

# UNOFFICIAL COPY

## ASSIGNMENT OF MORTGAGE

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Doc#: 1123813038 Fee: \$48.00  
Eugene "Gene" Moore RHSP Fee: \$10.00  
Cook County Recorder of Deeds  
Date: 08/26/2011 01:56 PM Pg: 1 of 7

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## ASSIGNMENT OF MORTGAGE AND OTHER LOAN DOCUMENTS

FOR VALUE RECEIVED, the receipt, adequacy and sufficiency of which are hereby acknowledged, U.S. Bank National Association, its successor in interest to, among others, LaSalle Bank National Association, as Trustee for the Registered Holders of ML-CFC Commercial Mortgage Trust 2006-1, Commercial Mortgage Pass-Through Certificates Series 2006-1 ("Assignor"), having a mailing address c/o Midland Loan Services, 10851 Mastin, 6<sup>th</sup> Floor, Overland Park, Kansas 66210, does hereby grant, bargain, sell, assign, deliver, convey, transfer and set over unto Metro Storage CHI NYC LLC, a Delaware limited liability company ("Assignee"), having a mailing address of 13528 Boulton Blvd, Lake Forest, Illinois 60045, and its successors and assigns, all of the Assignor's right, title and interest in, to and under the following mortgage and other loan documents, as each such instrument may have been amended and assigned:

(a) that certain Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing, dated as of December 20, 2005, by U-STOR-IT (BUSSE RD.) L.L.C. in favor of Countrywide Commercial Real Estate Finance, Inc., as lender, recorded in the Office of the Cook County Recorder of Deeds, Cook County, Illinois (the "Records"), as Document No. 0602343267 (the "Mortgage"), securing a certain Promissory Note, dated as of December 19, 2005, by U-STOR-IT (87<sup>TH</sup> ST.) LLC, U-STOR-IT (104<sup>TH</sup> ST.) LLC, U-STOR-IT (BUSSE RD.) L.L.C., and U-STOR-IT (79<sup>TH</sup> ST.) LLC (collectively, the "Original Borrowers"), in favor of Countrywide Commercial Real Estate Finance, Inc., in an original principal amount of Twenty One Million Two Hundred Seventy Thousand Dollars (the "Promissory Note");

(b) that certain Assignment of Leases and Rents, dated as of December 20, 2005, by U-STOR-IT (BUSSE RD.) L.L.C. in favor of Countrywide Commercial Real Estate Finance,

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Inc., as lender, recorded in the Records as Document No. 0602343268 (the “Assignment of Leases”), securing the Promissory Note;

TOGETHER WITH the Promissory Note and other obligations described in said Mortgage and Assignment of Leases and the monies due and to grow thereon with interest and any and all other documents, instruments and other writings executed or delivered in connection therewith.

TOGETHER WITH all of Assignor’s right, title and interest in and to the agreements listed on Exhibit A (collectively, the “Agreements”)

TO HAVE AND TO HOLD the same unto the Assignee and to the successors and assigns of the Assignee forever.

The Mortgage and other loan documents assigned hereby encumber the real property legally described on Exhibit B annexed hereto and incorporated herein by reference.

**THIS ASSIGNMENT IS MADE WITHOUT RECOURSE AND WITHOUT REPRESENTATION OR WARRANTY, EXPRESS, IMPLIED OR BY OPERATION OF LAW, OF ANY KIND AND NATURE WHATSOEVER, OTHER THAN AS EXPRESSLY SET FORTH IN THAT CERTAIN LOAN PURCHASE AND SALE AGREEMENT BY AND BETWEEN ASSIGNOR AND ASSIGNEE.**

Franklin County Clerk's Office


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IN WITNESS WHEREOF, this Assignment of Mortgage and Other Loan Documents has been duly executed on behalf of Assignor as of the 25th day of August, 2011.

