This instrument prepared by and after recording please mail to:

DLA Piper LLP (US) Attn: Elizabeth Friedgut

203 North LaSalle Street, Suite 1900

Chicago, Illinois 60601-1293

EXEMPT PAPA, E 35 ILCS 200 24-15

Date: OE YAM



1415519037 Fee: \$78.00 AHSP Fee:\$9.00 RPRF Fee: \$1.00

Affidavit Fee: \$2.00 Karen A. Yarbrough

Cook County Recorder of Deeds Date: 06/04/2014 10:17 AM Pg: 1 of 21

This space reserved for Recorder's use only.

SPECIAL WARRANTY DEED

This Indenture, made this 30 day of April, 2014, between DEARBORN RETAIL, LLC, an Illinois limited liability company ("Grantor"), having an address of 182 West Lake Street, Suite 200, Chicago, Illinois, party of the first part, and NKM GARVEY LLC, an Illinois limited liability company ("Grantee"), having an address of 182 West Lake Street, Suite 200, party of the second part, WITNESSETH, that the Granter, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid by the Grantee, the receipt and sufficiency of which are hereby acl nowledged, by these presents does hereby REMISE, RELEASE, ALIEN AND CONVEY unto the Grantee, the following described real estate situated in the County of Cook and State of Illinois (the "Property"), to wit:

Legal Description:

See Exhibit A attached hereto and by this reference made a 750///Ca

part hereof:

Permanent Index Number(s): 17-09-422-008-0000

17-09-422-009-0000 17-09-422-010-0000 17-09-422-011-0000 17-09-422-012-0000

Property Address:

201 N. Clark Street, Chicago, Illinois 60601

Together with all and singular the hereditaments and appurtenances belonging thereto, or in anyway appertaining, and the reversion or reversions, remainder or remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim or demand whatsoever, of the Grantor, either at law or in equity of, in and to the above-described Property, with the hereditaments and appurtenances:

TO HAVE AND TO HOLD the said Property as described above, as tenant-in-common

FIDELITY NATIONAL TITLE 999011812 NA

EAST\75531837.3

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with Grantor, with the appurtenances, unto the Grantee and its successors, FOREVER.

And the Grantor, for itself and its successors, does hereby covenant, promise and agree to and with the Grantee and its successors that the Grantor has not done or suffered to be done, anything whereby the said Property hereby granted are, or may be, in any manner encumbered or charged, except for the Permitted Exceptions herein recited; and that it WILL WARRANT AND DEFEND, said Property against all persons lawfully claiming, or to claim the same, by, through or under it; provided, however, that this conveyance is made subject to the following exceptions and encumbrances (collectively, the "Permitted Exceptions"): the lien of general and special real estate taxes and assessments not yet due and payable; matters that could be disclosed by a visual Aural, hereof; .

OR COOK COUNTY CLORES OFFICE inspection or occurate survey of the Property; the matters described on Exhibit B attached hereto and made a peat hereof; and all easements, covenants, conditions and restrictions of record.

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IN WITNESS WHEREOF, said party of the first part has caused its name to be signed on the day and year first above written.

Property of Cook County Clerk's Office DEARBORN RETAIL, LLC., an Illinois limited

Inc., its

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STATE OF ILLINOIS)

OUNTY OF COOK)

I, the undersigned, a Notary Public in and for said County in the State aforesaid, do hereby certify that Nicholas S. Gouletas, the President of SEG Dearborn Consultants, Inc., an Illinois corporation which is the Manager of Dearborn Retail, LLC, an Illinois limited liability company, being the Grantor in the foregoing instrument, personally known to me to be the same person whose name is subscribed to the foregoing instrument as such officer, appeared before me this day in person and acknowledged that he signed and delivered such instrument as his own free and voluntary act and as the free and voluntary act of the Grantor, all for the uses and purposes set forth therein.

GIVEN under my hand and notarial seal this 30 day of April, 2014.

Notary Public

My Commission expires:

"OFFICIAL SEAL"
WENDY FLUDER
Notary Public, State of Illinois
My Commission Expir to 04, 21/2018

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EXHIBIT A

Legal Description

PARCEL 1A:

ALL OF SUBLOTS 1 TO 7 AND THE ALLEY IN THE ASSESSOR'S DIVISION OF LOT 5 IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO;

ALSO,

LOT 6 (EXCEPT THE EAST 20.00 FEET THEREOF) IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO, ALL IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COCK COUNTY, ILLINOIS.

AREA = 20,782.3 SQUARE FEET OR 0.5460 ACPLS

PARCEL 1B:

THAT PART OF THE EAST 1/2 OF LOT 7, (AS SUCH EAST 1/2 IS MEASURED ALONG THE SOUTH LINE THEREOF), IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO, LYING EAST OF A LINE 82.0 FEET WEST OF AND PARALLEL WITH THE WEST LINE OF NORTH DEARBORN STREET, IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, TOGETHER WITH ALL OF SUBLOTS 1 TO 8 IN SUBDIVISION OF LOT 8 IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO, AFORESAID;

LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +482.00 FEET CHICAGO CITY DATUM, IN COOK COUNTY, ILLINOIS.

AREA = 11,946.6 SQUARE FEET OR 0.2743 ACRES

PARCEL 2:

THAT PART OF THE EAST 1/2 OF LOT 7, (AS SUCH EAST 1/2 IS MEASURED ALONG THE SOUTH LINE THEREOF), LYING WEST OF A LINE 82.0 FEET WEST OF AND PARALLEL WITH THE WEST LINE OF NORTH DEARBORN STREET, IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO, IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN;

LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +99.75 FEET CHICAGO CITY DATUM, IN COOK COUNTY, ILLINOIS.

