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Doc#: 1000718008 Fee: \$41.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 01/07/2010 10:01 AM Pg: 1 of 15

SUBCONTRACTOR'S NOTICE AND CLAIM FOR MECHANICS LIEN

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

To: Via Certified Mail, Return Receipt Requested, Limited to Addressee Only

See Attached Service List.

The claimant, Environmental Systems Design, Inc. ("Claimant"), with an address at 175 West Jackson Blvd., Suite 1400, Chicago, Illinois 60604, hereby serves and files its Subcontractor's Notice and Claim for Mechanics Lien on the Real Estate (as hereinafter described) and on all funds held in connection with the improvements constructed on the Real Estate and against 108 N. State Transit LLC, as owner ("Owner"), and Gensler Architecture, Design & Planning, P.C. ("Architect") and against the interest of any person claiming an interest in the Real Estate (as hereinafter described) by, through or under Owner.

Claimant states as follows:

I. On or about February 17, 2006, 108 N. State Street II, LLC, owned fee simple title to the Real Estate. On April 13, 2007, 108 N. State Street II, LLC, sold the Real Estate to Owner, which has since that date owned the fee simple title to the real estate, including all land and improvements thereon (the "Real Estate"), in Cook County, Illinois, commonly known as 108 North State Street, Chicago, Illinois and legally described as follows:

SEE ATTACHED

The Permanent Real Estate Tax Numbers are:

17-09-450-001	17-09-450-016
17-09-450-002	17-09-450-017
17-09-450-003	17-09-450-018
17-09-450-006	17-09-451-005
17-09-450-007	17-09-451-006
17-09-450-008	17-09-451-007
17-09-450-009	17-09-451-008
17-09-450-010	17-09-451-009
17-09-450-011	17-09-451-012
17-09-450-012	17-09-451-018
17-09-450-013	17-09-451-019

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2. On information and belief, some time prior to February 17, 2006, 108 N. State Street II, LLC, entered into an agreement with Architect to design and construct a Chicago Transit Authority facility on the Real Estate, while Chicago Transit Authority ("Lessee") was 108 N. State Street II, LLC's, lessee pursuant to a lease for the Real Estate. On information and belief, at some point subsequent to April 13, 2007, Architect entered a contract with Owner to continue to design and construct a Chicago Transit Authority facility on the Real Estate.

3. In the alternative, on information and belief, some time prior to February 17, 2006, Lessee, with the knowledge and/or consent of 108 N. State Street II, entered into an agreement with Architect to design and construct a Chicago Transit Authority facility on the Real Estate. In the alternative, on information and belief, at some point subsequent to April 13, 2007, Architect entered a contract with Lessee to continue to design and construct a Chicago Transit Authority facility on the Real Estate.

4. On or about February 17, 2006, Architect made a written contract with Claimant under which Claimant agreed to provide Mechanical, Engineering, Plumbing, Fire Protection and Telecommunications (MEP/FPF) Consulting Engineering Services for the development of the Chicago Transit Authority facility on the Real Estate. On or about April 13, 2007, Architect requested that Claimant continue its consulting services for Lessee's transit facility on the Real Estate (the "Contract").

5. The Contract was entered into by Architect and the work was performed by Claimant with the knowledge and consent of 108 N. State Street II, LLC, and subsequently Owner and Lessee. Alternatively, the 108 N. State Street II, LLC, and subsequently Owner and Lessee specifically authorized Architect and/or Architect's agents to enter into contracts for improvement of the Real Estate. Alternatively, 108 N. State Street II, LLC, and subsequently the Owner and Lessee knowingly permitted Architect to enter into contracts for improvement of the Real Estate.

6. Claimant's last day working on the project was December 31, 2009.

7. There is due, unpaid and owing to Claimant, after allowing credits for payments by Architect, the balance of Twenty-Six Thousand Six Hundred Forty-Three and 00/100 Dollars (\$26,643.00) for which, with interest, Claimant claims a lien on the Real Estate, and on the monies or other consideration due or to become due from Owner to Architect under the contract between the Owner and the Architect.

Wherefore, Claimant possessing the right by Illinois Statute to a Mechanic's Lien on and against the Real Estate herebefore described, files its Subcontractor's Claim for Mechanics Lien in the Office of the Recorder of Deeds of Cook County.

TO THE EXTENT ALLOWED BY LAW, ANY AND ALL WAIVERS OF LIEN PREVIOUSLY PROVIDED BY CLAIMANT, IF ANY, IN ORDER TO INDUCE PAYMENT NOT YET RECEIVED ARE HEREBY REVOKED. DO NOT PAY THE ARCHITECT FOR

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THIS WORK OR MATERIAL DIRECTLY. CLAIMANT'S ACCEPTANCE OF PART, BUT NOT ALL, OF THE AMOUNT CLAIMED DUE AND OWING SHALL NOT INVALIDATE THIS NOTICE.

Dated: January 6, 2010

Environmental Systems Design, Inc.

By Joseph Geyer
Joseph Geyer
Its Vice President-Finance

STATE OF ILLINOIS)
) SS.
COUNTY OF COOK)

I, Joseph Geyer, being first duly sworn on oath, depose and state that I am Vice President-Finance of Claimant, Environmental Systems Design, Inc., that I am authorized to execute this Subcontractor's Notice and Claim for Mechanics Lien on behalf of Claimant, that I have read the foregoing Subcontractor's Notice and Claim for Mechanics Lien and know the contents thereof, and that the statements contained therein are true.

