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**THIS DOCUMENT WAS
PREPARED BY:**

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PSS
Jeffrey Jahns, Esq.
SEYFARTH SHAW LLP
131 S. Dearborn Street, Suite 2400
Chicago, Illinois 60603



Doc#: 1322516092 **Fee:** \$50.00
RHSP Fee: \$9.00 RPRF Fee: \$1.00
Karen A. Yarbrough
Cook County Recorder of Deeds
Date: 08/13/2013 04:37 PM Pg: 1 of 7

**AFTER RECORDING RETURN
TO:**

David R. Neville
MCDERMOTT WIEL & EMERY LLP
227 W. Monroe Street
Chicago, Illinois 60606

[This space reserved for recording data.]

ASSIGNMENT OF DECLARATION

THIS ASSIGNMENT AND ASSUMPTION OF DECLARATION (the "**Assignment**") is made as of the 05 day of Aug., 2013 between **BRADFORD HARWOOD HEIGHTS 1 LLC**, an Illinois limited liability company ("**Assignor**"), and **I.M. PROPERTIES (ILLINOIS 8) LLC**, a Delaware limited liability company ("**Assignee**").

For and in consideration of the sum of Ten Dollars (\$10.00) and other valuable consideration to it in hand paid by Assignee to Assignor, the conveyance by Assignor to Assignee of all that certain real property being particularly described on **Exhibit "A"** attached hereto and incorporated herein by this reference, more commonly known as 4700 N. Oketo Avenue, Harwood Heights, Illinois/7401 W. Lawrence Ave., Harwood Heights, Illinois (the "**Property**"), and the mutual covenants herein contained, the receipt and sufficiency of the foregoing consideration being hereby acknowledged by the parties hereto, Assignor hereby assigns, transfers, sets over and conveys to Assignee all of Assignor's right, title and interest, to the extent assignable in, to and under that certain Declaration of Access and Parking Easements dated January 23, 2008, by and between Bluebird Harwood Heights, LLC, an Illinois limited liability company, and Assignor (the "**Declaration**").

Assignee does hereby assume and agree to perform all of Assignor's obligations under the Declaration, but only to the extent accruing from and after and relating to the period from and after the date hereof. Assignee agrees to indemnify, protect, defend and hold Assignor harmless from and against any and all claims, liabilities, losses, costs, damages and expenses (including reasonable attorneys' fees and disbursements) directly or indirectly arising out of or related to any breach or default in Assignee's obligations hereunder.

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Assignor agrees to indemnify, protect, defend and hold Assignee harmless from and against any and all claims, liabilities, losses, costs, damages and expenses (including reasonable attorneys' fees and disbursements) directly or indirectly arising out of or related to any breach or default in Assignor's obligations under the Declaration, but only to the extent accruing prior to and relating to the period prior to the date hereof.

This Assignment shall be binding upon and inure to the benefit of Assignor and Assignee and their respective heirs, executors, administrators, successors and assigns.

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

[Execution Page Follows]

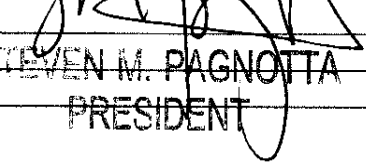
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IN WITNESS WHEREOF, Assignor and Assignee have each executed this Assignment as of the date first written above.

ASSIGNOR:

BRADFORD HARWOOD HEIGHTS 1 LLC, an Illinois limited liability company

By: Bradford Real Estate Services Corp., its Manager

By: 
Name: STEVEN M. PAGNOTTA
Its: PRESIDENT

ASSIGNEE:

I.M. PROPERTIES (ILLINOIS 8) LLC, a Delaware limited liability company

By: I.M. Property Investments (USA) LLC, its Member

By: _____
Name: _____
Its: _____

Property of Cook County Clerk's Office

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IN WITNESS WHEREOF, Assignor and Assignee have each executed this Assignment as of the date first written above.

