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Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
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04-03-200-011-0000, 04-03-200-014-0000,
04-03-200-020-0000, 04-03-200-027-0000,
04-03-101-017-0000, 04-03-200-026-0000,
04-03-101-012-0000, 04-03-101-016-0000

Prepared By:

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ASSIGNMENT AND ASSUMPTION OF INTEREST UNDER MORTGAGE AND ASSIGNMENT OF LEASES AND RENTS

FOR VALUE RECEIVED, TEACHERS INSURANCE AND ANNUITY ASSOCIATION OF AMERICA, a New York corporation ("Assignor"), assigns, conveys, grants, sets over and transfers to STARWOOD PROPERTY MORTGAGE SUB-1, L.L.C., a Delaware limited liability company ("Assignee"), all of Assignor's right, title and interest, if any, in and to: (1) the Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing Statement by Westcoast Estates, a California general partnership ("Westcoast Estates"), in favor of Assignor, dated as of August 8, 2001 and recorded on August 8, 2001 in the Cook County Recorder's Office as Instrument Number 10722461 (the "Mortgage"), such Mortgage encumbering premises described therein located in the County of Cook, State of Illinois as more particularly described in Exhibit A attached hereto (as and to the extent provided in the Mortgage), and (2) the Assignment of Leases and Rents by Westcoast Estates in favor of Assignor, dated as of August 8, 2001 and recorded on August 8, 2001 in the Cook County Recorder's Office as Instrument Number 10722462 (the "Assignment of Leases");

TOGETHER WITH all of Assignor's right, title and interest, if any, in and to all notes and contracts described or referred to in the Mortgage and/or the Assignment of Leases, all guarantees of the Mortgage and/or the Assignment of Leases, all assumptions of the Mortgage and/or the Assignment of Leases, the money due and to

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become due thereon with interest and all contract rights accrued or to accrue under the Mortgage and/or the Assignment of Leases.

Assignee assumes all liabilities and obligations of Assignor arising under the Mortgage and the Assignment of Leases on and after the date hereof.

This Assignment and Assumption of Interest Under Mortgage and Assignment of Leases and Rents (this "**Assignment and Assumption**") will be binding on and inure to the benefit of Assignor and Assignee and their respective successors and assigns.

This Assignment and Assumption is made without recourse to or any representation or warranty, express or implied, by Assignor, except as expressly set forth in the Loan Purchase and Sale Agreement dated as of February 16, 2010, by and between Assignor and Assignee. Any such representation or warranty will not inure to the benefit of any assignee of Assignee.

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This Assignment and Assumption may be executed in one or more counterparts, each of which when so executed and delivered shall be deemed an original, but all of which taken together shall constitute but one and the same instrument.

Dated as of the 26 day of February, 2010.

TEACHERS INSURANCE AND ANNUITY
ASSOCIATION OF AMERICA

By: 
Name: Frederick White
Title: Director

STARWOOD PROPERTY MORTGAGE SUB-1,
LLC.

By: _____
Name: Andrew J. Sossen
Title: Authorized Signatory

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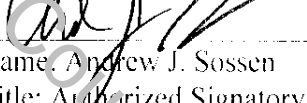
This Assignment and Assumption may be executed in one or more counterparts, each of which when so executed and delivered shall be deemed an original, but all of which taken together shall constitute but one and the same instrument.

Dated as of the 26 day of February, 2010.

TEACHERS INSURANCE AND ANNUITY
ASSOCIATION OF AMERICA

By: _____
Name: Frederick White
Title: Director

STARWOOD PROPERTY MORTGAGE SUB-I,
L.L.C.

By: 
Name: Andrew J. Sossen
Title: Authorized Signatory

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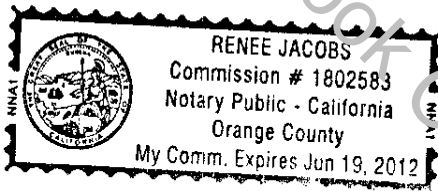
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ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss: CA,
 COUNTY OF ORANGE)

Before me, the undersigned authority, a Notary in and for said State, on this day personally appeared ^{Francis} White, known to me to be the person whose name is subscribed to the foregoing instrument and known to me to be the Director of Teachers Insurance and Annuity Association of America, a New York corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Trustees, and acknowledged that he/she executed the said instrument for the uses, purposes and consideration therein expressed on behalf of said Teachers Insurance and Annuity Association of America.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct. Given under my hand and seal of office this 24th day of February, 2010.



Renee Jacobs
 Notary Public in and for
 the State of California

My commission expires: 6/19/12

STATE OF _____)
) ss: _____,
 COUNTY OF _____)

Before me, the undersigned authority, a Notary in and for said State, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument and known to me to be the _____ of Starwood Property Mortgage Sub-1, L.L.C., a Delaware limited liability company, and acknowledged that he/she executed the said instrument for the uses, purposes and consideration therein expressed on behalf of said Starwood Property Mortgage Sub-1, L.L.C.

Given under my hand and seal of office this _____ day of February, 2010.