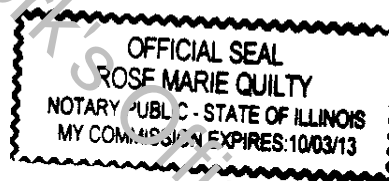
Joseph Geyer
Joseph Geyer

Subscribed and Sworn to before
me this 6th day of January,
2010.

Rose Marie Quilty
Notary Public

THIS DOCUMENT WAS PREPARED BY AND
AFTER RECORDING SHOULD BE RETURNED TO:

Jason Callicot
QUERREY & HARROW, LTD.
175 West Jackson Boulevard, #1600
Chicago, IL 60604
(312) 540-7000



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AFFIDAVIT

STATE OF ILLINOIS)
) SS.
 COUNTY OF COOK)

I, Lincoln Zaku, a non-attorney, being first duly sworn on oath, depose and state that on January 7, 2010, I served the attached Subcontractor's Notice and Claim For Mechanics Lien on behalf of Claimant by sending a duplicate original thereof to each of the persons and entities listed below by certified mail, return receipt requested, limited to addressee only:

Gensler Architecture, Design & Planning, P.C.
 Two Harrison Street 400
 San Francisco, CA 94105
 Attention: M. Arthur Gensler Jr

Charter One Bank, N.A.
 One Grant Square, ILG402
 Hinsdale, IL 60521
 Attention: Jane R. Schaller

108 N. State Transit LLC
 33 S. State Street
 Suite 400
 Chicago, IL 60603
 Attention: Jeffrey Arnold

National City Bank
 6750 Miller Road
 Brecksville, OH 44141
 Attention: Jeff Nickels

Bank of America, N.A.
 (Successor by Merger to LaSalle Bank, N.A.)
 Commercial Real Estate Banking
 231 S. LaSalle Street, 12th Floor
 Chicago, IL 60604
 Attention: Gary J. Katunas

Chicago Transit Authority
 An Illinois Municipal Corporation
 567 W. Lake Street
 Chicago, IL 60661
 Attention: Robert Conlin

Landesbank Hessen-Thüringen Helaba
 420 Fifth Ave., 24th Floor
 New York, NY 10018
 Attention: James E. Mirman

Wachovia Bank, N.A.
 201 South College Street, CP9
 Charlotte, NC 28228
 Attention: Richard H. Trembath

Joseph Freed and Associates LLC
 33 S. State Street
 Suite 400
 Chicago, IL 60603
 Attention: Jeffrey Arnold

DDL LLC
 33 S. State Street
 Suite 400
 Chicago, IL 60603
 Attention: Jeffrey Arnold

Laurance H. Freed
 c/o DDL LLC
 33 S. State Street
 Suite 400
 Chicago, IL 60603

SUBSCRIBED AND SWORN to
 before me this 7 day of
 January, 2010.

Joyce C. Romanowski
 Notary Public

Document #: 1465886



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LEGAL DESCRIPTION:

CTA PARCEL B1-1 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THAT PART OF VACATED NORTH STATE STREET, TOGETHER WITH THAT PART OF VACATED WEST WASHINGTON STREET, ALL TAKEN AS A TRACT IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +14.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845, AFORESAID; THENCE SOUTH 00°00'00" WEST, ALONG SAID WEST LINE, 1.00 FEET TO THE POINT OF BEGINNING; THENCE NORTH 88°53'55" WEST, 90.62 FEET; THENCE NORTH 00°00'00" EAST, 25.87 FEET; THENCE SOUTH 90°00'00" EAST, 10.96 FEET; THENCE NORTH 00°00'00" EAST, 8.67 FEET; THENCE NORTH 90°00'00" WEST, 0.96 FEET; THENCE NORTH 00°00'00" EAST, 9.17 FEET; THENCE NORTH 89°59'59" WEST, 10.00 FEET; THENCE NORTH 00°00'00" EAST, 39.14 FEET; THENCE NORTH 45°00'00" WEST, 34.69 FEET; THENCE NORTH 90°00'00" WEST, 28.35 FEET; THENCE NORTH 00°00'00" EAST, 18.20 FEET; THENCE NORTH 90°00'00" WEST, 54.43 FEET; THENCE NORTH 00°00'00" EAST, 8.00 FEET; THENCE SOUTH 90°00'00" EAST, 10.25 FEET; THENCE NORTH 00°00'00" EAST, 4.42 FEET; THENCE NORTH 44°58'05" WEST, 22.89 FEET; THENCE NORTH 00°00'00" EAST, 11.80 FEET; THENCE NORTH 45°01'55" EAST, 20.01 FEET; THENCE SOUTH 84°50'54" EAST, 75.47 FEET; THENCE SOUTH 84°33'20" EAST, 7.45 FEET; THENCE SOUTH 84°57'10" EAST, 19.45 FEET; THENCE NORTH 67°30'47" EAST, 0.36 FEET; THENCE NORTH 00°00'00" EAST, 1.75 FEET; THENCE SOUTH 90°00'00" EAST, 36.19 FEET; THENCE SOUTH 00°02'31" WEST, 7.04 FEET; THENCE SOUTH 90°00'00" EAST, 45.09 FEET; THENCE NORTH 00°00'00" EAST, 15.88 FEET; THENCE SOUTH 90°00'00" EAST, 4.75 FEET; THENCE NORTH 00°00'00" EAST, 0.50 FEET; THENCE SOUTH 90°00'00" EAST, 3.42 FEET; THENCE SOUTH 00°00'00" WEST, 5.45 FEET; THENCE NORTH 89°59'57" EAST, 8.93 FEET; THENCE SOUTH 00°00'00" WEST, 52.31 FEET; THENCE SOUTH 90°00'00" EAST, 5.00 FEET TO A POINT ON AN EAST LINE OF THAT PART OF VACATED NORTH STATE STREET, AFORESAID; THENCE SOUTH 00°00'00" WEST, ALONG THE LAST MENTIONED EAST LINE, 38.00 FEET; THENCE NORTH 90°00'00" WEST, 5.00 FEET; THENCE SOUTH 00°00'00" WEST, 9.68 FEET; THENCE SOUTH 90°00'00" EAST, 4.53 FEET; THENCE SOUTH 00°00'00" WEST, 78.78 FEET; THENCE NORTH 88°53'55" WEST, 15.53 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CTA PARCEL B1-2 THAT PART OF VACATED NORTH DEARBORN STREET LYING WEST AND ADJOINING BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +14.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE

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SOUTH 00°01'10" WEST, ALONG THE WEST LINE THEREOF, 161.29 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°01'10" WEST, ALONG THE WEST LINE OF BLOCK 37, AFORESAID, 30.00 FEET TO A POINT ON THE NORTH LINE OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH 89°01'30" WEST, ALONG THE LAST MENTIONED NORTH LINE, 16.29 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE LAST MENTIONED WEST LINE, 30.00 FEET; THENCE SOUTH 89°01'30" EAST, 16.29 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CTA PARCEL B1-3 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO TOGETHER WITH THAT PART OF VACATED NORTH DEARBORN STREET, ALL TAKEN AS A TRACT IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF +14.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH 00°01'10" WEST, ALONG THE WEST LINE THEREOF, 14.70 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 90°00'00" EAST, 1.75 FEET; THENCE SOUTH 00°01'10" WEST, 1.64 FEET; THENCE SOUTH 89°58'50" EAST, 10.00 FEET; THENCE SOUTH 00°00'00" WEST, 33.19 FEET; THENCE NORTH 89°58'50" WEST, 10.01 FEET; THENCE SOUTH 00°00'28" WEST, 1.67 FEET; THENCE SOUTH 89°59'53" WEST, 18.04 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE LAST MENTIONED WEST LINE, 36.50 FEET; THENCE SOUTH 90°00'00" EAST, 16.29 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CTA PARCEL B2-1 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THAT PART OF VACATED WEST WASHINGTON STREET, TOGETHER WITH THAT PART OF VACATED NORTH DEARBORN STREET, TOGETHER WITH THAT PART OF VACATED WEST RANDOLPH STREET, ALL TAKEN AS A TRACT IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -13.66 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 10.58 FEET; THENCE NORTH 01°05'58" EAST, 19.83 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90°00'00" WEST, 18.95 FEET; THENCE NORTH 44°58'05" WEST, 80.54 FEET; THENCE SOUTH 00°00'04" EAST, 28.53 FEET; THENCE NORTH 90°00'00" WEST, 5.20 FEET; THENCE NORTH 00°00'04" WEST, 23.33 FEET; THENCE SOUTH 45°01'55" WEST, 8.90 FEET; THENCE NORTH 44°58'05" WEST, 6.83 FEET; THENCE SOUTH 45°01'55" WEST, 10.84 FEET; THENCE NORTH 43°07'59" WEST, 23.97 FEET; THENCE NORTH 34°03'23" WEST, 10.33 FEET; THENCE NORTH 41°59'02" WEST, 34.44 FEET; THENCE NORTH 90°00'00" WEST, 71.66 FEET; THENCE NORTH 50°07'57" WEST, 18.15 FEET; THENCE SOUTH 90°00'00" EAST, 25.60 FEET; THENCE SOUTH 44°58'05" EAST, 1.12 FEET; THENCE SOUTH 89°58'05" EAST, 4.24 FEET; THENCE NORTH 45°01'55" EAST, 1.13 FEET; THENCE SOUTH 90°00'00" EAST, 11.52 FEET; THENCE NORTH 00°00'00" EAST, 23.01 FEET; THENCE NORTH 44°58'05" WEST,