AREA = 5,680.5 SQUARE FEET OR 0.1304 ACRES

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PARCEL 2A:

THE EAST 20.00 FEET OF LOT 6 AND THE WEST 1/2 OF LOT 7, (AS SUCH WEST 1/2 IS MEASURED ALONG THE SOUTH LINE OF LOT 7), IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN;

LYING ABOVE A HORIZONTAL PLANE HAVING AN ELEVATION OF +29.00 FEET CHICAGO CITY DATUM, IN COOK COUNTY, ILLINOIS.

AREA = 8,871.4 SQUARE FEET OR 0.2037 ACRES

PARCEL 3:

PERPETUAL EASEMENTS LY AND SET FORTH IN QUIT CLAIM DEED IN TRUST DATED MAY 1, 1987 FROM CITY OF CHICAGO, AS GRANTOR, IN FAVOR OF AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121 RECORDED AS DOCUMENT 87254850 ON MAY 12, 1987 WITH THE COOK COUNTY RECORDER OF DEEDS ESTABLISHING WHICH EASEMENTS ARE IDENTIFIED IN 'EXHIBIT B' OF SAID DEED AND ARE AS FOLLOWS:

- 1. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELING, USE, OPERATION, REPAIR, MAINTENANCE AND REPACEMENT OF A SERVICE DRIVE AND LOADING BERTH ON, OVER, UNDER, ACROSS AND ALONG THAT PORTION OF WEST HADDOCK PLACE IN COOK COUNTY, CITY OF CHICAGO, STATE OF ILLINOIS, LYING WEST OF THE WEST LINE OF NORTH DEARBORN STREET AND EAST OF THE EAST LINE OF GARVEY COURT LOCATED APPROXIMATELY AS SHOWN ON SHEET A1-2PL ("SITE PLAN PARCELS") REVISED TO FEBRUARY 3, 1987 PREPARED BY LISEC & BIEDERMAN AS JOB NUMBER 1173;
- 2. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF A WALL AND FOOTINGS ACROSS IN THAT PORTION OF WEST HADDOCK PLACE IN COOK COUNTY, CITY OF CHICAGO, STATE OF ILLINOIS, LYING EAST OF THE EAST LINE OF GARVEY COURT IN THE CITY OF CLICAGO, COOK COUNTY, STATE OF ILLINOIS, AND WEST OF THE WEST LINE OF NORTH DEARBORN STRUET IN THE CITY OF CHICAGO, COOK COUNTY, STATE OF ILLINOIS, LOCATED APPROXIMATELY AS SHOWN ON SHEET A1-2PL ("SITE PLAN PARCELS") REVISED TO FEBRUARY 3, 1987 PREPARED BY LIZEC & BIEDERMAN AS JOB NUMBER 1173;
- 3. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF CAISOONS, CAISSON BELLS AND CAISSON SHAFTS IN THE FOLLOWING AREAS LOCATED APPROXIMATELY AS SHOWN ON SHEET A1-2PL ("SITE PLAN PARCELS") REVISED TO FEBRUARY 3, 1987 PREPARED BY LISEC & BIEDERMAN AS JOB NUMBER 1173:

- A)IN THAT PORTION OF THE SOUTH 1/2 OF WEST HADDOCK PLACE, LYING WEST OF THE WEST LINE OF NORTH DEARBORN STREET AND EAST OF THE EAST LINE OF NORTH CLARK STREET, IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS;
- B) IN THAT PORTION OF THE NORTH 7.00 FEET OF WEST LAKE STREET, LYING WEST OF THE WEST LINE OF NORTH DEARBORN STREET AND EAST OF THE EAST LINE OF NORTH CLARK STREET, IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS;
- C) IN THAT PORTION OF THE EAST 1/2 OF NORTH GARVEY COURT, LYING NORTH OF THE NORTH LINE OF WEST LAKE STREET AND SOUTH OF THE SOUTH LINE OF WEST HADDOCK PLACE, IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS;
- 4. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF A WALL IN THAT PORTION OF THE EAST 1/2 OF GARVEY COURT LYING NORTH OF THE NORTH LINE OF WEST LAKE STREET AND SOUTH OF THE SOUTH LINE OF WEST HADDOCK PLACE, IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, LOCATED APPROXIMATELY AS SHOWN ON SHEET TS-1PL PREPARED BY LISEC & BIEDERMAN ENTITLED "CAISSON AND BASEMENT PLAN, CAISSON SCHEDULE AND DETAILS" REVISED TO FEBRUARY 3, 1987 AS PART OF JOB NUMBER 1173;
- 5. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF A WALL AND FOOTINGS IN THAT PORTION OF NORTH DEARBORN STREET LYING SOUTH OF THE SOUTH LINE OF WEST HADDOCK PLACE AND NORTH OF THE NORTH LINE OF WEST LAKE STREET IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, LOCATED APPROXIMATELY AS SHOWN ON SHEET TS-1PL PREPARED BY LISEC & BIEDERMAN ENTITLED "CAISSON AND LASEMENT PLAN, CAISSON SCHEDULE AND DETAILS" REVISED TO FEBRUARY 3, 1987 AS PART OF JOB NUMBER 1173;
- 6. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF A WALL AND FOOTINGS IN THAT PORTION OF THE NORTH 3.00 FEET OF WEST LAKE STREET LYING EAST OF THE EAST LINE OF NORTH CLARK STREET AND WEST OF THE WEST LINE OF NORTH DEARBORN STREET IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, LOCATED APPROXIMATELY AS SHOWN ON SHEETS A1-2PL ("SITE PLAN PARCELS"), TS-1PL ("CAISSON AND BASEMENT PLAN, CAISSON SCHEDULE AND DETAILS, TS-4PL ("FRAMING PLAN-LEVEL 1") AND CS-1PL ("SLAB OR GRADE AND FOUNDATION PLAN") PREPARED BY LISEC & BIEDERMAN REVISED TO FEBRUARY 3, 1987 AS PART OF JOB NUMBER 1173;
- 7. AN EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF FOOTINGS IN THE FOLLOWING PROPERTY:
- A) THE EAST 3.00 FEET OF NORTH CLARK STREET LYING SOUTH OF THE SOUTH LINE OF WEST HADDOCK PLACE AND NORTH OF THE NORTH LINE OF WEST LAKE STREET TO BE LOCATED APPROXIMATELY AS SHOWN ON SHEET CS-1PL ("SLAB ON GRADE AND FOUNDATION PLAN") PREPARED BY LISEC & BIEDERMAN REVISED TO FEBRUARY 3, 1987 AS PART OF JOB NUMBER 1173;

