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Doc#: 1516929025 Fee: \$52.25 RHSP Fee:\$9.00 RPRF Fee: \$1.00

Karen A. Yarbrough

Cook County Recorder of Deeds Date: 06/18/2015 11:30 AM Pg: 1 of 7

Property Of County Clerk's Office S. P.

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# NOTICE OF SUCCESSION AND ASSIGNMENT

This Notice of Succession and Assignment ("<u>Notice of Succession</u>") is made effective as of the 8th day of April, 2015, by and among Reliance Trust Company, a Georgia bank and trust company ("<u>Reliance or Trustee</u>"), and TMI Trust Company, a Texas trust company ("<u>TMI</u>").

### **RECITALS:**

- A. ciRST BAPTIST CHURCH OF MELROSE PARK. ("Church") executed and delivered (i) that certain Trust Indenture dated December 12, 2007, (the "Trust Indenture"), Trust No. 6412/43 with respect to its First Mortgage bonds (the "Bonds") in the original principal amount of \$4,849,000; and
- B. As collateral for the Ponds, Church pledged to Trustee, pursuant to the terms of that certain Mortgage, Assignment of Rents and Security Agreement, dated December 10, 2007, recorded on December 19, 2001 as Instrument No. 0735303051 in the Office of the Cook County Recorder of Deeds in Cook County, Illinois (the "Security Instrument"), the property subject to the Security Instrument being described in said Security Instrument (the "Real Property," the Real Property together with the personal property pledged therein, being referred to herein as the "Property"); and
- C. Effective May 31, 2014, Reliance transferred a substantial portion of its corporate trust business, related business assets and corporate trust accounts held in a fiduciary capacity (including the Trust Indenture), including also all related bonds, security instruments, mortgages, deeds of trust, UCC Financing Statements related thereto to Reliance Interim Bank ("Reliance Bank"), a wholly-owned subsidiary of Reliance Trust Company pusuant to an affiliate transfer under Georgia law ("Affiliate Transfer").
- D. On May 31, 2014, Reliance caused Reliance Bank to be merged with Trust Management, Inc. by filing Articles of Merger with the Secretary of the State of Texas, with Trust Management, Inc. being the surviving merger entity (the "<u>Merger</u>").
- E. Contemporaneously, Trust Management, Inc. changed its name to TMI Trust Company (referred to herein as TMI).
- F. As a result of becoming Successor Trustee, TMI holds in TMI's fiduciary capacity for the benefit of the holders of the Bonds all security agreements and instruments securing the Bonds including the Security Instrument.
- G. The parties wish to file for recording this Notice of Succession to impart public notice of (1) the Affiliate Transfer and Merger, and (2) the succession by TMI to all of Reliance's fiduciary right, title and interest in and to the Trust Indenture and the Security Instrument, and all

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related security agreements and instruments and (3) the assignment herein of the Security Instrument and all related security agreements and instruments to TMI.

### **AGREEMENT**

In consideration of the Recitals set forth above, together with other good and valuable consideration resulting from the Affiliate Transfer and Merger, the receipt and adequacy of which are hereby acknowledged, the parties agree as follows:

- 1. <u>Incorporation</u>. The Recitals are hereby affirmed and, as such, are confirmed as facts agreed to by the parties.
- 2. <u>Status of Bonds and Security Instrument</u>. Reliance hereby represents that immediately prior to the execution of this Agreement, Reliance was the owner, in its fiduciary capacity as Indenture Trustee, of the Security Instrument.
- 3. <u>Assignment of Security Instrument</u>. To the extent that Reliance's interest in the Security Instrument has not aiready been vested in TMI via operation of law through the Affiliate Transfer and the Merger, Reliance assigns all of its right, title and interest in the Security Instrument without recourse to TMI, which Security Instrument shall continue to be a first priority lien against the Property and shall secure repayment of the Bonds.
- 4. <u>Organizational Information regarding TMI Trust Coompany.</u> The following is information concerning TMI, the assignee and owner of the Security Instrument:
  - A. Entity Name: TMI Trust Company
  - B. Form of Entity: Texas Trust Compan
  - C. Jurisdiction: Texas
  - D. Mailing Address: 901 Summit Avenue, Fort Worth, Texas 76102
- 6. Recordation. The parties shall cause this Notice of Succession to be filed for recording in the county and state where the Security Instrument was originally recorded. This Notice Agreement shall operate as an assignment of Security Instrument.