 Notary Public in and for
 the State of _____

My commission expires:

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ACKNOWLEDGMENT

STATE OF CALIFORNIA)
) ss: _____,
 COUNTY OF ORANGE)

Before me, the undersigned authority, a Notary in and for said State, on this day personally appeared _____, known to me to be the person whose name is subscribed to the foregoing instrument and known to me to be the _____ of Teachers Insurance and Annuity Association of America, a New York corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation, and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Trustees, and acknowledged that he/she executed the said instrument for the uses, purposes and consideration therein expressed on behalf of said Teachers Insurance and Annuity Association of America.

I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct. Given under my hand and seal of office this _____ day of February, 2010.

 Notary Public in and for
 the State of California

My commission expires:

STATE OF NY)
) ss: _____,
 COUNTY OF NY)

Before me, the undersigned authority, a Notary in and for said State, on this day personally appeared Andrew J. Sassen, known to me to be the person whose name is subscribed to the foregoing instrument and known to me to be the authorized signatory of Starwood Property Mortgage Sub-1, L.L.C., a Delaware limited liability company, and acknowledged that he/she executed the said instrument for the uses, purposes and consideration therein expressed on behalf of said Starwood Property Mortgage Sub-1, L.L.C.

Given under my hand and seal of office this 25th day of February, 2010.

Melanie Nelson
 Notary Public in and for
 the State of NY

My commission expires:

MELANIE NELSON
 Notary Public, State of New York
 No. 01NE6214750
 Qualified in New York County
 Commission Expires Dec. 21, 2013

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EXHIBIT A

Property Description

PARCEL 1:

THAT PART OF THE NORTHEAST 1/4 AND THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12; THENCE NORTH 89 DEGREES, 54 MINUTES, 08 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 3, A DISTANCE OF 139.24 FEET; THENCE NORTH 00 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 66.51 FEET; THENCE NORTH 13 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 275.64 FEET THENCE NORTH 17 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 72 DEGREES, 56 MINUTES, 42 SECONDS EAST, A DISTANCE OF 222.59 FEET; THENCE NORTH 70 DEGREES, 07 MINUTES, 07 SECONDS EAST, A DISTANCE OF 84.18 FEET; THENCE NORTH 17 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 324.00 FEET; THENCE NORTH 29 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 78.57 FEET; THENCE NORTH 72 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 124.80 FEET THENCE NORTH 42 DEGREES, 59 MINUTES, 29 SECONDS WEST, A DISTANCE 68.10 FEET; THENCE NORTH 72 DEGREES, 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 335.50 FEET THENCE SOUTH 17 DEGREES, 03 MINUTES, 18 SECONDS WEST A DISTANCE OF 35.50 FEET; THENCE NORTH 72 DEGREES, 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 288.74 FEET; THENCE SOUTH 65 DEGREES, 29 MINUTES, 25 SECONDS WEST A DISTANCE OF 28.40 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY 60.30 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHWEST, AND HAVING A RADIUS OF 225.00 FEET; THENCE NORTH 39 DEGREES, 51 MINUTES, 54 SECONDS WEST, A DISTANCE OF 25.00 FEET; THENCE NORTH 9 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 65.97 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY 104.72 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE WEST, AND HAVING A RADIUS OF 600.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 00 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 142.73 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED PER DOCUMENT NUMBER 23033339; THENCE SOUTH 87 DEGREES, 38 MINUTES, 42 SECONDS EAST A DISTANCE OF 2.95 FEET TO AN ANGLE POINT; THENCE SOUTH 89 DEGREES, 56 MINUTES, 08 SECONDS EAST ALONG SAID SOUTH LINE OF LAKE-COOK ROAD, A DISTANCE OF 273.75 FEET; THENCE SOUTH 00 DEGREES, 03 MINUTES, 18 SECONDS WEST A DISTANCE OF 197.99 FEET; THENCE SOUTH 86 DEGREES, 30 MINUTES, 35 SECONDS EAST A DISTANCE OF 114.30 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 157.25 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE SOUTHEAST AND HAVING A RADIUS OF 170.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 40 DEGREES, 29 MINUTES, 27 SECONDS EAST A DISTANCE OF 98.00 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 89.45 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO NORTHWEST AND HAVING A RADIUS OF 146.50 FEET TO A POINT; THENCE NORTH 00 DEGREES, 03 MINUTES, 08 SECONDS EAST A DISTANCE OF 24.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED PER DOCUMENT NUMBER 23033339; THENCE SOUTH 89 DEGREES, 56 MINUTES, 42 SECONDS EAST ALONG SAID SOUTH LINE OF DISTANCE OF 259.38 FEET TO AN ANGLE POINT; THENCE NORTH 88 DEGREES, 23 MINUTES, 57 SECONDS, EAST ALONG SAID SOUTH LINE LAKE-COOK ROAD WIDENED, A DISTANCE OF 799.97 FEET TO AN ANGLE POINT; THENCE SOUTH 89 DEGREES, 56 MINUTES, 42 SECONDS EAST A DISTANCE OF 702.31; THENCE SOUTH 23 DEGREES, 03 MINUTES, 18 SECONDS WEST A DISTANCE OF 192.78 FEET; THENCE SOUTH 57 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 175.44 FEET; THENCE NORTH 89 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 58.87 FEET TO A POINT ON A CURVE; THENCE SOUTHWESTERLY 45.32 FEET ALONG THE ARC