B) THAT PORTION OF WEST HADDOCK PLACE LYING WEST OF THE WEST LINE OF NORTH DEARBORN

STREET AND EAST OF THE EAST LINE NORTH GARVEY COURT, IN THE CITY OF CHICAGO, COUNTY OF COOK, AND STATE OF ILLINOIS LOCATED APPROXIMATELY AS SHOWN ON SHEETS A1-2PL ("SITE PLAN PARCELS"), TS-1PL ("CAISSON AND BASEMENT PLAN, CAISSON SCHEDULE AND DETAILS,

TS-4PL ("FRAMING PLAN-LEVEL 1) AND CS-1PL ("SLAB ON GRADE AND FOUNDATION PLAN") PREPARED BY LISEC & BIEDERMAN REVISED TO FEBRUARY 3, 1987, (MARCH 27, 1987 FOR A1-2PL) AS PART OF JOB NUMBER 1173;

8. AN NON-EXCLUSIVE EASEMENT FOR THE CONSTRUCTION, INSTALLATION, SUPPORT, REMODELLING, USE, OPERATION, REPAIR, MAINTENANCE AND REPLACEMENT OF TWO (2) "SIAMESE" WATER PIPE CONNECTIONS IN THE CITY OF CHICAGO, COUNTY OF COOK, STATE OF ILLINOIS, ONI. (1) LOCATED IN THE NORTH 1/2 OF THAT PORTION OF WEST LAKE STREET LYING WEST OF THE WEST LINE OF NORTH GARVEY COURT AND EAST OF THE EAST LINE OF NORTH CLARK STREE, AND THE OTHER LOCATED IN THE EAST 1/2 OF THAT PORTION OF NORTH CLARK STREET LYING NORTH OF THE NORTH LINE OF WEST LAKE STREET AND SOUTH OF THE SOUTH LINE OF WEST LAKE STREET AND SOUTH OF THE SOUTH LINE OF WEST LAKE STREET AND SHOWN ON SHEET A1-2PL ("SITE PLAN PREPARED BY LISEC & BIEDERMAN AS PART OF JOB NUMBER 1173 (REVISED TO MARCH 27, 1987).

PARCEL 4 INTENTIONALLY OMITTED

PARCEL 5:

NON-EXCLUSIVE EASEMENTS FOR THE BENEFIT OF PARCLE 1 AND OTHER PROPERTY FOR INGRESS, EGRESS, USE AND ENJOYMENT, AS CREATED BY AND SET FORTH IN THE EASEMENT AGREEMENT FOR

200 DEARBORN, CHICAGO, ILLINOIS, RECORDED FEBRUARY 25, 2008 AS DOCUMENT 0805641067, IN COOK COUNTY, ILLINOIS.

PARCEL 6 INTENTIONALLY OMITTED

PARCEL 7:

NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL AS CREATED BY LAGEMENT AGREEMENT RECORDED AS DOCUMENT 91591893 FOR THE PURPOSE OF INGRESS, EGRESS, USE, CONSTRUCTION AND ENJOYMENT.

PARCEL 8:

A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 4 AS CREATED BY EASEMENT AGREEMENT RECORDED AS DOCUMENT 92199746 FOR THE PURPOSE OF INGRESS, EGRESS, USE, CONSTRUCTION AND ENJOYMENT.

PINS: 17-09-422-008-0000; 17-09-422-009-0000; 17-09-422-010-0000; 17-09-422-011-0000; 17-09-422-012-0000

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Permanent Index Number(s): 17-09-422-008-0000

17-09-422-009-0000 17-09-422-010-0000 17-09-422-011-0000 17-09-422-012-0000

Property Address:

Property or Cook County Clerk's Office 201 N. Clark Street, Chicago, IL 60601

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EXHIBIT B

List of Permitted Exceptions

1. TAXES FOR THE YEAR(S) 2012, 2013 AND 2014.

2014 TAXES ARE NOT YET DUE OR PAYABLE.

1A NOTE: 2013 FIRST INSTALLMENT WAS DUE MARCH 4, 2014. NOTE: 2013 FINAL INSTALLMENT NOT YET DUE OR PAYABLE.