**IN WITNESS WHEREOF**, the parties have executed this Notice Of Succession to be effective as of the day and year first written above.

(SIGNATURES ON FOLLOWING PAGE)

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RELIANCE TRUST COMPANY.

Atlanta, Georgia, prior trustee

By Name: Brian TarVin

Title: Assistant Secretary

(Corporate Seal)

STATE OF GEORGIA

COUNTY OF FULTON

On this the 13<sup>th</sup> day of April, 2015, before me, Brandon M. Lisinski, the undersigned, personally appeared Brian Tarvin, who severally acknowledged herself to be the Assistant Secretary of RELIANCE TRUST COMPANY, Allanta, Georgia, a corporation, and that she, as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as such Assistant Secretary.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public,

My commission expires July 31, 2018



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# **UNOFFICIAL COPY**

TMI TRUST COMPANY

Fort Worth Texas, successor trustee

Ву\_

Name: Jane Strobel, Title: Vice President

(Corporate Seal)

STATE OF GEORGIA

**COUNTY OF Fulton** 

On this the 13<sup>th</sup> day of April, 2015, before me, Brandon M. Lisinski, the undersigned, personally appeared Jane Strobel, who severally acknowledged himself to be the Vice President of TMI TRUST COMPANY, Fort Worth, Texas, a Texas Trust Company, and that he, as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by herself as such Vice President.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

Notary Public, Fosi

County,

Georgia.

My commission expires July 31, 2018

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### **EXHIBIT "A"**

### PARCEL 1:

LOTS 1, 2, 3 AND 4 IN WILLIAM GARNETT JR. 'S SUBDIVISION OF PART OF MELROSE, IN SECTIONS 3 AND 10, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED FEBRUARY 6, 1892 IN BOOK 54 OF PLATS, PAGE 29, AS DOCUMENT 1608291, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOTS 1, 2 AND 3 IN MAIN INDUSTRIAL SUBDIVISION OF PART OF MELROSE, IN SECTIONS 3 AND 10, TOWNSPLP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT THEREOF RECORDED AUGUST 29, 1980 AS DOCUMENT 25566222, IN COOK COUNTY, ILLINGS.

### PARCEL 3:

THAT PART OF THE NORTHWEST 1/: OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERILIAN, BOUNDED AND DESCRIBED AS FOLLOWS:

EBGINNING AT THE SOUTHEAST CORNER OF LOT 1 IN WILLIAM GARENTT JR. 'S SUBDIVISION OF PART OF LOT 5 IN THE SOUTH 1/2 Ce SECTION 3 AND PART OF SECTION 10 "NORTH OF RAILROAD", SAID SOUTHEAST CORNER BEING 50.0 FEET NORTHERLY, MEASURED AT RIGHT ANGLES, FROM THE CENTER LINE OF THE MAIN TRACK OF THE CHICAGO AND GALENA UNION RAILROAD COMPANY (NOW THE CHICAGO AND NORTHWISTERN TRANSPORTATION COMPANY), AS SAID MAIN TRACK CENTER LINE WAS ORIGINALLY OF TED AND ESTABLISHED ACROSS SAID SECTION 10; THENCE EASTERLY PARALLEL WITH SAID OF GINAL MAIN TRACK CENTER LINE A DISTANCE OF 470.0 FEET, MORE OR LESS, TO A POINT ON THE SOUTHERLY EXTENSION OF THE CENTER LINE OF 20TH AVENUE; THENCE SOUTHERLY ALONG PAID CENTER LINE, EXTENDED, OF 20TH AVENUE, A DISTANCE OF 30.0 FEET, MARE OR LESS, TO A POINT DISTANCE 8.5 FRET NORTHERLY, MEASURED AT RIGHT ANGLES, PAON THE CENTER LINE OF CHICAGO AND NORTHWESTERN TRANSPORATION COMPANY PASSING TRACK ICC NO. 386, AS NOW LOCATED; THENCE WESTERLY PARALLEL WITH THE CENTER LINE OF SALD PASSING TRACK A DISTANCE OF 340.0 FEET, MORE OR LESS, TO A POINT OF CURVE; THENCE NORTHERLY AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE A DISTANCE OF 0.5 FEET; THENCE WESTERLY PARALLEL WITH AND DISTANT 9.0 FEET NORTHERLY MEASURED AT RIGHT ANGLES AND RADIALLY FROM SAID PASSING TRACK CENTERLINE, A DISTANCE OF 135.0 FEET MORE OR LESS, TO A POINT ON THE SOUTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 1; THENCE NORTHERLY ALONG SAID EAST LINE, EXTENDED, OF LOT 1, A DISTANCE OF 25 0 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