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OF A CIRCLE CONVEX TO THE SOUTHEAST, AND HAVING A RADIUS OF 55.00 FEET TO A POINT OF TANGENCY; THENCE SOUTH 60 DEGREES, 16 MINUTES, 53 SECONDS WEST, A DISTANCE OF 134.84 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 71.49 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE SOUTHWEST, AND HAVING A RADIUS OF 52.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 40 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 21.29 FEET; THENCE NORTH 81 DEGREES, 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 22.64 FEET; THENCE SOUTH 57 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 105.00 FEET; THENCE SOUTH 12 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 14.14 FEET; THENCE SOUTH 57 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 120.00 FEET; THENCE NORTH 77 DEGREES, 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 14.14 FEET; THENCE SOUTH 57 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 49.35 FEET; THENCE SOUTH 16 DEGREES, 27 MINUTES, 41 SECONDS EAST, A DISTANCE OF 27.11 FEET; THENCE SOUTH 32 DEGREES, 56 MINUTES, 42 SECONDS EAST, A DISTANCE OF 320.00 FEET; THENCE NORTH 57 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 227.04 FEET; THENCE SOUTH 32 DEGREES, 56 MINUTES, 42 SECONDS EAST, A DISTANCE OF 274.92 FEET TO A POINT ON A CURVE; THENCE NORTHEASTERLY 196.80 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE SOUTHEAST, AND HAVING A RADIUS OF 378.00 FEET; THENCE SOUTH 63 DEGREES, 13 MINUTES, 52 SECONDS EAST, A DISTANCE OF 44.00 FEET TO A POINT ON A CURVE; THENCE NORTHEASTERLY 55.80 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE SOUTHEAST, AND HAVING A RADIUS OF 422.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 22 DEGREES, 11 MINUTES, 35 SECONDS EAST, A DISTANCE OF 75.13 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY 257.64 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE EAST, AND HAVING A RADIUS OF 322.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 23 DEGREES, 39 MINUTES, 12 SECONDS WEST, A DISTANCE OF 107.53 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 80.00 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE NORTHEAST AND HAVING A RADIUS OF 322.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 36.44 FEET, ALONG THE ARC OF A CIRCLE, CONVEX TO THE WEST, AND HAVING A RADIUS OF 34.26 FEET TO A POINT OF TANGENCY; THENCE NORTH 23 DEGREES, 03 MINUTES, 18 SECONDS EAST A DISTANCE OF 93.92 FEET TO A POINT ON A CURVE; THENCE NORTHEASTERLY 109.44 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE NORTHWEST AND HAVING A RADIUS OF 150.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED AS PER DOCUMENT NUMBER 23113812; THENCE SOUTH 89 DEGREES, 56 MINUTES, 42 SECONDS EAST ALONG SAID SOUTH LINE, DISTANCE OF 40.00 FEET; THENCE SOUTH 25 DEGREES, 13 MINUTES, 49 SECONDS WEST, A DISTANCE OF 46.99 FEET TO A POINT ON A CURVE; THENCE SOUTHWESTERLY 75.15 FEET ALONG THE ARC OF CIRCLE, CONVEX TO THE NORTHWEST AND HAVING A RADIUS OF 103.00 FEET TO A POINT OF TANGENCY; THENCE SOUTH 23 DEGREES, 03 MINUTES, 18 SECONDS WEST, A DISTANCE OF 25.92 FEET TO A POINT; THENCE SOUTH 51 DEGREES, 19 MINUTES, 08 SECONDS EAST A DISTANCE OF 18.82 FEET TO A POINT ON A CURVE; THENCE SOUTHEASTERLY 143.05 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE NORTHEAST, AND HAVING A RADIUS OF 467.00 FEET TO A POINT; THENCE SOUTH 53 DEGREES, 09 MINUTES, 43 SECONDS WEST A DISTANCE OF 47.07 FEET TO A POINT ON A CURVE; THENCE SOUTHEASTERLY AND SOUTHWESTERLY 406.43 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE EAST, AND HAVING A RADIUS OF 420.00 FEET TO A POINT OF TANGENCY; THENCE SOUTH 22 DEGREES, 01 MINUTES, 10 SECONDS WEST, A DISTANCE OF 240.30 FEET TO A POINT; THENCE SOUTH 89 DEGREES, 54 MINUTES, 25 SECONDS EAST ALONG A LINE 366.00 FEET (MEASURED AT RIGHT ANGLES) NORTH OF AND PARALLEL WITH THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 3 A DISTANCE OF 715.19 FEET TO A POINT OF THE INTERSECTION WITH A LINE 50.00 WEST OF AND PARALLEL WITH THE WEST LINE OF THE NORTHEAST 1/4 OF SECTION 3 ALSO BEING THE WEST LINE OF LEE ROAD AS PER DOCUMENT NUMBER 23113812; THENCE SOUTH 00 DEGREES, 05 MINUTES, 06 SECONDS EAST A DISTANCE OF 66.00 FEET ALONG SAID LINES TO A POINT OF INTERSECTION WITH A LINE OF 300.00 FEET NORTH AND PARALLEL WITH THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST

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1/4 OF SAID SECTION 3; THENCE NORTH 89 DEGREES, 54 MINUTES, 25 SECONDS WEST ALONG SAID NORTH LINE A DISTANCE OF 747.57 FEET TO A POINT OF CURVE; THENCE SOUTHWESTERLY 72.62 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE SOUTHEAST, AND HAVING A RADIUS OF 100.00 FEET TO A POINT OF TANGENCY, THENCE SOUTH 82 DEGREES, 11 MINUTES, 15 SECONDS WEST, A DISTANCE OF 12.47 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY 407.32 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHWEST, AND HAVING A RADIUS OF 900.00 FEET TO POINT OF TANGENCY; THENCE SOUTH 56 DEGREES, 15 MINUTES, 26 SECONDS WEST, A DISTANCE OF 7.72 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY 138.42 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHWEST AND HAVING A RADIUS OF 150.00 FEET TO A POINT ON THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 3; THENCE NORTH 89 DEGREES, 51 MINUTES, 25 SECONDS WEST ALONG SAID SOUTH LINE A DISTANCE OF 0.24 FEET TO THE SOUTHWEST CORNER OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID; THENCE SOUTH 00 DEGREES, 10 MINUTES, 24 SECONDS WEST ALONG THE EAST LINE OF THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID, 1239.85 FEET TO THE POINT OF INTERSECTION WITH THE NORTHERLY LINE OF ILLINOIS TRI-STATE TOLL ROAD; THENCE SOUTH 81 DEGREES, 46 MINUTES, 45 SECONDS WEST ALONG SAID NORTHERLY LINE A DISTANCE OF 1338.03 FEET TO A POINT OF INTERSECTION WITH THE EAST AND WEST CENTER LINE OF SAID SECTION 3; THENCE NORTH 89 DEGREES, 51 MINUTES, 43 SECONDS WEST ALONG SAID CENTER LINE, A DISTANCE OF 35.33 FEET TO A POINT OF INTERSECTION WITH THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 3; THENCE NORTH 00 DEGREES, 25 MINUTES, 56 SECONDS EAST A DISTANCE OF 419.16 FEET; THENCE SOUTH 89 DEGREES, 34 MINUTES, 04 SECONDS EAST A DISTANCE OF 28.00 FEET; THENCE NORTH 66 DEGREES, 13 MINUTES, 30 SECONDS EAST, A DISTANCE OF 302.14 FEET; THENCE DUE EAST A DISTANCE OF 76.95 FEET; THENCE SOUTH 63 DEGREES, 57 MINUTES, 44 SECONDS EAST A DISTANCE OF 140.80 FEET; THENCE NORTH 26 DEGREES, 25 MINUTES, 15 SECONDS EAST A DISTANCE OF 175.96 FEET; THENCE NORTH 09 DEGREES, 22 MINUTES, 00 SECONDS WEST A DISTANCE OF 203.71 FEET; THENCE NORTH 39 DEGREES, 13 MINUTES, 32 SECONDS WEST, A DISTANCE OF 116.47 FEET; THENCE SOUTH 59 DEGREES, 47 MINUTES, 55 SECONDS WEST A DISTANCE OF 56.22 FEET; THENCE NORTH 30 DEGREES, 12 MINUTES, 04 SECONDS WEST A DISTANCE OF 61.41 FEET; THENCE NORTH 00 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 5.00 FEET TO A POINT OF CURVATURE; THENCE NORTHWESTERLY 102.10 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE NORTHEAST, AND HAVING A RADIUS OF 65.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 89 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 170.95 FEET; THENCE NORTH 49 DEGREES, 56 MINUTES, 26 SECONDS WEST, A DISTANCE OF 207.13 FEET; THENCE NORTH 00 DEGREES, 25 MINUTES, 56 SECONDS EAST, A DISTANCE OF 164.24 FEET TO THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3, BEING ALSO POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS (EXCEPT FROM SAID PARCEL 1 THAT PART THEREOF CONVEYED PER DOCUMENT NUMBER 95690665).

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PARCEL 2:

THAT PART OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN: BEGINNING AT THE POINT OF INTERSECTION OF A LINE 395.00 FEET SOUTH (MEASURED AT RIGHT ANGLES AND HEREINAFTER REFERRED TO AS LINE "395.00 SOUTH") OF AND PARALLEL WITH THE WESTERLY EXTENSION OF THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3, AFORESAID; AND THE EAST LINE OF THE WEST 370.00 FEET (AS MEASURED ALONG THE NORTH LINE) OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3 AFORESAID; THENCE SOUTH 00 DEGREES, 34 MINUTES, 57 SECONDS WEST ALONG SAID PARALLEL LINE 309.45 FEET TO A POINT 734.62 FEET SOUTH OF THE NORTH LINE OF THE NORTHWEST 1/4 OF SECTION 3 AFORESAID; THENCE SOUTH 89 DEGREES, 54 MINUTES, 08 SECONDS EAST 1/4 OF SECTION 3 AFORESAID 139.84 FEET; THENCE NORTH 01 DEGREES, 04 MINUTES, 23 SECONDS EAST 96.25 FEET TO A POINT IN AN ARC OF A CIRCLE CONVEX WESTERLY, HAVING A RADIUS OF 275.00 FEET AND WHOSE CENTER IS LOCATED 608.40 FEET (MEASURED AT RIGHT ANGLES) SOUTH OF THE WESTERLY EXTENSION OF THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID AND 3073.00 FEET WEST OF THE NORTHEAST CORNER OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID AS MEASURED ALONG SAID NORTH LINE AND ITS WESTERLY EXTENSION; THENCE NORTHERLY ALONG SAID ARC FOR A DISTANCE OF 195.43 FEET TO AN INTERSECTION OF ANOTHER ARC; THENCE WESTERLY ALONG SAID ARC, CONVEX SOUTHERLY AND HAVING A RADIUS OF 25.0 FEET FOR A DISTANCE OF 35.10 FEET TO A POINT OF TANGENCY; THENCE NORTH 53 DEGREES, 34 MINUTES, 32 SECONDS WEST 19.94 FEET TO A POINT OF CURVE THENCE NORTHWESTERLY ALONG AN ARC OF A CIRCLE CONVEX NORTHEASTERLY AND HAVING A RADIUS OF 25.0 FEET AND A CENTRAL ANGLE OF 36 DEGREES, 22 MINUTES, 10 SECONDS FOR A DISTANCE OF 79.35 FEET TO A POINT OF TANGENCY WITH LINE "395.00 SOUTH" HEREINBEFORE DESCRIBED; THENCE NORTH 89 DEGREES, 56 MINUTES, 42 SECONDS WEST ALONG SAID LINE 181.87 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 3:

THAT PART OF THE NORTHEAST 1/4 AND THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12; THENCE NORTH 89 DEGREES, 54 MINUTES, 08 SECONDS WEST ALONG THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION 3, A DISTANCE OF 139.24 FEET; THENCE NORTH 00 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 66.51 FEET; THENCE NORTH 13 DEGREES, 03 MINUTES, 18 SECONDS EAST A DISTANCE OF 275.64 FEET; THENCE NORTH 17 DEGREES, 3 MINUTES, 18 SECONDS EAST, A DISTANCE OF 20.00 FEET; THENCE SOUTH 72 DEGREES, 56 MINUTES, 42 SECONDS EAST, A DISTANCE OF 222.59 FEET; THENCE NORTH 70 DEGREES, 07 MINUTES, 07 SECONDS EAST, A DISTANCE OF 84.18 FEET; THENCE NORTH 17 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 324.00 FEET; THENCE NORTH 29 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 78.57 FEET; THENCE NORTH 72 DEGREES, 56 MINUTES, 42 SECONDS WEST, A DISTANCE OF 124.80 FEET; THENCE NORTH 42 DEGREES, 59 MINUTES, 29 SECONDS WEST, A DISTANCE OF 68.10 FEET; THENCE NORTH 72 DEGREES, 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 335.56 FEET; THENCE SOUTH 17 DEGREES, 03 MINUTES, 18 SECONDS WEST A DISTANCE OF 35.50 FEET; THENCE NORTH 72 DEGREES 56 MINUTES, 42 SECONDS WEST A DISTANCE OF 288.74 FEET; THENCE SOUTH 65 DEGREES, 29 MINUTES, 25 SECONDS WEST A DISTANCE OF 28.40 FEET TO A POINT OF CURVATURE; THENCE SOUTHWESTERLY 60.30 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHWEST, AND HAVING A RADIUS OF 225.00 FEET; THENCE NORTH 39 DEGREES, 51 MINUTES, 54 SECONDS WEST, A DISTANCE OF 25.00 FEET; THENCE NORTH 9 DEGREES, 56 MINUTES, 42 SECONDS

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WEST, A DISTANCE OF 65.97 FEET TO A POINT OF CURVATURE; THENCE NORTHERLY 104.72 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE WEST, AND HAVING A RADIUS OF 600.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 00 DEGREES, 03 MINUTES, 18 SECONDS EAST, A DISTANCE OF 142.73 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED PER DOCUMENT NUMBER 23033339; THENCE SOUTH 87 DEGREES, 38 MINUTES, 42 SECONDS EAST A DISTANCE OF 2.95 FEET TO AN ANGLE POINT; THENCE SOUTH 89 DEGREES, 56 MINUTES, 08 SECONDS EAST ALONG SAID SOUTH LINE OF LAKE-COOK ROAD, A DISTANCE OF 273.75 FEET TO THE POINT OF BEGINNING THENCE SOUTH 00 DEGREES, 03 MINUTES, 18 SECONDS WEST A DISTANCE OF 197.99 FEET; THENCE SOUTH 86 DEGREES, 30 MINUTES, 35 SECONDS EAST A DISTANCE OF 114.30 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 157.25 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE SOUTHEAST AND HAVING A RADIUS OF 170.00 FEET TO A POINT OF TANGENCY; THENCE NORTH 40 DEGREES, 29 MINUTES, 27 SECONDS EAST A DISTANCE OF 98.00 FEET TO A POINT OF CURVATURE; THENCE NORTHEASTERLY 89.45 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHWEST AND HAVING A RADIUS OF 146.50 FEET TO A POINT; THENCE NORTH 00 DEGREES, 03 MINUTES, 08 SECONDS EAST A DISTANCE OF 24.00 FEET TO A POINT OF INTERSECTION WITH THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED PER DOCUMENT NUMBER 23033339; THENCE WEST ALONG THE SOUTH LINE OF LAKE-COOK ROAD AS WIDENED PER DOCUMENT NUMBER 23033339 TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 4:

EASEMENT IN FAVOR OF PARCEL 1, DESCRIBED AS FOLLOWS: NON-EXCLUSIVE, PERPETUAL SANITARY SEWER EASEMENT MADE BY L'ASSALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED SEPTEMBER 1, 1987 AND KNOWN AS TRUST NUMBER 54939, IN FAVOR OF PACIFIC FREEHOLDS, A CALIFORNIA GENERAL PARTNERSHIP, AND WEST COAST ESTATES, A CALIFORNIA GENERAL PARTNERSHIP, FOR THE PURPOSE OF A NON-EXCLUSIVE SANITARY SEWER EASEMENT RECORDED/FILED SEPTEMBER 14, 1998 AS DOCUMENT NUMBER 88420587 OVER THE FOLLOWING DESCRIBED PROPERTY: THE WEST 25 FEET OF THE MOST NORTHERLY 75 FEET (AS MEASURED ALONG THE WEST PROPERTY LINE) OF THE FOLLOWING PROPERTY: THAT PART OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SECTION 3; TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 3, THENCE SOUTH 00 DEGREES 25 MINUTES 56 SECONDS WEST, A DISTANCE OF 164.24 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED PARCEL OF LAND; THENCE SOUTH 49 DEGREES 56 MINUTES 26 SECONDS EAST, A DISTANCE OF 207.13 FEET TO A POINT; THENCE SOUTH 89 DEGREES 56 MINUTES 42 SECONDS EAST, ALONG A LINE 1620.00 FEET SOUTH OF AND PARALLEL WEST OF THE SOUTH RIGHT OF WAY LINE OF LAKE-COOK ROAD AS WIDENED, A DISTANCE OF 170.95 FEET TO A POINT OF CURVATURE, THENCE SOUTHEASTERLY 102.10 FEET ALONG THE ARC OF A CIRCLE, CONVEX TO THE NORTHEAST, AND HAVING A RADIUS OF 65.00 FEET TO A POINT; THENCE SOUTH 00 DEGREES, 03 MINUTES 18 SECONDS WEST A DISTANCE OF 5.00 FEET TO A POINT; THENCE SOUTH 30 DEGREES 12 MINUTES 04 SECONDS EAST, A DISTANCE OF 61.41 FEET TO A POINT; THENCE NORTH 59 DEGREES 47 MINUTES 55 SECONDS EAST, A DISTANCE OF 56.22 FEET TO A POINT; THENCE SOUTH 39 DEGREES 13 MINUTES 32 SECONDS EAST, A DISTANCE OF 116.47 FEET TO A POINT; THENCE SOUTH 9 DEGREES 22 MINUTES 00 SECONDS EAST, A DISTANCE OF 203.71 FEET TO A POINT; THENCE SOUTH 26 DEGREES 25 MINUTES 15 SECONDS WEST, A DISTANCE OF 175.96 FEET TO A POINT; THENCE NORTH 63 DEGREES 57 MINUTES 44 SECONDS WEST, A DISTANCE OF 140.80 FEET TO A POINT; THENCE DUE WEST, A DISTANCE OF 76.96 FEET TO A POINT; THENCE SOUTH 66 DEGREES, 13 MINUTES 30 SECONDS WEST, A DISTANCE OF 302.14 FEET TO A POINT; THENCE NORTH 89 DEGREES 34 MINUTES 04 SECONDS WEST, A DISTANCE OF 28.00 FEET TO A POINT OF INTERSECTION WEST OF THE WEST LINE OF THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF SAID SECTION 3; THENCE NORTH 00 DEGREES 25 MINUTES 56

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SECONDS EAST, A DISTANCE OF 736.93 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 5:

EASEMENT IN FAVOR OF PARCEL 1, DESCRIBED AS FOLLOWS: NON-EXCLUSIVE, PERPETUAL WATER MAIN EASEMENT MADE BY THE CONDOMINIUMS OF NORTHBROOK COURT COMMUNITY ASSOCIATION, AN ILLINOIS NOT-FOR-PROFIT CORPORATION, IN FAVOR OF PACIFIC FREEHOLDS, A CALIFORNIA GENERAL PARTNERSHIP, AND WEST COAST ESTATES, A CALIFORNIA GENERAL PARTNERSHIP, FOR THE PURPOSE OF AN UNDERGROUND WATER MAIN RECORDED/FILED SEPTEMBER 14, 1988 AS DOCUMENT NUMBER 88420588 OVER THE PROPERTY DESCRIBED AS FOLLOWS:

EASEMENT PARCEL 5A:

THAT PART OF THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF A LINE 50.00 FEET (MEASURED AT RIGHT ANGLES) WEST OF AND PARALLEL WITH THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID AND A LINE 82.00 FEET (MEASURED AT RIGHT ANGLES) SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID: THENCE NORTH 89 DEGREES 56 MINUTES 42 SECONDS WEST A DISTANCE OF 15.02 FEET ALONG SAID PARALLEL LINE TO A POINT; THENCE SOUTH 44 DEGREES 56 MINUTES 42 SECONDS EAST A DISTANCE OF 14.14 FEET TO THE POINT OF BEGINNING OF THE FOLLOWING DESCRIBED EASEMENT FOR WATER MAIN; THENCE NORTH 89 DEGREES 56 MINUTES 42 SECONDS WEST ALONG A LINE PARALLEL WITH THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3, AFORESAID, A DISTANCE OF 477.15 FEET TO A POINT; THENCE SOUTH 0 DEGREES 03 MINUTES 18 SECONDS WEST, A DISTANCE OF 118.95 FEET TO A POINT; THENCE SOUTH 53 DEGREES 09 MINUTES 43 SECONDS WEST, A DISTANCE OF 225.34 FEET TO A POINT ON A CURVE; THENCE 5.00 FEET ALONG THE ARC OF A CIRCLE CONVEX TO THE NORTHEAST, AND HAVING A RADIUS OF 420.00 FEET, AND WHOSE CHORD OF 4.99 FEET BEARS SOUTH 32 DEGREES 24 MINUTES 34 SECONDS EAST TO A POINT; THENCE NORTH 53 DEGREES 09 MINUTES 43 SECONDS EAST A DISTANCE OF 229.09 FEET TO A POINT; THENCE NORTH 0 DEGREES 03 MINUTES 18 SECONDS EAST A DISTANCE OF 109.60 FEET TO A POINT OF INTERSECTION WITH A LINE 102.00 FEET (MEASURED AT RIGHT ANGLES) SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID; THENCE SOUTH 89 DEGREES 56 MINUTES 42 SECONDS EAST ALONG SAID PARALLEL LINE A DISTANCE OF 472.22 FEET TO A POINT OF INTERSECTION WITH A LINE 50.00 FEET (MEASURED AT RIGHT ANGLES) WEST OF AND PARALLEL WITH THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 3; THENCE NORTH 00 DEGREES 05 MINUTES, 06 SECONDS WEST ALONG SAID PARALLEL LINE, A DISTANCE OF 4.98 FEET TO A POINT; THENCE NORTH 44 DEGREES, 56 MINUTES 42 SECONDS EAST, A DISTANCE OF 7.10 FEET TO THE HEREINABOVE DESIGNATED POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

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EASEMENT PARCEL 5B:

COMMENCING AT THE INTERSECTION OF A LINE 50.00 FEET (MEASURED AT RIGHT ANGLES) WEST OF AND PARALLEL WITH THE EAST LINE OF THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND A LINE 82.00 FEET (MEASURED AT RIGHT ANGLES) SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID; THENCE SOUTH 00 DEGREES 05 MINUTES 06 SECONDS EAST ALONG SAID PARALLEL LINE 876.37 FEET TO A LINE 366.00 FEET (MEASURED AT RIGHT ANGLES) NORTH OF AND PARALLEL WITH THE SOUTH LINE OF THE NORTHEAST 1/4 OF THE NORTHEAST 1/4 OF SECTION 3 AFORESAID; THENCE NORTH 89 DEGREES, 54 MINUTES, 25 SECONDS ALONG SAID PARALLEL LINE, A DISTANCE OF 615.36 FEET TO THE POINT OF BEGINNING OF THE CENTER LINE OF THE 10.00 FOOT WIDE EASEMENT FOR WATER MAIN; THENCE NORTH 68 DEGREES 01 MINUTES 18 SECONDS WEST, A DISTANCE OF 57.93 FEET TO A POINT; THENCE DUE WEST, A DISTANCE OF 37.41 FEET TO A POINT OF INTERSECTION WITH THE WESTERLY LINE OF THE CONDOMINIUM SITE, SAID EASEMENT LIMITED ON THE SOUTH BY A LINE 366.00 FEET NORTH AND PARALLEL WITH THE SOUTH LINE OF THE NORTHEAST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, AND ON THE WEST BY THE WESTERLY LINE OF THE CONDOMINIUM SITE, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 6:

LOT 2 IN NORTHBROOK COURT SUBDIVISION NUMBER 1, BEING A SUBDIVISION OF PART OF THE NORTHWEST 1/4 OF SECTION 3, TOWNSHIP 42 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, ACCORDING TO THE PLAT THEREOF RECORDED DECEMBER 7, 1976 AS DOCUMENT NUMBER 23738085.

PARCEL 7:

THE RECIPROCAL AND NON-EXCLUSIVE EASEMENTS, RIGHTS AND PRIVILEGES OF USE FOR THE OPERATION, MAINTENANCE, REPAIR AND RECONSTRUCTION OF THE COMMON AREA, FACILITIES, AND STRUCTURES, FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS AND FOR UTILITY AND OTHER PURPOSES, CREATED AND GRANTED AS AN APPURTENANCE TO PARCELS 1, 2, 3 AND 6, AND AS MORE PARTICULARLY DESCRIBED IN THAT CERTAIN OPERATING AGREEMENT DATED AS OF JUNE 17, 1975 BY AND AMONG CARTER HAWLEY HALES STORES, INC. (HEREINAFTER CALLED "CHH"), SEARS, ROEBUCK AND CO. (HEREINAFTER CALLED "SEARS"), ADCOR REALTY CORP. (HEREINAFTER CALLED "ADCOR"), AND HOMART DEVELOPMENT CO. (HEREINAFTER CALLED "HOMART") AND RECORDED JUNE 24, 1975 AS DOCUMENT NUMBER 23126333 AND RE-RECORDED SEPTEMBER 11, 1975 AS DOCUMENT NUMBER 23219179 AND RE-RECORDED JANUARY 9, 1976 AS DOCUMENT NUMBER 23149231 AND FILED NOVEMBER 18, 1975 AS DOCUMENT NUMBER LR2841284 AND AS AMENDED BY "JOINT IMPROVEMENT AGREEMENT", DATED JUNE 17, 1975, BY AND AMONG CHH, SEARS, ADCOR AND HOMART AND AS FURTHER AMENDED BY "FIRST AMENDMENT TO OPERATING AGREEMENT" DATED AS OF FEBRUARY 16, 1976, AND RECORDED MARCH 4, 1976 AS DOCUMENT NUMBER 23406570 AND FILED APRIL 2, 1976 AS LR2862028, WHICH AMENDMENT WAS CORRECTED BY AN INSTRUMENT ENTITLED "CORRECTION TO FIRST AMENDMENT TO OPERATING AGREEMENT" DATED AS OF APRIL 5, 1976 AND RECORDED MAY 7, 1976 AS DOCUMENT NUMBER 23477882 AND RE-RECORDED MAY 20, 1976 AS DOCUMENT NUMBER 23492076 AND FILED MAY 20, 1976 AS DOCUMENT NUMBER LR2870558 AND AS FURTHER AMENDED BY "SECOND AMENDMENT TO OPERATING AGREEMENT" DATED AS OF AUGUST 30, 1978, BY AND AMONG CHH, SEARS, ADCOR, FEDERATED DEPARTMENT STORES, INC. (HEREINAFTER CALLED "FEDERATED") AND HOMART AND RECORDED AUGUST 30, 1978 AS DOCUMENT NUMBER 24607414 AND FILED AUGUST 30, 1978 AS DOCUMENT NUMBER LR3043161, AND AS AMENDED BY "SUPPLEMENT TO SECOND AMENDMENT TO OPERATING

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AGREEMENT" DATED AS OF AUGUST 30, 1978, BY AND AMONG CHH, ADCOR AND FEDERATED AND RECORDED AUGUST 30, 1978 AS DOCUMENT NUMBER 24607415 AND FILED AUGUST 30, 1978 AS DOCUMENT NUMBER LR3043162, AND AS AMENDED BY "THIRD AMENDMENT TO OPERATING AGREEMENT" DATED AS OF NOVEMBER 2, 1983, BY AND AMONG CHH, ADCOR, FEDERATED, HOMART AND J.C. PENNEY PROPERTIES, INC., AS SUCCESSOR IN INTEREST TO SEARS (HEREINAFTER CALLED "PENNEY") AND RECORDED JANUARY 26, 1984 AS DOCUMENT NUMBER 26945586 AND FILED JANUARY 25, 1984 AS DOCUMENT NUMBER LR3352289 AS AMENDED BY SUPPLEMENT TO OPERATING AGREEMENT DATED AS OF JUNE 24, 1984 BY AND BETWEEN HOMART AND PENNEY AND AS FURTHER AMENDED BY A LETTER AGREEMENT DATED JUNE 6, 1988 AND BY A LETTER AGREEMENT DATED MAY 2, 1991 REGARDING MAGNIN PROPERTIES LEASE TERMINATION; AND AS AMENDED BY "FOURTH AMENDMENT TO OPERATING AGREEMENT" DATED AS OF FEBRUARY 1, 1994, BY AND AMONG THE NEIMAN MARCUS GROUP, INC., AS SUCCESSOR IN INTEREST TO CHH (HEREINAFTER CALLED "NEIMAN"), THE MAY DEPARTMENT STORES COMPANY, SUCCESSOR IN INTEREST TO ADCOR (HEREINAFTER CALLED "LORD & TAYLOR"), MARSHALL FIELD & COMPANY, AS SUCCESSOR IN INTEREST TO PENNEY (HEREINAFTER CALLED "FIELD") AND WESTCOAST ESTATES, A CALIFORNIA GENERAL PARTNERSHIP, AS SUCCESSOR IN INTEREST TO HOMART (HEREINAFTER CALLED "DEVELOPER") AND RECORDED OCTOBER 6, 1995 AS DOCUMENT NUMBER 95681401 AND AMENDED BY "FIFTH AMENDMENT TO OPERATING AGREEMENT" DATED AS OF MAY 7, 1998, BY AND AMONG NEIMAN, LORD & TAYLOR, DAYTON HUDSON CORPORATION, AS SUCCESSOR BY MERGER TO FIELD, AND DEVELOPER AND RECORDED NOVEMBER 3, 1998 AS DOCUMENT NUMBER 98991035 AND RE-RECORDED AUGUST 23, 2000 AS DOCUMENT NUMBER 00614560 AND 00650815 (HEREINAFTER COLLECTIVELY CALLED THE "OPERATING AGREEMENT"); EXCEPTING THEREFROM ANY OF SUCH RIGHTS, POWERS, PRIVILEGES AND BENEFITS WHICH ARE NOT REAL PROPERTY OR INTERESTS IN REAL PROPERTY.

PARCEL 8:

All rights, benefits and privileges in favor of Westcoast estates, a California general partnership, associated with the right of first refusal set forth in that certain second amendment to covenants, conditions and restrictions agreement dated July 23, 1997 and recorded September 30, 1997 as document 97722973.

Address: 2127 Northbrook Court, Northbrook, IL

Permanent Index Numbers:

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