ASSIGNOR:

BRADFORD HARWOOD HEIGHTS 1 LLC, an Illinois limited liability company

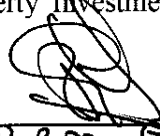
By: Bradford Real Estate Services Corp., its Manager

By: _____
Name: _____
Its: _____

ASSIGNEE:

I.M. PROPERTIES (ILLINOIS 8) LLC, a Delaware limited liability company

By: I.M. Property Investments (USA) LLC, its Member

By: 
Name: ROBERT GOULD
Its: VICE PRESIDENT

Property of Cook County Clerk's Office

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STATE OF ILLINOIS)
)
) ss:
COUNTY OF _____)

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY, that _____, as _____ of BRADFORD REAL ESTATE SERVICES CORP., the Manager of BRADFORD HARWOOD HEIGHTS 1 LLC, an Illinois limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such _____, appeared before me this day in person and acknowledged he signed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said company, for the uses and purposes therein set forth.

GIVEN UNDER my hand and Notarial Seal this _____ day of _____, 2013.

Notary Public:

Commission Expiration:

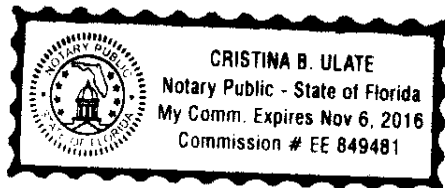
STATE OF FLORIDA)
)
) ss:
COUNTY OF COLLIER)

I, the undersigned, a Notary Public in and for said County and State aforesaid, DO HEREBY CERTIFY, that that Robert Gould, as Vice President of I.M. PROPERTY INVESTMENTS (USA) LLC, a Member of I.M. PROPERTIES (ILLINOIS 8) LLC, a Delaware limited liability company, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Vice President, appeared before me this day in person and acknowledged he signed and delivered said instrument as his free and voluntary act, and as the free and voluntary act of said company, for the uses and purposes therein set forth.

GIVEN UNDER my hand and Notarial Seal this 1st day of AUGUST, 2013.

[Signature]
Notary Public:

11/6/2016
Commission Expiration:



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Exhibit "A" to Assignment of Declarations

Legal Description –Property

PARCEL 1:

LOT 1 IN PLAT OF CONSOLIDATION FOR BRADFORD HARWOOD SUBDIVISION, IN PART OF THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN ACCORDING TO THE PLAT THEREOF RECORDED APRIL 1, 2013 AS DOCUMENT 1309139023, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY DECLARATION OF ACCESS AND PARKING EASEMENTS RECORDED FEBRUARY 1, 2008 AS DOCUMENT 0803205139 AND RE-RECORDED FEBRUARY 27, 2008 AS DOCUMENT 0805842084, FOR VEHICULAR PARKING ALONG, OVER, UPON AND ACROSS A PORTION OF LOT 9 IN KLEFSTAD'S INDUSTRIAL ADDITION TO HARWOOD HEIGHTS, BEING A SUBDIVISION IN THE NORTHEAST 1/4 OF SECTION 13, TOWNSHIP 40 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AS DOCUMENT 16224302, IN COOK COUNTY, ILLINOIS DESIGNATED AS "PARKING EASEMENT AREA" ON EXHIBIT C ATTACHED THERETO, AND FOR PEDESTRIAN AND VEHICULAR ACCESS ALONG, OVER, UPON AND ACROSS A PORTION OF LOTS 9, 10, 11 AND 12 IN KLEFSTAD'S INDUSTRIAL ADDITION TO HARWOOD HEIGHTS, AFORESAID, USED AS DRIVEWAY ENTRANCE ROAD TO WILSON AVENUE AND DESIGNATED AS "ACCESS EASEMENT AREA" ON EXHIBIT C ATTACHED THERETO.

Common Address: 7401 W. Lawrence Ave., Harwood Heights, IL 60706
4700 N. Oketo Ave., Harwood Heights, IL 60706

PIN(S):12-13-203-023
12-13-203-024
12-13-203-025
12-13-202-013
12-13-202-014
12-13-202-019
12-13-203-013