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Morrison & Foerster LLP  
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New York, New York 10104-0050  
Attn: Rachelle A. Fernandes, Esq.



Doc#: 1409722050 Fee: \$50.00  
RHSP Fee: \$9.00 RPRF Fee: \$1.00  
Karen A. Yarbrough  
Cook County Recorder of Deeds  
Date: 04/07/2014 10:20 AM Pg: 1 of 7

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## ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS (Metra Market)

THIS ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS (the "Assignment") dated as of March 28, 2014, by HYPOTHEKENBANK FRANKFURT AG, formerly known as Eurohypo AG, which took title as Hypothekenbank Frankfurt AG, New York Branch, formerly known as Eurohypo AG, New York Branch, having an address at 1301 Avenue of the Americas, 35<sup>th</sup> Floor, New York, New York 10019, as administrative agent for the lenders under the Assignment of Leases and Rents (as defined below) (the "Resigning Agent"), to JPMORGAN CHASE BANK, NATIONAL ASSOCIATION, having an address at 383 Madison Avenue, New York, New York 10179, as the new administrative agent for the lenders under the Assignment of Leases and Rents ("Successor Agent").

The Resigning Agent and the Successor Agent hereby acknowledge that, in accordance with that certain Successor Agent Agreement dated as of March 28, 2014, by and between Resigning Agent and Successor Agent (the "Successor Agent Agreement"), the Resigning Agent has resigned in its capacity as the Administrative Agent, and the Successor Agent has been appointed, from and after March 28, 2014 as the replacement Administrative Agent with respect to the Loan (as defined in that certain Construction Loan Agreement dated as of August 21, 2008, among METRAMARKET OF CHICAGO, L.L.C. ("Borrower"), OGILVIE TRANSIT CENTER INVESTOR, INC., the Lenders named therein and HYPOTHEKENBANK FRANKFURT AG, as Administrative Agent), and the Successor Agent has accepted such appointment.

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In order to further vest in the Successor Agent all the rights, powers, privileges and duties of the Administrative Agent to which Successor Agent has succeeded by virtue of its appointment as successor Administrative Agent, effective from and after the date hereof, the Resigning Agent has assigned, conveyed and transferred unto the Successor Agent, and does hereby assign, convey and transfer unto the Successor Agent, all of the right, title, interest, claim or demand whatsoever (whether beneficial or otherwise) held, owned or enjoyed by Resigning Agent as Administrative Agent, which Resigning Agent may have in, through, or by that certain Assignment of Leases and Rents dated as of August 21, 2008 by and between Borrower and Resigning Agent, recorded in the Cook County Recorder of Deeds on August 27, 2008 as Document No. 0824040221 (as amended, restated, replaced, supplemented or otherwise modified from time to time, the "Assignment of Leases and Rents"), which encumbers the property legally described therein, together with all of the right, title, interest, claim or demand whatsoever (whether beneficial or otherwise) held, owned or enjoyed by Resigning Agent in and to all appurtenances and privileges thereunto belonging or appertaining, except for the "Retained Rights" reserved by the Resigning Agent as provided in the Successor Agent Agreement.

Successor Agent hereby accepts the foregoing Assignment of Assignment of Leases and Rents from Resigning Agent and, from and after the date hereof, assumes all of the Assumed Obligations (as defined in the Successor Agent Agreement), as Administrative Agent, set forth in the Assignment of Leases and Rents.

This Assignment shall be governed by, and construed in accordance with, the laws of the State of Illinois.

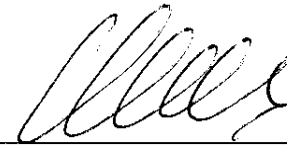
THE REMAINDER LEFT INTENTIONALLY BLANK

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IN WITNESS WHEREOF, the Resigning Agent has caused this Assignment to be executed by and through its duly authorized officers and delivered as to the date and year first above written.

**RESIGNING AGENT:**

**HYPOTHEKENBANK FRANKFURT AG,**  
as Assignor

By: 

Name: SASCHA KLAUS  
Title: MEMBER OF THE BOARD

By: 

Name:  
Title:

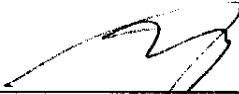
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STATE OF New York

ss.:  
COUNTY OF New York

On the 21<sup>st</sup> day of March in the year 2014 before me, the undersigned, a notary public in and for said State, personally appeared Sascha Klaus personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

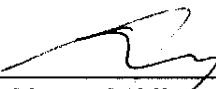
  
\_\_\_\_\_  
Notary Public

SZE WAN CHAN  
Notary Public, State of New York  
No. 01C16270570  
Qualified in Kings County  
Commission Expires Oct. 22, 2016

STATE OF New York

ss.:  
COUNTY OF New York

On the 21<sup>st</sup> day of March in the year 2014 before me, the undersigned, a notary public in and for said State, personally appeared Clifford Roke personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
\_\_\_\_\_  
Notary Public

SZE WAN CHAN  
Notary Public, State of New York  
No. 01C16270570  
Qualified in Kings County  
Commission Expires Oct. 22, 2016



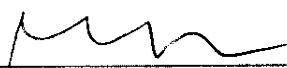
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STATE OF New York )

) SS.:

COUNTY OF New York

On the 26th day of March in the year 2014 before me, the undersigned, a notary public in and for said State, personally appeared Steven Huntz personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
\_\_\_\_\_  
Notary Public

NOTARY PUBLIC  
STATE OF NEW YORK  
JAMES J. [unclear]  
[unclear]  
[unclear]

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## "EXHIBIT A"

### A. THE ESTATES OR INTERESTS :

Leasehold Estate, as leasehold estate is defined in Paragraph 1.c of the ALTA Leasehold Endorsement(s) to be attached to the policy to be issued pursuant hereto, created by the Amended and Restated Ground Lease executed by Commuter Rail Division of the Regional Transportation Authority, as Landlord, and Metramarket of Chicago, L.L.C., as Tenant, dated August 21, 2008, (herein referred to as the Lease), a memorandum of which Lease was recorded immediately prior hereto, which Lease demises the Land for a term of years commencing on the date of the Lease and ending January 31, 2098.

### B. THE LAND:

All that part of Block 28, and vacated alley within said Block 28, lying below an inclined plane whose Southern limit is the South line of said Block 28 at an elevation of +33.50 feet and whose Northern limit is the North line of said Block 28 at an elevation of +28.40 feet and lying above a horizontal plane having an elevation of +13.00 feet in relation to the City of Chicago Datum; also

All that part of Block 45, and the vacated alleys in said Block 45, lying Northerly of the North line of the Southerly 20.00 feet thereof, lying below a horizontal plane having an elevation of +34.00 feet and lying above a horizontal plane having an elevation of +13.00 feet in relation to the City of Chicago Datum;

Both in the Original Town of Chicago, being a subdivision in the South part of Section 9, Township 39 North, Range 14, East of the Third Principal Meridian,

Excepting from the above described property the trestle, tracks, foundations, columns, supports and appurtenances thereto supporting the railroad terminal located above the described horizontal and inclined planes, and also excepting therefrom the Track Level Platform, the Suburban Concourse, the Excepted Area and the Parking Area (said Parking Area being located solely within Block 28 aforesaid), each as further defined and described in the Lease;

in Cook County, Illinois.  
 17-09-333-009-0000  
 17-09-324-005-0000  
 17-09-324-007-0000  
 17-09-333-007-0000  
 17-09-333-008-0000  
 17-09-333-010-8001  
 17-09-333-010-8002

Located at 500 W. WASHINGTON STREET in Chicago Illinois 60661