PERM TAX#	PCL	YEAR	1ST INST	STAT
17-09-422-008-0000	1 OF 6	2013	\$ 136.60	PAID
17-09-422-009-0000	2 OF 6	2013	\$ 17,312.15	PAID
17-09-422-010-0000	3 OF 6	2013	\$ 56,177.61	PAID
17-09-422-011-0000	4 OF 6	2013	\$ 9,739.77	PAID
17-09-422-012-0000	5 OF 6	2013	\$ 41,830.48	UNPAID

2A THE GENERAL TAXES AS SHOWN BELOW

YEAR AMOUNT 2012 \$ 1,971.57

THE FIRST ESTIMATED INSTALLMENT AMOUNTING TO \$1,073.16 IS PAID. THE FINAL INSTALLMENT AMOUNTING TO \$898.41 IS UNPAID.

- 4A THIS LAND THAT LIES WITHEN THE BOUNDARIES OF THE CITY OF CHICAGO'S SPECIAL SERVICE AREA NUMBER 12. SPECIAL SERVICE AREA NUMBER 12 IS DOUBLE ASSESSED.
- 2. MORTGAGE, SECURITY AGREEMENT, FIXTURE FILING AND ASSIGNMENT OF LEASES AND RENTS DATED OCTOBER 24, 2012 AND RECORDED DECEMBER 20, 2012 AS DOCUMENT 1235510091 MADE BY DR DEARBORN INVESTMENT, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, DEARBORN RETAIL, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, AND DEARBORN RESIDENTIAL, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, TO THE PRIVATEBANK AND TRUST COMPANY, AN ILLINOIS STATE-CHARTERED BANK, TO SECURE A NOTE FOR \$4,153,085.00.

AFFECTS THIS LAND AND OTHER PROPERTY

3. JUNIOR MORTGAGE, SECURITY AGREEMENT, FIXTURE FILING AND ASSIGNMENT OF LEASES AND RENTS DATED OCTOBER 22, 2012 AND RECORDED DECEMBER 20, 2012 AS DOCUMENT NO. 1235510093 MADE BY DEARBORN RETAIL,

LLC, TO AFFORDABLE/LAWLESS II, LLC, AN ILLINOIS LIMITED LIABILITY COMPANY, TO SECURE AN INDEBTEDNESS IN THE AMOUNT OF \$1, 250, 000.00.

SUBORDINATION AGREEMENT AMONG THE PRIVATEBANK AND TRUST COMPANY, AFFORDABLE/LAWLESS I I, LLC, AND DEARBORN RETAIL, LLC, RECORDED DECEMBER 20, 2012 AS DOCUMENT 1235510094.

AFFECTS PARCELS 1A, 1B, 2 AND 3

- 4. ASSIGNMENT OF LEASES AND RENTS RECORDED DECEMBER 20, 2012 AS DOCUMENT NO. 1235510092 MADE BY DR DEARBORN INVESTMENT, LLC, DEARBORN RESIDENTIAL, LLC, AND DEARBORN RETAIL, LLC, TO THE PRIVATEBANK AND TRUST COMPANY.
- 5. LEASE MADE BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121, TO 77 WEST WACKER LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP, DATED MARCH 7, 1991 AND RECORDED MARCH 18, 1991 AS DOCUMENT NO. 91119739 DEMISING A PORTION OF THE LAND FOR A TERM OF SEVENTY-FIVE (75) YEARS AND ALL RIGHTS THEREUNDER OF, AND ALL ACTS DONE OR SUFFERED THEREUNDER BY, SAID LESSEE OR BY ANY PARTY CLAIMING BY, THROUGH, OR UNDER SAID LESSEE.

SAID LEASE ALSO DEMISES DURING THE TERM THEREOF CERTAIN DEFINED APPURTENANT RIGHTS IN FAVOR OF LESSEE IN THAT PART OF THE LAND DESCRIBED THEREIN.

MEMORANDUM OF ASSIGNMENT OF INTERIST IN LEASE AND SUBLEASE DATED SEPTEMBER 30, 1999 AS DOCUMENT NO. 99946792 AND RE-RECORDED FEBRUARY 22, 2000 AS DOCUMENT NO. 00129948 MADE BY AND BETWEEN 77 WEST WACKER LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP, AND 77 WEST WACKER DRIVE, L. C., A DELAWARE LI MI TED LIABILITY COMPANY.

ASSIGNMENT MADE BY LASALLE BANK NATIONAL ASSOCIATION, AS SUCCESSOR TRUSTEE TO AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121, TO 200 NORTH DEARBORN LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP, RECORDED JULY 24, 2002 AS DOCUMENT NO. 0020812388.

AFFECTING THE PROPERTY AND SPACE WHICH LIES BETWEEN HORIZONTAL PLANES WHICH ARE 50.63 FEET AND 80.63 FEET RESPECTIVELY ABOVE CHICAGO CITY DATUM AND WHICH IS ENCLOSED BY VERTICAL PLANES EXTENDING UPWARD FROM THE BOUNDARIES AT THE SURFACE OF THE EARTH OF THAT PART OF BLOCK 17 IN ORIGINAL TOWN OF CHICAGO IN THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

ALL OF SUBLOTS 1 TO 7 AND THE ALLEY IN THE ASSESSOR'S DIVISION OF LOT 5 IN BLOCK 17; ALSO, LOT 6 (EXCEPT THE EAST 20.00 FEET THEREOF) IN BLOCK 17, IN COOK COUNTY, ILLINOIS.

