

# UNOFFICIAL COPY



Prepared by, Record and Return to:  
J. Coleman Prewitt, Esq  
SBA Network Services, LLC  
5900 Broken Sound Parkway, NW  
Boca Raton, FL 33487  
561.226.9365  
Site ID: IL46491-A

Doc#: 1332622102 Fee: \$44.00  
RHSP Fee: \$9.00 RPAF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 11/22/2013 03:15 PM Pg: 1 of 4

## MEMORANDUM OF ASSIGNMENT

THIS MEMORANDUM OF ASSIGNMENT ("Memorandum") is made and entered into as of the date written below and effective as of April 18, 2013, ("Effective Date") by and between SBA 2012 TC ASSETS, LLC, f/k/a TOWERCO ASSETS LLC, a Delaware limited liability company ("Assignor") and SBA STEEL II, LLC, a Florida limited liability company ("Assignee").

WITNESSETH:

WHEREAS, pursuant to that certain Master Assignment and Assumption Agreement ("Master Assignment") Assignor assigned to Assignee all its interest in, among other things, the agreement(s) described on Exhibit B-1 (the "Assigned Agreements") encumbering the real property described on Exhibit B-2, both attached hereto. Assignor and Assignee now desire to enter into this Memorandum to give notice of the assignment of the Assigned Agreements.

NOW, THEREFORE, for and in consideration of the foregoing and the consideration recited in the Master Assignment, receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. Assignment and Assumption. Pursuant to the Master Assignment as of the Effective Date, Assignor has assigned, transferred, set over and delivered to Assignee and its successors and assigns all of Assignor's rights, title and interests in and to the Assigned Interests. Assignee has accepted, assumed and agreed to be bound by all of terms and conditions of the Assigned Interests arising after the Effective Date.
2. Miscellaneous. The purpose of this Memorandum is to give notice of the Master Assignment and all its terms, covenants and conditions to the same extent as if the same were fully set forth herein. To the extent that more than one (1) agreement or interest is being transferred from Assignor to Assignee as shown on Exhibit B-1 attached hereto, it is the intention of the parties hereto that such interests shall not merge but shall remain separate and distinct interests in the underlying real property. This Memorandum shall be governed and construed in accordance with the laws of the state in which the real property subject to the Assigned Interests are located without reference to its conflicts of laws principles.

[SIGNATURES ON FOLLOWING PAGE]

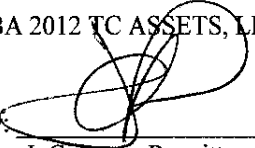
Yes  
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Yes  
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IN WITNESS WHEREOF, the parties have caused this Memorandum to be duly executed pursuant to due and property authority as of the date indicated below.

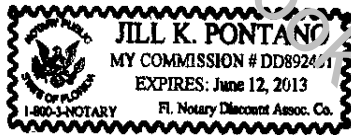
**ASSIGNOR:**

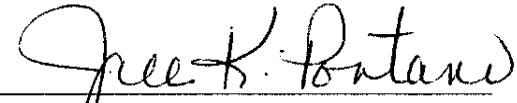
SBA 2012 TC ASSETS, LLC

By:   
\_\_\_\_\_  
J. Coleman Prewitt  
Vice President

State of Florida  
County of Palm Beach

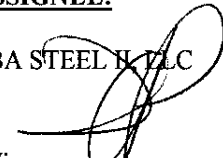
The foregoing instrument was acknowledged before me this 18 day of April, 2013, by J. Coleman Prewitt, Vice President of SBA 2012 TC ASSETS, LLC, f/k/a TOWERCO ASSETS LLC, a Delaware limited liability company, on behalf of the company. The above-named individual is personally known to me.



  
\_\_\_\_\_  
Notary Public  
Print Name: Jill K. Pontano  
My Commission Expires: June 12, 2013

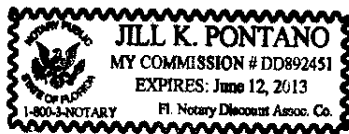
**ASSIGNEE:**

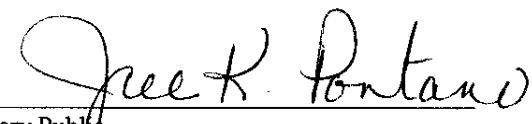
SBA STEEL II, LLC

By:   
\_\_\_\_\_  
J. Coleman Prewitt  
Vice President

State of Florida  
County of Palm Beach

The foregoing instrument was acknowledged before me this 18 day of April, 2013, by Coleman Prewitt, Vice President of SBA STEEL II, LLC, a Florida limited liability company, on behalf of the company. The above-named individual is personally known to me.



  
\_\_\_\_\_  
Notary Public  
Print Name: Jill K. Pontano  
My Commission Expires: June 12, 2013

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## Schedule B-1

### Description of the Mortgaged Lease(s)

Communications Site Lease Agreement (Ground) dated as of December 28, 1999, by and between Andrew L. Much and Karen Fischer, as lessor, and Nextel West Corp., a Delaware corporation, d/b/a Nextel Communications, as lessee.

As evidenced by a Memorandum of Agreement, dated as of January 5, 2000, by and between Andrew L. Much and Karen Fischer, as lessor, and Nextel West Corp., a Delaware corporation, d/b/a Nextel Communications, as lessee, and recorded in the Cook County Recorder's Office, Illinois, on March 16, 2001, as Instrument No. 0010212781.

As further evidenced by an Amended Memorandum of Communications Site Lease Agreement, dated as of June 7, 2010, by and between Andrew L. Much and Karen Fischer Much f/k/a Karen Fischer, as lessor, and TowerCo Assets LLC, a Delaware limited liability company, as lessee, and recorded in the Cook County Recorder's Office, Illinois, on November 4, 2010, as Instrument No. 1030810034.

As assigned and further evidenced by an Assignment and Assumption of Ground Lease, dated as of September 23, 2008, by Nextel West Corp., a Delaware corporation, as assignor, to TowerCo Assets LLC, a Delaware limited liability company, as assignee, and recorded in the Cook County Recorder's Office, Illinois, on October 8, 2008, as Instrument No. 0828215006, as may have been, or may hereafter be assigned or amended.

TowerCo Assets LLC, a Delaware limited liability company, has changed its name to SBA 2012 TC Assets LLC, a Delaware limited liability company.

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Schedule B-2

Leasehold Interest

A portion of:

THAT PART OF VACATED HARDING AVENUE LYING WEST OF THE LINE OF BLOCK 3, LYING EAST OF THE EAST LINE OF BLOCK 4, SOUTHEASTERLY OF THE SOUTHEASTERLY LINE OF THE RIGHT OF WAY OF THE CHICAGO, BURLINGTON AND QUINCY RAILROAD AND NORTHERLY OF A LINE 125 FEET SOUTHEASTERLY AND PARELLEL TO THE SOUTHEASTERLY LINE OF THE RIGHT OF WAY OF THE CHICAGO BURLINGTON AND QUINCY RAILROAD (EXCEPT THEREFROM THE NORTHWESTERLY 30 FEET THEREOF); IN GLOVER'S ADDITION TO CHICAGO, BEING THAT PART LYING SOUTH OF THE SOUTH LINE OF THE RIGHT OF WAY OF THE CHICAGO, BURLINGTON AND QUINCY RAILROAD OF THE WEST 1/2 OF THE NORTH WEST 1/4 OF SECTION 26, TOWNSHIP 39 NORTH, RANGE 13, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

County of Cook County Clerk's Office