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51.95 FEET; THENCE NORTH 90°00'00" WEST, 2.06 FEET; THENCE SOUTH 45°00'00" WEST, 2.74 FEET; THENCE NORTH 90°00'00" WEST, 6.03 FEET TO A POINT ON THE EAST LINE OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH 00°01'45" EAST, ALONG THE LAST MENTIONED EAST LINE, 12.35 FEET TO THE NORTHEAST CORNER OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH 89°01'30" WEST, ALONG THE NORTH LINE OF THE COMMONWEALTH EDISON PROPERTY, 96.32 FEET TO A POINT ON AN WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE LAST MENTIONED WEST LINE, 30.00 FEET; THENCE SOUTH 89°01'30" EAST, 16.29 FEET; THENCE NORTH 00°01'10" EAST, 61.38 FEET; THENCE SOUTH 89°58'50" EAST, 1.75 FEET; THENCE NORTH 00°01'10" EAST, 100.33 FEET; THENCE SOUTH 45°00'00" EAST, 61.75 FEET; THENCE SOUTH 80°27'33" EAST, 0.51 FEET; THENCE SOUTH 45°00'00" EAST, 2.44 FEET; THENCE SOUTH 09°32'27" EAST, 0.51 FEET; THENCE SOUTH 45°00'00" EAST, 8.76 FEET; THENCE SOUTH 52°32'05" EAST, 6.28 FEET; THENCE SOUTH 44°58'05" EAST, 7.95 FEET; THENCE NORTH 45°01'55" EAST, 8.91 FEET; THENCE SOUTH 46°09'20" EAST, 7.33 FEET; THENCE SOUTH 45°01'55" WEST, 9.06 FEET; THENCE SOUTH 44°58'05" EAST, 36.37 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 38.43 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 38.43 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 16.95 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 2.14 FEET; THENCE SOUTH 90°00'00" EAST, 16.18 FEET; THENCE SOUTH 44°58'05" EAST, 77.74 FEET; THENCE SOUTH 90°00'00" EAST, 3.45 FEET; THENCE NORTH 00°00'00" EAST, 11.23 FEET; THENCE SOUTH 90°00'00" EAST, 8.33 FEET; THENCE SOUTH 00°00'00" WEST, 32.96 FEET; THENCE SOUTH 22°34'50" EAST, 13.01 FEET; THENCE NORTH 69°00'22" EAST, 17.42 FEET; THENCE NORTH 89°59'56" EAST, 31.42 FEET; THENCE SOUTH 00°00'00" WEST, 91.84 FEET; THENCE SOUTH 45°01'55" WEST, 13.95 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CTA PARCEL B2-2 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -13.66 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 37.84 FEET; THENCE NORTH 01°05'58" EAST, 5.35 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90°00'00" WEST, 5.88 FEET; THENCE NORTH 44°58'05" WEST, 24.37 FEET; THENCE NORTH 45°01'55" EAST, 10.50 FEET; THENCE SOUTH 44°58'05" EAST, 22.18 FEET; THENCE SOUTH 00°00'00" WEST, 8.97 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

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CTA PARCEL B2-3 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, TOGETHER WITH THAT PART OF VACATED WEST WASHINGTON STREET IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -3.50 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -13.66 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 20.70 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 00°00'00" WEST, 1.00 FEET; THENCE NORTH 88°54'02" WEST, 9.67 FEET; THENCE NORTH 00°00'02" WEST, 8.53 FEET; THENCE SOUTH 90°00'00" EAST, 9.67 FEET; THENCE SOUTH 00°00'00" WEST, 1.71 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

CTA PARCEL B3-1 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THAT PART OF VACATED NORTH STATE STREET, TOGETHER WITH THAT PART OF VACATED WEST WASHINGTON STREET, TOGETHER WITH THAT PART OF VACATED NORTH DEARBORN STREET, TOGETHER WITH THAT PART OF VACATED WEST RANDOLPH STREET, ALL TAKEN AS A TRACT IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -13.66 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -25.66 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 100.83 FEET TO THE POINT OF BEGINNING; THENCE NORTH 00°00'00" EAST, 50.89 FEET; THENCE NORTH 43°07'59" WEST, 37.49 FEET; THENCE NORTH 34°03'23" WEST, 10.33 FEET; THENCE NORTH 41°59'02" WEST, 34.44 FEET; THENCE NORTH 90°00'00" WEST, 71.66 FEET; THENCE NORTH 50°07'57" WEST, 18.15 FEET; THENCE SOUTH 90°00'00" EAST, 42.95 FEET; THENCE NORTH 00°00'00" EAST, 23.01 FEET; THENCE NORTH 44°58'05" WEST, 49.21 FEET; THENCE NORTH 90°00'00" WEST, 11.96 FEET TO A POINT ON THE EAST LINE OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH 00°01'45" EAST, ALONG THE LAST MENTIONED EAST LINE, 12.35 FEET TO THE NORTHEAST CORNER OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH 89°01'30" WEST, ALONG THE NORTH LINE OF THE COMMONWEALTH EDISON PROPERTY, 96.32 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE LAST MENTION WEST LINE, 30.00 FEET; THENCE SOUTH 89°01'30" EAST, 16.29 FEET; THENCE NORTH 00°01'10" EAST, 64.96 FEET; THENCE NORTH 44°58'05" WEST, 6.27 FEET; THENCE SOUTH 89°58'11" WEST, 11.86 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH 00°01'10" EAST, ALONG THE LAST MENTION WEST LINE, 108.45 FEET TO A POINT ON THE NORTH LINE OF THAT PART OF VACATED WEST RANDOLPH STREET, AFORESAID; THENCE SOUTH 89°08'58" EAST, ALONG THE LAST MENTIONED NORTH LINE, 18.05 FEET; THENCE SOUTH 00°04'30" WEST, 4.31 FEET; THENCE SOUTH 89°08'58" EAST,

