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Doc#: 0903704055 Fee: \$48.00  
Eugene "Gene" Moore RHSP Fee:\$10.00  
Cook County Recorder of Deeds  
Date: 02/06/2009 09:28 AM Pg: 1 of 7

This Document Prepared By and  
After Recordation, Return To:

Sullivan & Worcester LLP  
One Post Office Square  
Boston, Massachusetts 02109  
Attn: Karen Carp, Esq.

Permanent Real Estate Index Number: 12-16-204-017-0000 and 12-16-204-018-0000  
Property Address: 9001 W. Lawrence Court, Schiller Park, IL

**ILLINOIS**  
**ASSIGNMENT AND ASSUMPTION OF LEASE OR OTHER AGREEMENT**

**Schiller Park -- 303913**

THIS Assignment and Assumption dated as of this 28th day of February, 2007 is from Southern Towers, LLC, a Delaware limited liability company ("Assignor") to American Tower Asset Sub II, LLC, a Delaware limited liability company ("Assignee") whose mailing address is: 116 Huntington Avenue, Boston, MA 02116.

Agreement:

NOW, THEREFORE, in consideration of \$10.00 and for other good and valuable consideration, receipt and sufficiency of which is hereby acknowledged, the Parties agree as follows:

1. Assignor does hereby irrevocably transfer and assign to Assignee all of the right, title and interest of Assignor in, to and under the lease or other document described in Schedule A attached hereto relating to the real property located in the County of COOK, State of Illinois and legally described on Annex I hereto, together with any easements and other agreements, permits, rights and appurtenances pertaining thereto (in each case, to the extent

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assignable) (collectively, the "Land Lease") and forming a part hereof together with any and all of Assignor's right, title and interest in and to the buildings, towers and other improvements located at the real property described on Annex 1 hereto and leased pursuant to such Land Lease and all leases or subleases with respect thereto pursuant to which Assignor leases any part thereof to others (collectively the "Tower Leases"). Assignee hereby assumes and agrees to pay, perform and discharge when due all of the liabilities, obligations, and duties of Assignor under the Land Lease and the Tower Leases.

2. The parties hereto do hereby agree to perform, execute and/or deliver or cause to be performed, executed and/or delivered any and all such further agreements and assurances as either of the parties hereto may reasonably require to consummate the transactions contemplated hereunder.

IN WITNESS WHEREOF, each party has caused this Assignment and Assumption to be duly executed and delivered in its name and on its behalf, as of the date first above written.

**Southern Towers, LLC**, a Delaware limited liability company

By: 

H. Anthony Lehv  
Senior Vice President

**American Tower Asset Sub II, LLC**, a Delaware limited liability company

By: 

H. Anthony Lehv  
Senior Vice President

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COMMONWEALTH OF MASSACHUSETTS

COUNTY OF SUFFOLK

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that H. Anthony Lehv, Senior Vice President of **Southern Towers, LLC**, a Delaware limited liability company, 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/she signed, sealed and delivered the instrument as his/her free and voluntary act, and as the free and voluntary act of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 22<sup>nd</sup> day of August, 2008.

Jill S. Reiff  
Notary Public Jill S. Reiff  
My commission expires: 3/19/2010

(NOTARIAL SEAL)



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COMMONWEALTH OF MASSACHUSETTS

COUNTY OF SUFFOLK

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, do hereby certify that H. Anthony Lehv, Senior Vice President of **American Tower Asset Sub II, LLC**, a Delaware limited liability company, 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/she signed, sealed and delivered the instrument as his/her free and voluntary act, and as the free and voluntary act of said limited liability company, for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 22<sup>nd</sup> day of August, 2008.

Jill S. Reiff  
Notary Public Jill S. Reiff  
My commission expires: 3/19/2010

(NOTARIAL SEAL)



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Schedule A  
to Assignment and Assumption Agreement

Site Designation Supplement dated as of January 31, 2001 between SBC Tower Holdings LLC and Southern Towers, Inc., in connection with which a Memorandum of Sublease with Purchase Option is recorded in Instrument Number 0322018011, which Site Designation Supplement was delivered in connection with the Lease and the Sublease dated December 14, 2000 and relates to the property described on Annex 1 hereto.

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Annex 1  
to Assignment and Assumption Agreement

Legal Description

(See Attached)

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SITE NUMBER: 303913  
SITE NAME: SCHILLER PARK  
COUNTY: COOK  
STATE: ILLINOIS

LEGAL DESCRIPTION:

LOT ONE (1) AND LOT TWO (2) IN BLOCK 24 IN FAIRVIEW, BEING EBERHART AND ROYCE SUBDIVISION OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 9, AND THE NORTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 9, AND THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16 ALL IN TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPTING A STRIP OF LAND 16 AND ONE HALF FEET WIDE OFF THE WEST END OF THE NORTH HALF OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 16 AFORESAID  
SAID PARCEL CONTAINS 6248.53 FEET OR 0.148 ACRES +/-

Cook County Clerk's Office