LIASE SUBORDINATION, NON-DI STURBANCE, ATTORNMENT AND AMENDMENT AGREEMENT DATED JULY 1, 2002 AND RECORDED JULY 24, 2002 AS DOCUMENT NO. 0020812390 MADE BY AND AMONG 200 NORTH DEARBORN LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; 77 WEST WACKER LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; AND PFC CORPORATION, A CORPORATION OF DELAWARE.

AFFECTS PART OF PARCEL 1

6. TERMS, PROVISIONS, CONDITIONS AND I IMITATIONS OF THE STIPULATION IN MITIGATION OF DAMAGES APPENDED TO THE ORDER PRELIMINARILY FINDING JUST COMPENSATION ENTERED NOVEMBER 12, 1986 IN CASE NO. 86L50733, CIRCUIT COURT OF COOK COUNTY, ILLINOIS AS FOLLOWS:

THE CITY WILL NOT ACQUIRE ANY INTEREST IN PARCEL 17-10 EXCEPT THE AIR-RIGHTS SO DESIGNED AND DESCRIBED TO ASSURE THAT GREYHOUND WILL RETAIN THE HEADROOM OR CLEARANCE IN THE RESERVED PARCEL AT LEAST EQUAL TO THE LEADROOM OR CLEAREANCE PRESENTLY PROVIDED ON LOWER WACKER DRIVE.

ACQUISITION OF THE AIR-RIGHTS BY THE CITY DOES NOT INCLUDE THE RIGHT TO INSTALL STRUCTURES SUPPORTING ANY BUILDING TO BE CONSTRUCTED IN THE AIR-RIGHTS OR THE USE OF THE RESERVED PARCEL FOR ANY CONSTRUCTION OR FOR ANY BUILDINGS TO BE BUILT IN THE AIR-RIGHTS, THE RIGHT TO GRANT OR PERMIT SAID USES IS EXPRESSLY RESERVED TO GREYHOUND.

THE CITY AGREES THAT IT WILL NEITHER ITSELF NOR WILL IT AUTHORIZE OTHERS TO UTILIZE THE AIR-RIGHTS IN ANY MANNER WHICH WILL INTERRUPT, EITHER TEMPORARILY OR PERMANENTLY, THE GREYHOUND USE IN THE RESERVED PARCEL NOR THE PLACEMENT OF ANY OBSTRUCTION IN THE RESERVED PARCEL.

THE CITY SHALL NOT PREVENT THE USE OF GARVEY COURT AND ITS CONNECTION TO LOWER WACKER DRIVE FOR INGRESS OR EGRESS TO AND THROUGH THE RESERVED PARCEL BY GREYHOUND FOR BUSES OR OTHER VEHICLES.

AS AN EXPRESS CONDITION TO, AND AS PARTIAL CONSIDERATION FOR, THE ACQUISITION OF THE AIR-RIGHTS, THE CITY SHALL ALLOW IN PERPETUITY THE USE BY GREYHOUND, WITHOUT REQUIREMENT OF FURTHER LICENSE FOR PAYMENT, OF THE EXISTING RIGHT OF WAY UNDER LAKE STREET FOR VEHICULAR TRAFFIC FROM THE TERMINAL TO THE RESERVED PARCEL.

I'HE ACQUIESCENCE BY GREYHOUND IN PERMITTING THIS A CQUISITION, THE ADOPTION OF THE PLANNED DEVELOPMENT ORDINANCE INCLUDING THE AIR-RIGHTS, OR IN OTHERWISE FACILITATING THE REDEVELOPMENT OF THE SITE SHALL IN NO WAY DIMINISH OR DEROGATE FROM THE RIGHT OF GREYHOUND TO RECEIVE COMPENSATION FOR THE AIR-RIGHTS OR OTHERWISE REDUCE THE FAIR CASH MARKET VALUE OF THE AIR-RIGHTS IN ANY ACTION OR NEGOTIATION TO ACQUIRE THE AIR-RIGHTS.

THIS STIPULATION SHALL RESTRICT AND CONDITION ANY NECESSARY GOVERNMENTAL APPROVAL SECURED BY THE CITY TO ACQUIRE THE AIR-RIGHTS AND ANY ACTION OR PROCEEDING TO ACQUIRE THE AIR-RIGHTS BY NEGOTIATION, VOLUNTARY CONVEYANCE, EMINENT DOMAIN OR OTHERWISE.

IN ANY CONVEYANCE OF THE AIR-RIGHTS, THE CITY WILL REQUIRE THE GRANTEE TO MAINTAIN IN SOUND CONDITION ANY STRUCTURE BUILT IN THE AIR-RIGHTS TO ASSURE THAT SUCH STRUCTURE WILL NOT DETERIORATE IN A WAY THAT WOULD INTERFERE WITH THE GREYHOUND USE IN THE RESERVED PARCEL.

THE TERMS AND PROVISIONS OF THIS STIPULATION SHALL BE FOR THE BENEFIT OF GREYHOUND, ITS SUCCESSORS AND ASSIGNS, IN THE RESERVED PARCEL. THE GREYHOUND USE SHALL BE CONSTRUED TO INCLUDE ANY USE BROUGHT ABOUT BY REDEVELOPMENT OF THE TERMINAL SITE EITHER FOR BUS OPERATION OR COMMERCIAL, OFFICE, RESIDENTIAL, OR ANY OTHER REDEVELOPMENT PURPOSE FOR WHICH EITHER GREYHOUND AND/OR ITS SUCCESSOR OR ASSIGNS MAY SUBSEQUENTLY DEVELOP ON THE TERMINAL SITE.