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20.82 FEET; THENCE SOUTH 00°00'00" WEST, 35.36 FEET; THENCE SOUTH 44°58'05" EAST, 20.20 FEET; THENCE NORTH 45°01'55" EAST, 7.44 FEET; THENCE SOUTH 44°58'05" EAST, 13.24 FEET; THENCE NORTH 45°01'55" EAST, 18.23 FEET; THENCE SOUTH 44°58'05" EAST, 6.67 FEET; THENCE SOUTH 45°01'55" WEST, 18.23 FEET; THENCE SOUTH 44°58'05" EAST, 26.36 FEET; THENCE SOUTH 45°01'55" WEST, 1.49 FEET; THENCE SOUTH 44°58'05" EAST, 3.25 FEET; THENCE SOUTH 45°01'55" WEST, 2.78 FEET; THENCE SOUTH 44°58'05" EAST, 30.17 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 38.42 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 38.43 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 13.39 FEET; THENCE NORTH 45°01'55" EAST, 1.17 FEET; THENCE SOUTH 44°58'05" EAST, 2.75 FEET; THENCE SOUTH 45°01'55" WEST, 1.17 FEET; THENCE SOUTH 44°58'05" EAST, 1.38 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°01'55" EAST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 16.95 FEET; THENCE SOUTH 45°01'55" WEST, 1.50 FEET; THENCE SOUTH 44°58'05" EAST, 4.00 FEET; THENCE NORTH 45°02'34" EAST, 2.14 FEET; THENCE SOUTH 90°00'00" EAST, 16.18 FEET; THENCE SOUTH 44°58'05" EAST, 61.87 FEET; THENCE SOUTH 90°00'00" EAST, 23.00 FEET; THENCE SOUTH 00°00'00" WEST, 19.20 FEET; THENCE SOUTH 45°01'55" WEST, 14.79 FEET; THENCE SOUTH 44°58'05" EAST, 3.35 FEET; THENCE NORTH 45°01'55" EAST, 1.17 FEET; THENCE SOUTH 44°58'05" EAST, 2.75 FEET; THENCE SOUTH 45°01'55" WEST, 1.17 FEET; THENCE SOUTH 44°58'05" EAST, 13.72 FEET; THENCE NORTH 45°01'55" EAST, 2.42 FEET; THENCE SOUTH 44°58'05" EAST, 34.95 FEET; THENCE SOUTH 90°00'00" EAST, 7.76 FEET; THENCE NORTH 00°00'00" EAST, 5.67 FEET; THENCE SOUTH 90°00'00" EAST, 26.31 FEET; THENCE SOUTH 00°00'00" WEST, 21.95 FEET; THENCE SOUTH 90°00'00" EAST, 9.00 FEET TO A POINT ON THE EAST LINE OF THAT PART OF VACATED SOUTH STATE STREET, AFORESAID; THENCE SOUTH 00°00'00" WEST, ALONG THE LAST MENTIONED EAST LINE, 93.87 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF VACATED WEST WASHINGTON STREET, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE LAST MENTIONED SOUTH LINE, 37.90 FEET; THENCE NORTH 44°53'41" WEST, 17.27 FEET; THENCE NORTH 88°54'02" WEST, 70.74 FEET; THENCE NORTH 00°00'00" EAST, 4.00 FEET TO THE POINT OF BEGINNING (EXCEPT THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845, AFORESAID; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 80.14 FEET; THENCE NORTH 01°05'58" EAST, 25.08 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90°00'00" WEST, 11.29 FEET; THENCE NORTH 00°00'00" EAST, 17.83 FEET; THENCE SOUTH 90°00'00" EAST, 10.33 FEET; THENCE SOUTH 00°00'00" WEST, 9.17 FEET; THENCE SOUTH 90°00'00" EAST, 0.96 FEET; THENCE SOUTH 00°02'17" WEST, 8.67 FEET TO THE POINT OF BEGINNING), IN COOK COUNTY, ILLINOIS.