**ASSIGNOR:**

**U.S. Bank National Association**, as Trustee for the Registered Holders of ML-CFC Commercial Mortgage Trust 2006-1, Commercial Mortgage Pass-Through Certificates Series 2006-1

By: Midland Loan Services, a Division of PNC Bank, National Association, as authorized agent in its capacity as Special Servicer pursuant to that certain Pooling and Servicing Agreement, dated as of March 1, 2006, by and among Seller, Midland Loan Services, Inc., as Special Servicer, and the other parties thereto

By:   
Name: \_\_\_\_\_  
Title: Valerie Nichol  
senior vice president


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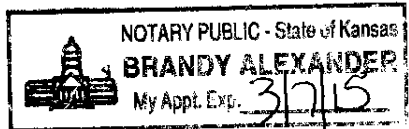
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STATE OF Kansas )  
 ) SS:  
COUNTY OF Johnson )

I, the undersigned, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Valerie Nichols, 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 signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

GIVEN under my hand and seal this 24 day of August, 2011.

  
Notary Public



My Commission expires: 3/7/15

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## Exhibit A

### Agreements

1. Loan Agreement, dated as of December 19, 2005, by and among U-STOR-IT (87<sup>TH</sup> ST.) LLC, U-STOR-IT (104<sup>TH</sup> ST.) LLC, U-STOR-IT (BUSSE RD.) L.L.C., and U-STOR-IT (79<sup>TH</sup> ST.) LLC (collectively, the "Original Borrowers") and Countrywide Commercial Real Estate Finance, Inc.
2. Loan Assumption and Substitution Agreement, dated as of July 23, 2007, by and among the APF WO 29, LP, APF WO 31, LP, APF WO 33, LP and APF WO 40, LP (collectively, the "Assuming Borrowers"), the Original Borrowers, JPMorgan Alternative Property Fund Domestic I LP, and Lawrence S. Nora, in favor of LaSalle Bank National Association, as trustee
3. Cash Collateral Account Agreement, dated as of December 19, 2005, by and among Original Borrowers and Countrywide Commercial Real Estate Finance, Inc.
4. First Amendment to Cash Collateral Account Agreement, dated as of July 23, 2007, by and among Assuming Borrowers, LaSalle Bank National Association, as trustee, and Devon Self Storage Holdings (US) LLC
5. Guaranty of Recourse Obligation, dated as of December 19, 2005, by Lawrence S. Nora in favor of Countrywide Commercial Real Estate Finance, Inc.
6. Environmental Indemnity Agreement, dated as of December 19, 2005, by Lawrence S. Nora in favor of Countrywide Commercial Real Estate Finance, Inc.
7. Post Closing Agreement, dated as of July 23, 2007, by Assuming Borrowers in favor of LaSalle Bank National Association, as trustee
8. Deposit Account Control Agreement, dated as of July 23, 2007, by and among Assuming Borrowers, LaSalle Bank National Association, as trustee, and Bank of America, N.A.
9. Operations and Maintenance Agreement, dated as of December 19, 2005, by U-STOR-IT (87<sup>TH</sup> ST.) LLC in favor of Countrywide Commercial Real Estate Finance, Inc.