(AFFECTS THE AIR RIGHTS IN THE EAST 1/2 OF LOT 7, AFORESAID, AND THE SOUTH 1 FOOT OF HADDOCK PLACE AS ORIGINALLY PLATTED LYING NORTH OF AND ADJOINING SAID EAST 1/2 OF LOT 7 IN BLOCK 17 OF THE ORIGINAL TOWN OF CHICAGO, AFORESAID).

PERMANENT PERMISSION AND AUTHORITY PURPORTEDLY GRANTED BY THE CITY OF CHICAGO, A MUNICIPAL CORPORATION, TO GREYHOUND LI NES, INC., A CORPORATION OF CALIFORNIA, BY THE TERMS OF THE ORDER PRELIMINARILY FINDING JUST COMPENSATION ENTERED NOVEMBER 12, 1986 IN CASE NO. 86L50733, CIRCUIT COURT OF COOK COUNTY, ILLINOIS, TO USE AND MAI NTAI N THE TUNNEL, AS THEN CONSTRUCTED, AS A PASSAGE FOR VEHICLES UNDER AND ACROSS WEST LAKE STREET, BETWEEN NORTH DEARBORN STREET AND NORTH CLARK STREET AND AS SET FORTH THEREIN AND HERE I NBELOW, AND THE COVENANTS AND CONDITIONS THEREIN CONTAINED OVER THE FOLLOWING DESCRIBED REAL ESTATE:

PAGINNING ON THE NORTH LINE OF SAID WEST LAKE STREET AT THE INTERSECTION OF SAID LINE WITH THE EAST LINE OF NORTH GARVEY COURT, SAID EAST LINE OF NORTH GARVEY COURT BEING ALSO THE WEST LINE OF THE EAST 1/2 OF LOT 7 IN BLOCK 17 IN THE ORIGINAL TOWN OF CHICAGO, AFORESAID, AND RUNNING THENCE EAST ALONG SAID NORTH LINE OF WEST LAKE STREET, SAID NORTH LINE BEING ALSO THE SOUTH LINE OF AFORESAID BLOCK 17, A DISTANCE OF 31.35 I E3T; THENCE SOUTHWESTWARDLY ALONG AN ARC OF A CIRCLE CONVEX TO THE SOUTHEAST AND HAVING A RADIUS OF 175.35 FEET, A DISTANCE OF 83.35 FEET TO A POINT WHICH IS 8.66 FEET WEST OF THE EAST LINE OF SAID NORTH GARVEY COURT, EXTENDED SOUTH, AND 72.86 FEET SOUTH OF SAID NORTH LINE OF WEST LAKE STREET; THENCE CONTINUING SOUTHWESTWARDLY ALONG AN ALC OF A CIRCLE, CONVEX TO THE NORTHWEST, TANGENT TO LAST DESCRIEFD ARC OF A CIRCLE AND HAVING A RADIUS OF 33.25 FEET, A DISTANCE OF 8.26 FEET TO AN INTERSECTION WITH THE SOUTH LINE OF SAID WEST LAKE STREET AT A POINT 13.45 FEET WEST OF THE EAST LINE OF NORTH GARVEY COURT, EXTENDED SOUTH; THENCE WEST ALONG SAID SOUTH LINE OF WEST LAKE STREET, BEING ALSO THE NORTH LINU OF BLOCK 35 AFORESAID, Α DISTANCE OF 68.63 FELT: THENCE NORTHEASTWARDLY ALONG A STRAIGHT LINE, A DISTANCE OF 29.63 FEET TO A POINT WHICH IS 56.39 FEET WEST OF SAID FAST LINE OF N. GARVEY COURT, EXTENDED SOUTH, AND 64.57 FEET SOUTH OF THE NORTH LINE OF SAID NORTH LAKE STREET; THENCE NORTHEASTWARDLY ALONG AN ARC OF A CIRCLE, CONVEX TO THE SOUTHEAST, TANGENT TO LAST DESCRIBED STRAIGHT LINE AND HAVING A RADIUS OF 88.15 FEET, A DISTANCE OF 32.55 FEET TO A POINT WHICH IS 31.77 FEET WEST OF SAID EAST LINE OF NORTH GARVEY COURT, EXTENDED SOUTH, AND 43.14 FEET SOUTH OF THE NORTH LINE OF NORTH LAKE STREET; THENCE CONTINUING NORTHEASTWARDLY ALONG AN ARC OF A CIRCLE, CONVEX TO THE SOUTHEAST, TANGENT TO LAST DESCRIBED ARC OF A CIRCLE AND HAVING A RADIUS OF 167.50 FEET, A DISTANCE OF 71.05 FEET TO AN

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INTERSECTION WITH THE AFORESAID EAST LINE OF NORTH GARVEY COURT AT A POINT 20.34 FEET NORTH OF THE NORTH LI NE OF SAID WEST LAKE STREET;

AND THENCE SOUTH ALONG SAI D EAST LI NE OF NORTH GARVEY COURT SAID DISTANCE OF 20.34 FEET, TO THE POINT OF BEGINNING.

7. PERPETUAL EASEMENTS FOR THE PURPOSES OF CONSTRUCTING, INSTALLING, USING, OPERATING, REPAIRING, MAINTAINING, REMODELING, RENEWING AND REPLACEMENT OF CERTAIN STRUCTURES NECESSARY FOR THE SUPPORT AND USE OF THE REAL ESTATE AND THE IMPROVEMENTS TO BE BUILT THEREON AS CONTAINED IN QUIT CLAIM DEED RECORDED MAY 12, 1987 AS DOCUMENT NO 87254850, AND THE TERMS AND PROVISIONS CONTAINED THEREIN.

