Kane County (the property is located in Cook County and Kane County, Illinois); together with any amendments, renewals, extensions or modifications thereto, and any other related security instruments described as follows:

- 1) Assignment of Rents dated 11/17/99 and recorded as instrument No. 09086589 on 11/18/99 with the Recorder's Office for Cook County, and recorded as Instrument No. 1999K112677 on 11/24/99 with the Recorder's Office for Kane Country.

SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A"

Executed by Assignor's duly authorized officer this 12th day of January, 2009.

SP ELGIN, LLC,
a Delaware limited liability company

By: Silver Point Capital, L.P.,
Its Non-Member Manager

By: 

Name: Richard Petrilli
Title: Richard Petrilli
Authorized Signatory

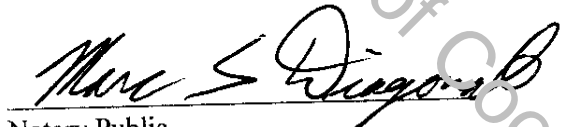
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**STATE OF CONNECTICUT
COUNTY OF FAIRFIELD**

On this 12th day of January, 2009, before me, the undersigned authority, a Notary Public in and for said County and State, on this day personally appeared Richard Petrucci, who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.



Notary Public

My Commission Expires:

MARC S. DIAGONALE

Notary Public

My Commission Expires 2/21/10

Property of Cook County Clerk's Office



UNOFFICIAL COPY**LEGAL DESCRIPTION**

THAT PART OF THE SOUTHEAST 1/4 OF SECTION 35, TOWNSHIP 42 NORTH, RANGE 8, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN KANE COUNTY ILLINOIS, AND THAT PART OF FRACTIONAL SECTION 6, TOWNSHIP 41 NORTH, RANGE 9, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID FRACTIONAL SECTION 6; THENCE SOUTH 01 DEGREE 35 MINUTES 17 SECONDS EAST ALONG THE WEST LINE OF SAID FRACTIONAL SECTION 6, A DISTANCE OF 25.9 FEET TO THE NORTH RIGHT OF WAY LINE, AS MONUMENTED, OF NORTHWEST TOLLWAY; THENCE NORTH 89 DEGREES, 50 MINUTES, 25 SECONDS EAST, ALONG SAID RIGHT OF WAY LINE, A DISTANCE OF 227.88 FEET TO THE EASTERLY RIGHT OF WAY LINE, AS MONUMENTED, OF STATE ROUTE NO. 25 PER DOCUMENT NO. 17508990 FOR THE POINT OF BEGINNING; THENCE CONTINUING NORTH 89 DEGREES 50 MINUTES 25 SECONDS EAST, ALONG SAID NORTH RIGHT OF WAY LINE OF NORTHWEST TOLLWAY, A DISTANCE OF 329.48 FEET TO A JOG IN SAID RIGHT OF WAY LINE; THENCE NORTH 09 DEGREES 24 MINUTES 31 SECONDS EAST, ALONG SAID JOG, AS MONUMENTED, A DISTANCE OF 26.30 FEET TO THE NORTH RIGHT OF WAY LINE, OF NORTHWEST TOLLWAY, AS MONUMENTED, ALSO BEING THE SOUTH LINE OF SAID SOUTHEAST 1/4 OF SECTION 35; THENCE NORTH 89 DEGREES 50 MINUTES 13 SECONDS EAST, ALONG SAID NORTH RIGHT OF WAY LINE AND SAID SOUTH LINE OF THE SOUTHEAST 1/4 SECTION OF 35, A DISTANCE OF 411.04 FEET TO A POINT ON SAID SOUTH LINE OF THE SOUTHEAST 1/4 THAT LIES 643.50 FEET WEST OF THE SOUTHEAST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 35, AS MEASURED ALONG SAID SOUTH LINE; THENCE NORTH 00 DEGREES 09 MINUTES 47 SECONDS WEST, A DISTANCE OF 237.19 FEET TO A POINT ON THE SOUTHERLY LINE, AS MONUMENTED, OF LAND CONVEYED PER DOCUMENT NO. 1527831 THAT LIES 384.50 FEET, AS MEASURED ALONG SAID SOUTHERLY LINE, FROM THE SOUTHEAST CORNER, AS MONUMENTED, OF SAID LAND AS CONVEYED; THENCE NORTH 83 DEGREE 46 MINUTES 32 SECONDS WEST, ALONG SAID SOUTHERLY LINE, AS MONUMENTED, A DISTANCE OF 553.80 FEET TO THE SAID EASTERLY RIGHT OF WAY LINE OF STATE ROUTE 25; THENCE SOUTH 30 DEGREES 48 MINUTES 40 SECONDS WEST, ALONG SAID EASTERLY RIGHT OF WAY LINE, A DISTANCE OF 337.30 FEET; THENCE SOUTHWESTERLY, ALONG SAID EASTERLY RIGHT OF WAY LINE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 4508.75 FEET AND A CHORD BEARING OF SOUTH 30 DEGREES 21 MINUTES 22 SECONDS WEST, AN ARC DISTANCE OF 41.23 FEET TO THE POINT OF BEGINNING, BEING SITUATED IN THE CITY OF ELGIN, KANE AND COOK COUNTY, ILLINOIS.

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Street Address: 1585 Dundee Avenue
City: Elgin, Illinois 60120
County: Cook County and Kane County
Tax Numbers: 06-06-100-001-0000
03-35-400-009
(Property located in both Cook and Kane County)

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Property of Cook County Clerk's Office