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## Exhibit B

### Legal Description

PIN: 09-21-107-052-0000  
09-21-107-053-0000  
09-21-107-054-0000

Address: 1800 Busse Highway, Des Plaines, Illinois

#### PARCEL 1:

THAT PART OF LOT 3 IN G.T.E. RESUBDIVISION OF PARTS OF LOTS 167, 169 AND 172 IN THE TOWN OF RAND, PART OF LOT 124 IN COUNTY CLERK'S SUBDIVISION AND LOTS 38 AND 39 IN ALBERT E. CLARK'S SUBDIVISION, ALL IN THE SOUTHWEST  $\frac{1}{4}$  OF SECTION 16 AND THE NORTHWEST  $\frac{1}{4}$  OF SECTION 21, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1987 AS DOCUMENT NUMBER 87426203 MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 3; THENCE NORTH ALONG THE EAST LINE OF SAID LOT 3, A DISTANCE OF 135.20 FEET; THENCE NORTH 37 DEGREES 10 MINUTES 10 SECONDS EAST, A DISTANCE OF 141.90 FEET; THENCE NORTH 52 DEGREES 49 MINUTES 50 SECONDS WEST, A DISTANCE OF 107.59 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 60.47 FEET TO THE SOUTHEAST CORNER OF LOT 1 IN G.T.E. RESUBDIVISION, AFORESAID; THENCE WEST ALONG THE SOUTH LINE OF SAID LOT 1 TO THE SOUTHWEST CORNER THEREOF; THENCE SOUTH ALONG THE SOUTHERLY EXTENSION OF THE WEST LINE OF SAID LOT 1 TO THE NORTHEASTERLY RIGHT OF WAY LINE OF BUSSE HIGHWAY; THENCE SOUTHEASTERLY ALONG SAID NORTHEASTERLY LINE, A DISTANCE OF 414.65 FEET TO THE POINT OF BEGINNING (EXCEPTING THEREFROM THAT PART DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 3; THENCE NORTHWESTERLY ALONG THE SOUTHERLY LINE OF LOT 3, ALSO BEING THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A DISTANCE OF 414.65 FEET; THENCE NORTH PARALLEL WITH THE EAST LINE OF LOT 172 IN THE TOWN OF RAND; AFORESAID, A DISTANCE OF 20.60 FEET TO A POINT FOR A PLACE OF BEGINNING; THENCE NORTHEASTERLY ON A LINE DRAWN AT RIGHT ANGLES TO THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A DISTANCE OF 73.84 FEET; THENCE NORTHWESTERLY ON A LINE PARALLEL WITH THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A DISTANCE OF 55.98 FEET TO A POINT ON A LINE DRAWN PARALLEL WITH THE EAST LINE OF SAID LOT 172; THENCE SOUTH ALONG SAID LINE PARALLEL WITH THE EAST LINE OF LOT 172, A DISTANCE OF 92.66 FEET TO THE PLACE OF BEGINNING), IN COOK COUNTY, ILLINOIS.

#### PARCEL 2:

LOT 4 IN G.T.E. RESUBDIVISION OF PARTS OF LOTS 167, 169 AND 172 IN TOWN OF RAND, PART OF LOT 24 IN THE COUNTY CLERK'S DIVISION AND OF LOTS 38 AND 39 IN ALBERT E. CLARKE'S SUBDIVISION, ALL IN THE SOUTHWEST  $\frac{1}{4}$  OF SECTION 16 AND THE NORTHWEST  $\frac{1}{4}$  OF SECTION 21, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

#### PARCEL 3:

THAT PART OF LOT 3 IN G.T.E. RESUBDIVISION OF PARTS OF LOTS 167, 169 AND 172 IN TOWN OF RAND, PART OF LOT 24 IN THE COUNTY CLERK'S DIVISION AND OF LOTS 38 AND 39 IN ALBERT E. CLARKE'S SUBDIVISION, ALL IN THE SOUTHWEST  $\frac{1}{4}$  OF SECTION 16 AND THE NORTHWEST  $\frac{1}{4}$  OF SECTION 21, TOWNSHIP 41 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 3; THENCE NORTHWESTERLY ALONG THE SOUTHERLY LINE OF LOT 3, ALSO BEING THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A

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DISTANCE OF 414.65 FEET TO A POINT FOR THE PLACE OF BEGINNING; THENCE NORTH PARALLEL WITH THE EAST LINE OF LOT 172 IN TOWN OF RAND, AFORESAID, A DISTANCE OF 20.60 FEET; THENCE NORTHEASTERLY ON A LINE DRAWN AT RIGHT ANGLES TO THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A DISTANCE OF 73.84 FEET; THENCE NORTHWESTERLY ON A LINE PARALLEL WITH THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, A DISTANCE OF 55.98 FEET TO A POINT ON A LINE DRAWN PARALLEL WITH THE EAST LINE OF SAID LOT 172; THENCE NORTH ALONG AFORESAID PARALLEL LINE, 284.74 FEET, MORE OR LESS, TO A POINT IN THE SOUTHERLY LINE OF MINER STREET, 261.77 FEET WESTERLY (AS MEASURED ALONG SAID SOUTHERLY LINE) OF THE INTERSECTION OF SAID SOUTHERLY LINE OF MINER STREET WITH THE EASTERLY LINE OF SAID LOT 172; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF MINER STREET, 70.61 FEET TO THE MOST EASTERLY WEST LINE OF SAID LOT 3; THENCE SOUTH ON SAID WEST LINE, 145.72 FEET; THENCE WEST ON A LINE DRAWN AT RIGHT ANGLES TO THE LAST DESCRIBED LINE, A DISTANCE OF 130.47 FEET TO THE MOST WESTERLY LINE OF SAID LOT 3; THENCE SOUTH ALONG SAID LINE, 91.00 FEET TO A POINT IN THE NORTHEASTERLY LINE OF BUSSE HIGHWAY; THENCE SOUTHEASTERLY ALONG THE NORTHEASTERLY LINE OF BUSSE HIGHWAY; A DISTANCE OF 251.58 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCELS 1, 2 AND 3 ALSO KNOWN AS THE FOLLOWING PERIMETER LEGAL DESCRIPTION:

ALL OF LOTS 3 AND 4 IN G.T.E. RESUBDIVISION OF PARTS OF LOTS 167, 169 AND 172 IN THE TOWN OF RAND, PART OF LOT 24 IN COUNTY CLERK'S SUBDIVISION AND LOTS 38 AND 39 IN ALBERT E. CLARK'S SUBDIVISION ALL IN THE SOUTHWEST  $\frac{1}{4}$  OF SECTION 16 AND THE NORTHWEST  $\frac{1}{4}$  OF SECTION 21, TOWNSHIP 41 NORTH RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 3, 1987 AS DOCUMENT 87426203 BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 3; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE EAST LINE OF SAID LOT 3; BEING ALSO THE WEST LINE OF LOT 167 IN THE TOWN OF RAND, 135.20 FEET; THENCE NORTH 37 DEGREES 10 MINUTES 10 SECONDS EAST ALONG THE EASTERLY LINE OF SAID LOT 3, 141.90 FEET; THENCE NORTH 52 DEGREES 49 MINUTES 50 SECONDS WEST ALONG THE EASTERLY LINE OF SAID LOT 3, 107.59 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE EAST LINE OF SAID LOT 3; BEING ALSO THE WEST LINE OF LOT 167 IN THE TOWN OF RAND, 60.47 FEET TO THE SOUTHEAST CORNER OF LOT 1 IN G.T.E. RESUBDIVISION, AFORESAID; THENCE NORTH 89 DEGREES 48 MINUTES 46 SECONDS WEST ALONG THE SAID SOUTH LINE OF SAID LOT 1, 330.43 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID LOT 1, 274.00 FEET TO THE NORTHWEST CORNER OF SAID LOT 1, BEING A POINT ON THE SOUTHERLY LINE OF MINER STREET; THENCE SOUTH 82 DEGREES 26 MINUTES 40 SECONDS WEST ALONG SAID SOUTHERLY LINE OF MINER STREET, 139.94 FEET TO AN ANGLE POINT IN SAID LINE; THENCE NORTH 89 DEGREES 17 MINUTES 20 SECONDS WEST ALONG THE SOUTHERLY LINE OF MINER STREET, 138.40 FEET TO THE NORTHWEST CORNER OF LOT 4 IN G.T.E. RESUBDIVISION, AFORESAID; THENCE SOUTH 00 DEGREES 42 MINUTES 40 SECONDS WEST ALONG THE WESTERLY LINE OF SAID LOT 4, 76.91 FEET TO AN ANGLE POINT IN SAID LINE; THENCE SOUTH 37 DEGREES 10 MINUTES 10 SECONDS WEST ALONG THE WESTERLY LINE OF SAID LOT 4, 75.62 FEET TO THE SOUTHWEST CORNER OF SAID LOT 4, BEING A POINT ON THE NORTHEASTERLY LINE OF BUSSE HIGHWAY; THENCE SOUTH 52 DEGREES 49 MINUTES 50 SECONDS EAST ALONG THE SOUTHERLY LINE OF LOTS 3 AND 4 IN G.T.E. RESUBDIVISION, AFORESAID, BEING ALSO THE NORTHEASTERLY LINE OF BUSSE HIGHWAY, 820.93 FEET TO THE POINT OF BEGINNING IN COOK COUNTY, ILLINOIS.