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Doc#: 0909704275 Fee: \$50.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 04/07/2009 02:35 PM Pg: 1 of 8

This Document Prepared By and
After Recordation, Return To:

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

Permanent Real Estate Index Number: 13-32-400-030
Property Address: 5750 W. Bloomingdale Ave., Chicago, IL

ILLINOIS ASSIGNMENT AND ASSUMPTION OF LEASE OR OTHER AGREEMENT

North & Central -- 303847

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

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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 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 I 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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303847

STATEMENT BY GRANTOR AND GRANTEE

The grantor or its agent affirms that, to the best of its knowledge, the name of the grantor shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated: March 11, 2009

Signature: _____

[Handwritten Signature]
H. Anthony Lehv, Agent for Grantor

SUBSCRIBED and SWORN to before me this 11th day of March, 2009

[Handwritten Signature]
Notary Public



The grantee or its agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire and hold title to real estate under the laws of the State of Illinois.

Dated: March 11, 2009

Signature: _____

[Handwritten Signature]
H. Anthony Lehv, Agent for Grantee

SUBSCRIBED and SWORN to before me this 11th day of March, 2009

[Handwritten Signature]
Notary Public



NOTE: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class C misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

[Attach to deed or ABI to be recorded in Cook County, Illinois, if exempt under provisions of Section 31-45 of the Illinois Real Estate Transfer Tax Act]

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COMMONWEALTH OF MASSACHUSETTS

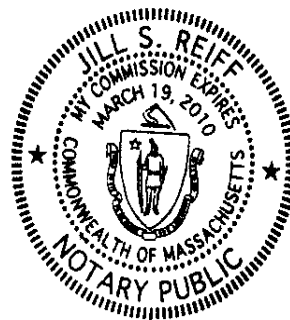
COUNTY OF SUFFOLK

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 22nd day of August, 2008.

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

(NOTARIAL SEAL)



Cook County Clerk's Office

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COMMONWEALTH OF MASSACHUSETTS

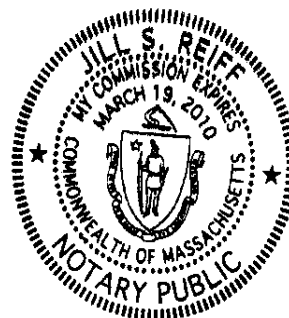
COUNTY OF SUFFOLK

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 22nd day of August, 2008.

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

(NOTARIAL SEAL)



Suffolk County Clerk's Office

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Schedule A
to Assignment and Assumption Agreement

Site Designation Supplement dated as of May 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 315522055, 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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ATC Site #303847
Site Name: North & Central
Cook County
Illinois

That part of Lot 3 in Keeney Industrial District, Being an owner's subdivision in the SE $\frac{1}{4}$ of Section 52 T-40-N, R-13-E, of the Third Principal Meridian according to the plat thereof recorded December 31, 1924 as document number 8732302, bounded and described as follows:

Commencing at the SW corner of Lot 4 in said Keeney Industrial District Subdivision, being the NE corner of the intersection of Monitor Avenue (also recorded as Mansfield Avenue) and Bloomingdale Avenue; thence N $00^{\circ} 00' 00''$ E, being an assumed bearing on the West line of Lots 3 and 4 said Keeney Industrial District Subdivision, a distance of 242.50 feet thence N $90^{\circ} 00' 00''$ E, a distance of 20.00 feet to the point of beginning;

Thence continuing N $90^{\circ} 00' 00''$ E, a distance of 40.00 feet;

Thence N $00^{\circ} 00' 00''$ E, a distance of 40.00 feet;

Thence S $90^{\circ} 00' 00''$ W, a distance of 40.00 feet;

Thence S $00^{\circ} 00' 00''$ W, a distance of 40.00 feet to the point of beginning, all in Cook County, Illinois.