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CTA PARCEL B4-1 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, TOGETHER WITH A STRIP OF LAND LYING EAST OF AND ADJOINING SAID BLOCK 37 AND WEST LINE OF STATE STREET AS ESTABLISHED BY AN ACT OF THE LEGISLATURE OF THE STATE OF ILLINOIS, APPROVED MARCH 3, 1845, TOGETHER WITH THAT PART OF VACATED NORTH STATE STREET, TOGETHER WITH THAT PART OF VACATED WEST WASHINGTON STREET, TOGETHER WITH THAT PART OF VACATED NORTH DEARBORN STREET, TOGETHER WITH THAT PART OF VACATED WEST RANDOLPH STREET, ALL TAKEN AS A TRACT IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -25.66 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -45.00 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845, AFORESAID; THENCE NORTH $88^{\circ}54'02''$ WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 33.11 FEET TO THE POINT OF BEGINNING; THENCE NORTH $44^{\circ}58'05''$ WEST, 243.78 FEET; THENCE SOUTH $45^{\circ}01'55''$ WEST, 6.58 FEET; THENCE NORTH $44^{\circ}58'05''$ WEST, 18.14 FEET; THENCE NORTH $45^{\circ}01'55''$ EAST, 6.58 FEET; THENCE NORTH $44^{\circ}58'05''$ WEST, 14.33 FEET; THENCE SOUTH $45^{\circ}01'55''$ WEST, 7.55 FEET; THENCE NORTH $90^{\circ}00'00''$ WEST, 9.76 FEET; THENCE NORTH $00^{\circ}00'00''$ EAST, 20.46 FEET; THENCE NORTH $44^{\circ}58'05''$ WEST, 121.16 FEET; THENCE SOUTH $89^{\circ}58'11''$ WEST, 11.86 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH $00^{\circ}01'10''$ EAST, ALONG THE LAST MENTIONED WEST LINE, 108.45 FEET TO A POINT ON THE NORTH LINE OF THAT PART OF VACATED WEST RANDOLPH STREET, AFORESAID; THENCE SOUTH $89^{\circ}08'58''$ EAST, ALONG THE LAST MENTIONED NORTH LINE, 18.04 FEET; THENCE SOUTH $00^{\circ}01'10''$ WEST, 12.85 FEET; THENCE SOUTH $35^{\circ}38'09''$ EAST, 5.15 FEET; THENCE SOUTH $00^{\circ}01'10''$ WEST, 5.68 FEET; THENCE SOUTH $44^{\circ}58'05''$ EAST, 58.68 FEET; THENCE NORTH $45^{\circ}01'55''$ EAST, 3.58 FEET; THENCE SOUTH $44^{\circ}58'05''$ EAST, 196.72 FEET; THENCE SOUTH $90^{\circ}00'00''$ EAST, 17.08 FEET; THENCE SOUTH $44^{\circ}58'05''$ EAST, 61.87 FEET; THENCE SOUTH $90^{\circ}00'00''$ EAST, 23.00 FEET; THENCE SOUTH $00^{\circ}00'00''$ WEST, 40.12 FEET; THENCE SOUTH $44^{\circ}58'05''$ EAST, 60.08 FEET; THENCE SOUTH $90^{\circ}00'00''$ EAST, 30.55 FEET TO A POINT ON THE EAST LINE OF THAT PART OF VACATED NORTH STATE STREET, AFORESAID; THENCE SOUTH $00^{\circ}00'00''$ WEST, 94.21 FEET TO A POINT ON THE SOUTH LINE OF THAT PART OF VACATED WEST WASHINGTON STREET, AFORESAID; THENCE NORTH $88^{\circ}54'02''$ WEST, ALONG THE LAST MENTIONED SOUTH LINE, 36.81 FEET; THENCE NORTH $44^{\circ}58'05''$ WEST, 23.06 FEET TO THE POINT OF BEGINNING, IN COUNTY, ILLINOIS.

CTA PARCEL B4-2 THAT PART OF VACATED NORTH DEARBORN STREET LYING WEST AND ADJOINING BLOCK 37 OF ORIGINAL TOWN OF CHICAGO, IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -25.66 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -45.00 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF BLOCK 37, AFORESAID; THENCE SOUTH $00^{\circ}01'10''$ WEST, ALONG THE WEST LINE THEREOF, 161.29 FEET TO THE POINT OF BEGINNING; THENCE SOUTH $00^{\circ}01'10''$ WEST, ALONG THE WEST LINE OF BLOCK 37, AFORESAID, 30.00 FEET TO A POINT ON THE NORTH LINE OF THE COMMONWEALTH EDISON PROPERTY; THENCE NORTH $89^{\circ}01'30''$ WEST, ALONG THE LAST MENTIONED NORTH LINE, 16.29 FEET TO A POINT ON THE WEST LINE OF THAT PART OF VACATED NORTH DEARBORN STREET, AFORESAID; THENCE NORTH $00^{\circ}01'10''$ EAST, ALONG THE LAST MENTIONED WEST LINE, 30.00 FEET; THENCE SOUTH $89^{\circ}01'30''$ EAST, 16.29 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY,

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ILLINOIS.

CTA PARCEL B4-3 THAT PART OF BLOCK 37 OF ORIGINAL TOWN OF CHICAGO IN THE EAST PART OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING BELOW A HORIZONTAL PLANE HAVING AN ELEVATION OF -25.66 CHICAGO CITY DATUM AND LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF -45.00 CHICAGO CITY DATUM AND LYING WITHIN ITS HORIZONTAL BOUNDARIES PROJECTED VERTICALLY AND DESCRIBED AS FOLLOWS: COMMENCING AT THE POINT OF INTERSECTION OF THE EASTERLY EXTENSION OF THE SOUTH LINE OF BLOCK 37, AFORESAID, WITH THE WEST LINE OF NORTH STATE STREET AS ESTABLISHED BY ACT OF LEGISLATURE ON MARCH 3, 1845; THENCE NORTH 88°54'02" WEST, ALONG THE SOUTH LINE OF BLOCK 37 AND ITS EASTERLY EXTENSION, AFORESAID, 190.04 FEET; THENCE NORTH

01°05'58" EAST, 122.36 FEET TO THE POINT OF BEGINNING; THENCE NORTH 90°00'00" WEST, 10.25 FEET; THENCE NORTH 00°00'00" EAST, 8.33 FEET; THENCE SOUTH 10°00'00" EAST, 10.25 FEET; THENCE SOUTH 00°00'00" WEST, 8.33 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

EASEMENT PARCEL:

NON-EXCLUSIVE EASEMENT IN FAVOR OF PARCEL 1 AS CREATED BY DECLARATION OF EASEMENTS, RESERVATIONS, COVENANTS AND RESTRICTIONS, DATED NOVEMBER 10, 2005 AND RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834084, MADE BY CHICAGO TRANSIT AUTHORITY, A MUNICIPAL CORPORATION OF THE STATE OF ILLINOIS, 108 NORTH STATE STREET II, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY; FOR THE FOLLOWING PURPOSES:

(A) INGRESS, EGRESS AND ACCESS TO AND FROM THE CTA PARCEL OVER, UNDER, ACROSS AND THROUGH THE PORTION OF THE DEVELOPMENT SITE OWNED BY EACH FOR THE PURPOSE OF FOR THE PURPOSE OF DEVELOPMENT AND CONSTRUCTION OF THE DEVELOPMENT PROJECT AND THE CTA PROJECT, INCLUDING, WITHOUT LIMITATION, CONSTRUCTION AND COMPLETION BY CTA OF THE CTA PORTION OF THE CTA PROJECT PURSUANT TO THE DEVELOPMENT AGREEMENT (SUCH EASEMENT TO INCLUDE, WITHOUT LIMITATION, NECESSARY EXCAVATION, TUNNELING, CONSTRUCTION, MATERIAL STORAGE AND ALL OTHER RELATED CONSTRUCTION ACTIVITY BY CONTRACTORS, SUBCONTRACTORS, REPRESENTATIVES, SURVEYORS, CONSULTANTS, EMPLOYEES AND AGENTS FROM TIME TO TIME OF BLOCK 37, L.L.C., 108 NORTH STATE STREET II, L.L.C., BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND CHICAGO TRANSIT AUTHORITY, AS THE CASE MAY BE) (DEFINED THEREIN AS THE "CONSTRUCTION ACCESS EASEMENTS"); (B) SUPPORT IN AND TO ALL STRUCTURAL MEMBERS, SLABS, CAISSONS, BEAMS, FOUNDATIONS, COLUMNS AND OTHER FACILITIES LOCATED WITHIN THE CTA PROJECT (DEFINED THEREIN AS THE "SUPPORT EASEMENTS"); (C) INSTALLATION, USE AND MAINTENANCE OF UTILITY LINES AND FACILITIES, INCLUDING THE RIGHT TO INSTALL, LAY, MAINTAIN, REPAIR, REPLACE LINES, WIRES, CONDUITS AND EQUIPMENT FOR UTILITY SERVICE REQUIRED FOR THE CTA PROJECT (DEFINED THEREIN AS THE "UTILITY EASEMENTS"); (D) CONSTRUCTION, USE AND MAINTENANCE OF COMMON WALLS, FLOORS, CEILINGS AND ENCLOSURES ALONG ANY COMMON PROPERTY LINES AND BOUNDARIES, INCLUDING THE RIGHT TO MAINTAIN UNINTENTIONAL ENCROACHMENTS RESULTING FROM CONSTRUCTION OF THE CTA PROJECT (DEFINED THEREIN AS THE "COMMON EASEMENTS"); (E) SUCH EASEMENTS

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AS SHALL BE REASONABLY NECESSARY FOR THE CONSTRUCTION, REPAIR, REPLACEMENT, MAINTENANCE AND OPERATION OF THE CTA PROJECT (DEFINED THEREIN AS "MISCELLANEOUS EASEMENT"); AND (F) INGRESS, EGRESS AND ACCESS OVER, ACROSS AND THROUGH THE BLOCK 37 PARCEL AS SHALL BE REQUIRED TO ENABLE 108 NORTH STATE STREET II, L.L.C. TO EXERCISE THE "MILLS SELF-HELP RIGHT" AS PROVIDED IN THE DEVELOPMENT AGREEMENT (DEFINED THEREIN AS THE "MILLS SELF-HELP RIGHT EASEMENT").

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EXHIBIT B

Tax Parcel Numbers

17-09-450-001-0000	17-09-450-018 0000
17-09-450-002-0000	17-09-451-005-0000
17-09-450-003-0000	17-09-451-006-0000
17-09-450-006-0000	17-09-451-007-0000
17-09-450-007-0000	17-09-451-008-0000
17-09-450-008-0000	17-09-451-009-0000
17-09-450-009-0000	17-09-451-012-0000
17-09-450-010-0000	17-09-451-018-0000
17-09-450-011-0000	17-09-451-019-0000
17-09-450-012-0000	
17-09-450-013-0000	
17-09-450-016-0000	
17-09-450-017-0000	