FOR FURTHEP, PARTICULARS, SEE RECORD.

8. TERMS, PROVISIONS, CONDITIONS AND EASEMENTS CONTAINED IN PEDESTRIAN BRIDGE CONSTRUCTION AND CROSS EASEMENT AGREEMENT (CLARK STREET BRIDGE) DATED OCTOBER 22, 1991 AND RECORDED MARCH 26, 1992 AS DOCUMENT NO. 92199746 MADE BY AND AMONG AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED JUNE 18, 1981 AND KNOWN AS TRUST NUMBER 52947; NORTH LOOP TRANSPORATI ON CENTER LIMITED PARTNEP SHIP, AN ILLINOIS LIMITED PARTNERSHIP; AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121; 200 NORTH DEAREOUN PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; AND 77 WEST WACKER LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; RELATING TO THE CONSTRUCTION OF A PEDESTRIAN BRIDGE; CONSTRUCTION, REPAIR AND SUPPORT EASEMENTS; PEDESTRIAN INGRESS AND EGRESS; OPERATION, MAINTENANCE AND REPAIR OF SAID BRIDGE; ACCESS AND USE OF SAID BRIDGE.

AFFECTS PARCELS 1A, 1B AND 5

9. TERMS, PROVISIONS, CONDITIONS AND EASEMENTS CONTAINED IN PEDESTRIAN BRIDGE CONSTRUCTION AND CROSS EASEMENT AGREEMENT (HADDOCK BRIDGE) DATED OCTOBER 22, 1991 AND RECORDED NOVEMBER 12, 1991 AS DOCUMENT NO. 91591893 MADE BY AND AMONG AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121; 200 NORTH DEARBORN PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; AND

77 WEST WACKER LIMITED PARTNERSHIP, AN ILLINOIS LIMITED PARTNERSHIP; RELATING TO THE CONSTRUCTION OF A PEDESTRIAN BRIDGE; CONSTRUCTION, REPAIR AND SUPPORT EASEMENTS; PEDESTRIAN INGRESS AND EGRESS; OPERATION, MAINTENANCE AND REPAIR OF SAID BRIDGE; ACCESS AND USE OF SAID BRIDGE.

AFFECTS PARCELS 1A, 1B AND 4

- 10. RIGHTS OF PUBLIC OR QUASI-PUBLIC UTILITIES, IF ANY, FOR MAINTENANCE OF POLES, CONDUITS, SEWERS, ETC. IN GARVEY COURT AND HADDOCK PLACE.
- 11. TERMS, PROVISIONS, AND LIMITATIONS OF AGREEMENT RECORDED MARCH 18, 1991 AS DOCUMENT NO. 91119736 MADE BY AND BETWEEN AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMEN Γ DATED NOVEMBER 26, 1985 AND KNOWN AS NUMBER 66121; 200 NORTH ΓΕ ARBORN PARTNERSHIP; AMERICAN NATIONAL BANK AND TRUST COMPANY ΟΓ CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED DECEMBER 19, 1989 AND KNOWN AS TRUST NUMBER 11025-08; AND 77 WEST WACKER PARTNERSHIP.
- 12. EASEMENT AGREEMENT RECORDED FEBRUARY 25, 2008 AS DOCUMENT NUMBER 0805641067 SETTING FORTH EASEMENTS OVER THE RESIDENTIAL AND RETAIL PARCELS AS DEFINED THEREIN; EASEMENT FOR SIGNAGE; PROVISIONS AS TO USE, MAINTENANCE AND REPAIR OF IMPROVEMENTS ON THE LAND AND OTHER PROPERTY AND OTHER MISCELLANEOUS PROVISIONS.

AFFECTS PARCELS 3, 5, 7 AND 8

- 13. SPECIAL SERVICE AREA AS DISCLOSED BY ORDINANCE RECORDED FEBRUARY 19, 1991 AS DOCUMENT NO. 91075841.
- 14. TERMS AND PROVISIONS CONTAINED IN THE ZONING CONTROL AND AIR RIGHTS RESERVATION AGREEMENT RECORDED FEBRUARY 25, 2008 AS DOCUMENT NUMBER 0805641070 MADE BY AND BETWEEN DEARBORN RESIDENTIAL, LLC, AND DEARBORN RETAIL, LLC, RELATING TO THE USE AND CHARACTER OF IMPROVEMENTS NOW LOCATED OR TO BE LOCATED ON THE LAND AND OTHER PROPERTY.

15. EASEMENT AGREEMENT RECORDED FEBRUARY 25, 2008 AS DOCUMENT NUMBER 0805641067 SETTING FORTH EASEMENTS OVER THE RESIDENTIAL AND RETAIL PARCELS AS DEFINED THEREIN; EASEMENT FOR SIGNAGE; PROVISIONS AS TO USE, MAINTENANCE AND REPAIR OF IMPROVEMENTS ON THE LAND AND OTHER PROPERTY AND OTHER MISCELLANEOUS PROVISIONS.

AFFECTS PARCELS 1(A) AND 5

16. EXISTING UNRECORDED LEASES AND ALL RIGHTS THEREUNDER OF THE LESSEES AND OF ANY PERSON OR PARTY CLAIMING BY, THROUGH OR UNDER THE LESSEES, AS FOLLOWS:

POPEYE'S CHICKEN
O'LIVE MEDITERRANEAN GRILL
NORTH LOOP WORKS, I NC.