### PARCEL 4:

THAT PART OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN. BOUNDED AND DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 1 IN WILLIAM GARNETT JR. 'S SUBDIVISION

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OF PART OF LOT 5 IN THE SOUTH 1/2 OF SECTION 3 AND PART OF SECTION 10 "NORTH OF RAILROAD", SAID SOUTHEAST CORNER BEING A POINT DISTANT 50.00 FEET NORTHERLY, MEASURED AT RIGHT ANGLES, FROM THE CENTER LINE OF THE MAIN TRACT OF THE GALENA AND CHICAGO UNION RAILROAD COMPANY (NOW THE CHICAGO AND NORTHWESTERN TRANSPORATION COMPANY), AS SAID MAIN TRACK CENTER LINE WAS ORIGINALLY LOCATED AND ESTABLISHED ACROSS SAID SECTION 10; THENCE WESTERLY ALONG THE SOUTHERLY LINE OF SAID SUBDIVISION, AND PARALLEL WITH SAID ORIGINAL MAIN TRACK CENTER LINE, A DISTANCE OF 505.00 FEET, MORE OR LESS, TO A POINT ON THE SOUTHERLY EXTENSION OF THE CENTER LINE OF 23RD AVENUE; THENCE SOUTHERLY ALONG SAID CENTER LINE, EXTENDED, OF 23RD AVENUE, A DISTANCE OF 30.0 FEET, MORE OR LESS, TO A POINT DISTANT 8.5 FEET NORTHERLY, MEASURED AT RIGHT ANGLES, FROM THE CENTER LINE OF CHICAGO AND NORTHWESTERN TRANSPORATION COMPANY PASSING TRACT ICC NO. 386, AS NOW LOCATED; THENCE EASTERLY PARALLEL WITH THE CENTER LINE OF SAID PASSING TRACK A DISTANCE OF 130.00 FEET, MORE OR LESS, TO A POINT OF CURVE; THENCE NORTHERLY AT RIGHT ANGLES TO THE LAST DESCRIBED COURSE A DISTANCE OF 0.5 FEET; THENCE EASTERLY PARALLEL WITH AND DISTANT 9.0 FEET NORTHERLY, MEASURED RADIALLY (AND AT RIGHT ANGLES), FROM THE CYNTER LINE OF SAID PASSING TRACK, A DISTANCE OF 350.00 FEET, MORE OR LESS, TO A POINT ON THE SOUTHERLY EXTENSION OF THE EASTERLY LINE OF SAID LOT 1; THENCE NORTHERLY ALONG SAID EASTERLY LINE, EXTENDED, OF LOT 1, A DISTANCE OF 25.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

#### PARCEL 5:

LOT 34 IN BLOCK 122, IN MELROSE, A SUBDIVISION OF LOTS 3, 4 AND 5 IN SUPERIOR COURT PARTITION OF THE SOUTH 1/2 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 12 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND THAT PART NORTH OF THE RAILROAD OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 12, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

TAX Nois: 15-10-109-011 15-10-110-016 15-10-110-020 15-10-110-021 15-10-110-022

15-10-110-023 15-10-104-030 Property Holdness's:

2114 Main STREET;

2112 Main STREET;

2115 Main STREET;

2118 Main STREET;

2200 Main STREET;

Melruse Park, IZLINOIS