Common Address: A portion of 103 North State Street, Chicago, Illinois

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EXHIBIT C

Permitted Exceptions

1. TAXES FOR THE YEAR 2006 AND SUBSEQUENT YEARS, NOT YET DUE OR PAYABLE.
2. ORDINANCE MADE BY THE CITY COUNCIL OF THE CITY OF CHICAGO DATED SEPTEMBER 10, 1980 AND RECORDED SEPTEMBER 15, 1980 AS DOCUMENT NUMBER 25583825 CREATING A "SPECIAL SERVICE AREA."
3. PROVISIONS AND CONDITIONS CONTAINED IN ORDINANCE RECORDED FEBRUARY 19, 1991 AS DOCUMENT 91075841 BY THE CITY OF CHICAGO, ESTABLISHING A SPECIAL SERVICE AREA FOR THE CENTRAL AREA CIRCULATOR, AND PROVIDING FOR SPECIAL SERVICE TAX. AS OF DATE OF POLICY NO TAXES HAVE BEEN LEVIED UNDER THE ORDINANCE AND NO TAXES ARE CURRENTLY DUE AND PAYABLE THEREUNDER.
4. (A) TERMS, PROVISIONS, AND CONDITIONS RELATING TO THE EASEMENT DESCRIBED AS EASEMENT PARCEL CONTAINED IN THE INSTRUMENT CREATING SAID EASEMENT. (B) RIGHTS OF THE ADJOINING OWNER OR OWNERS TO THE CONCURRENT USE OF SAID EASEMENT.
5. TERMS OF THE 108 NORTH STATE STREET PEDEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF CHICAGO, AN ILLINOIS MUNICIPAL CORPORATION (THE "CITY") AND BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, DATED AS OF OCTOBER 15, 2005 TOGETHER WITH (I) THE LIMITED JOINDER THERETO DATED NOVEMBER 6, 2005 BY BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, AND 108 NORTH STATE STREET II, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, ALL OF WHICH WERE RECORDED IN THE COOK COUNTY RECORDER OF DEEDS ON NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834078, (II) THE LIMITED JOINDER THERETO DATED OCTOBER 27, 2006 BY THE CITY AND GD 22 W. WASHINGTON LLC, A DELAWARE LIMITED LIABILITY COMPANY, WHICH WAS RECORDED IN THE COOK COUNTY RECORDER OF DEEDS ON NOVEMBER 6, 2006 AS DOCUMENT NUMBER 0631041143, (III) THE PARTIAL RELEASE AS TO 108 NORTH STATE STREET REDEVELOPMENT AGREEMENT BY THE CITY, BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, AND 108 NORTH STATE STREET II, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY RECORDED NOVEMBER 6, 2006 AS DOCUMENT NUMBER 0631041144, (IV) THAT CERTAIN LETTER DATED OCTOBER 19, 2005 FROM THE CITY TO BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, AND (V) THAT CERTAIN SIDE LETTER DATED NOVEMBER 8, 2005 BY AND BETWEEN THE CITY AND BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY.

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ASSIGNMENT OF DEVELOPMENT RIGHTS RECORDED NOVEMBER 18, 2005
AS DOCUMENT NUMBER 0532233112.

6. RESERVATION IN FAVOR OF THE CITY OF CHICAGO FOR THE BENEFIT OF ALL PUBLIC AND PRIVATE ENTITIES WITH FACILITIES THAT SERVICES, SUCH AS BUT NOT LIMITED TO, CABLE, FIBER OPTIC, TELEPHONE AND TELEGRAPH, DATA TRANSMISSION, SEWER, WATER, ELECTRIC, GAS TO THE GENERAL PUBLIC, TOGETHER WITH THEIR SUCCESSORS AND ASSIGNS, AN EASEMENT TO OPERATE, MAINTAIN, CONSTRUCT, REPLACE, RENEW ANY AND ALL FACILITIES AS MAY EXIST IN THE AREAS HEREIN VACATED, UNTIL SUCH TIME AS SUCH FACILITIES ARE RELOCATED, CONTAINED IN THE VACATION ORDINANCE RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834079, AND AS CONTAINED IN THE AMENDING VACATION ORDINANCE RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834080.
7. TERMS, PROVISIONS, CONDITIONS, EASEMENTS AND RESTRICTIONS CONTAINED IN THE DECLARATION OF EASEMENTS, RESERVATIONS, COVENANTS AND RESTRICTIONS, DATED NOVEMBER 10, 2005 AND RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834084, MADE BY CHICAGO TRANSIT AUTHORITY, A MUNICIPAL CORPORATION OF THE STATE OF ILLINOIS, 108 NORTH STATE STREET II, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY, BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND BLOCK 37 OFFICE, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY.
8. TERMS CONTAINED IN THE MEMORANDUM OF MLLS/CTA DEVELOPMENT AGREEMENT DATED NOVEMBER 10, 2005 BY 108 NORTH STATE STREET II, L.L.C., AND CHICAGO TRANSIT AUTHORITY, AN ILLINOIS CORPORATION, AND RECORDED NOVEMBER 14, 2005 AS DOCUMENT 0531834085.
9. TERMS CONTAINED IN THE MEMORANDUM OF AGREEMENT DATED NOVEMBER 10, 2005, BY BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND COMMONWEALTH EDISON COMPANY, AN ILLINOIS CORPORATION, WITH RESPECT TO AN AGREEMENT DATED NOVEMBER 10, 2005, BY BLOCK 37, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND COMMONWEALTH EDISON COMPANY, AN ILLINOIS CORPORATION RECORDED NOVEMBER 14, 2005 AS DOCUMENT NUMBER 0531834086.
10. TERMS OF THE COVENANT AGREEMENT MADE BY AND BETWEEN BLOCK 37, L.L.C., BLOCK 37 OFFICE, L.L.C. AND 108 NORTH STATE STREET II, LLC RECORDED JULY 11, 2006 AS DOCUMENT NUMBER 0619212052.
11. MATTERS DISCLOSED BY PLAT OF SURVEY OF THE PARCEL DATED DECEMBER 28, 2006 AS PREPARED BY GREMLEY & BIEDERMANN AS JOB NO. 2005-04201-01.