HONEY TREE LEARNING
HIGH POINT CLEANERS
BYEUNG LEE L-DONE, INC.
77 WEST WACKE' DRIVE, LLC
MOMADOU'S JEWELRY
DANCIN FINGERS
TOAST IT
ROBINSON'S RIBS

- 17. COVENANT NOT TO COMPETE RECORDED JUNE 7, 1989 AS DOCUMENT NO. 89258719 MADE BY AND BETWEEN AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT 66121, ("LANDLORD") AND MCDONALD'S CORPORATION, A DELAWARF CORPORATION, ("TENANT") WHEREBY THE LANDLORD UNDER THE LEASE AGREEMENT RECORDED MAY 2, 1989 AS DOCUMENT NO. 89197163, AND RE-RECORDED JULY 21, 1989 AS DOCUMENT NUMBER 89335285, AS AMENDED, AGREES NOT TO USE, LEASE OR OCCUPY THE PREMISES NOW OWNED, LEASED OR CONTROLLED (OTHER THAN THE DEMISED PREMISES) BY SAID LANDLORD FOR A RESTAURANT IN WHICH FOOD AND BEVERAGES ARE DISPENSED DURING THE TERM OF SAID LEASE AND ANY EXTENSION THEREOF.
- 18. LEASE MADE BY AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121 TO MCDONALD'S CORPORATION, A DELAWARE CORPORATION, DATED SEPTEMBER 28, 1988, A MEMORANDUM OF WHICH WAS RECORDED MAY 2, 1989 AS DOCUMENT NO. 89197163, AND

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RE-RECORDED JULY 21, 1989 AS DOCUMENT NUMBER 89335285 DEMISING A PORTION OF THE LAND FOR A TERM OF TEN (10) YEARS BEGINNING FEBRUARY 10, 1989, AND ALL RIGHTS THEREUNDER OF, AND ALL ACTS DONE OR SUFFERED THEREUNDER BY, SAID LESSEE OR BY ANY PARTY CLAIMING BY, THROUGH, OR UNDER SAID LESSEE.

AGREEMENT AMENDING LEASE RECORDED MAY 2, 1989 AS DOCUMENT NO. 89197164.

ASSIGNMENT MADE BY LASALLE BANK NATIONAL ASSOCIATION, AS SUCCESSOR TRUSTEE TO AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, AS TRUSTEE UNDER TRUST AGREEMENT DATED NOVEMBER 26, 1985 AND KNOWN AS TRUST NUMBER 66121, TO 200 NORTH DEARBORN LIMITED PARTNERSHIP, AN OLUNOIS LIMITED PARTNERSHIP, RECORDED JULY 24, 2002 AS DOCUMENT NO. 0020812388.

AFFECTS PARCEL 6

19. RIGHTS OF THE PUBLIC, THE STATE OF ILLINOIS AND THE MUNICIPALITY IN AND TO THAT PART OF THE LAND, IF ANY, USED FOR GARVEY COURT.

AFFECTS THE EAST 20 FEET O' LOT 6 AND THE WEST 1/2 OF LOT 7 IN BLOCK 17 OF THE ORIGINAL TOWN OF CHICAGO, AFORESAID)

AFFECTS THE LAND BELOW PARCEL 2(A)

20. EXISTING UNRECORDED LEASES AND ALL RIGHTS THEREUNDER OF THE LESSEES AND OF ANY PERSON OR PARTY CLAIMING BY, TEROUGH OR UNDER THE LESSEES.

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STATEMENT BY GRANTOR AND GRANTEE

The grantor or his or her agent affirms that, to the best of his or her knowledge, the name of the grantee shown on the deed or assignment of beneficial interest in a land trust is either a natural person, an Illinois corporation or foreign corporation authorized to do business or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire title to real estate under the laws of the State of Illinois.

Dated: May

May 30, 2014

Signature:

SEE ATTACHED SIGNATURE PAGE

Grantor or Agent

Subscribed and sworn to before me this 30 day of May, 2014

Notary Public

"OFFICIAL SEAL"
WENDY FLUDER
Notary Public, State of Illinois

The grantee or his or her agent affirms and verifies that the name of the grantee shown on the deed or assignment of beneficial interest in a line trust is either a natural person, an Illinois corporation or foreign corporation authorized to do cusiness or acquire and hold title to real estate in Illinois, a partnership authorized to do business or acquire and hold title to real estate in Illinois, or other entity recognized as a person and authorized to do business or acquire and hold title to real estate under the laws of the State of Illinois.

Dated: May **30**, 2014

Signature:

SEE ATTACHED SIGNATURE PAGE

Grantee or Agent

Subscribed and sworn to before me

this 30 day of May, 2014

Notary Public

"OFFICIAL SEAL."
WENDY FLUDER
Notary Public, State of Illinois
Ay Commission Expires 04/21/2018

Note: Any person who knowingly submits a false statement concerning the identity of a grantee shall be guilty of a Class C misdemeanor for the first offense and of a Class A misdemeanor for subsequent offenses.

[Attach to deed or ABI to be recorded in Cook County, Illinois, if exempt under provisions of Section 4 of the Illinois Real Estate Transfer Tax Act.

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GRANTOR:

DEARBORN RETAIL, LLC.,

an Illinois limited liability company

Consultants, Inc., its Manager By: SEG Dearb

Name! Nichdias S

Title: President

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Transfer Stamp

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GRANTEE:

NKM GARVEY LLC,

an Illinois limited liability company

By: Name:

Steven E. Gouletas

Stopology Ox Coot

Title:

Manager