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Doc# 1700619473 Fee \$88.00

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KAREN A. YARBROUGH

COOK COUNTY RECORDER OF DEEDS

DATE: 01/06/2017 03:42 PM PG: 1 OF 9

ASSIGNMENT OF MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT

MORGAN STANLEY MORTGAGE CAPITAL HOLDINGS LLC,

a New York limited liability company

BANK OF CHINA, NEW YORK BRANCH,

a branch of Bank of China, Limited

and

BARCLAYS BANK PLC,

a public company registered in England and Wales

(Assignor)

to

U.S. BANK NATIONAL ASSOCIATION, SOLELY IN ITS CAPACITY AS TRUSTEE FOR
THE BENEFIT OF THE CERTIFICATEHOLDERS OF MORGAN STANLEY CAPITAL
BARCLAYS BANK TRUST 2016-MART, COMMERCIAL MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2016-MART, AND ON BEHALF OF THE COMPANION LOAN
HOLDER

(Assignee)

Effective as of September 27, 2016

Parcel Number(s): 17-09-403-001-0000; 17-09-403-002-0000 and 17-09-403-005-0000

County of Cook

State of Illinois

DOCUMENT PREPARED BY AND WHEN RECORDED, RETURN TO:

McCOY & ORTA, P.C.

100 North Broadway, 26th Floor

Oklahoma City, Oklahoma 73102

Telephone: 888-236-0007

Property of Cook County Clerk's Office

S NO
P 9
S NO
M NO
SC YES
E YES
INT NO

9/25/17

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ASSIGNMENT OF MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT

As of the 27th day of September, 2016, MORGAN STANLEY MORTGAGE CAPITAL HOLDINGS LLC, a New York limited liability company, having an address at 1585 Broadway, New York, NY 10036, BANK OF CHINA, NEW YORK BRANCH, a branch of Bank of China, Limited, having an address at 410 Madison Avenue, New York, NY 10017 and BARCLAYS BANK PLC, a public company registered in England and Wales, having an address at 745 Seventh Avenue, New York, NY 10019, ("Assignor"), as the holder of the instrument hereinafter described and for valuable consideration hereby endorses, assigns, sells, transfers and delivers to U.S. BANK NATIONAL ASSOCIATION, SOLELY IN ITS CAPACITY AS TRUSTEE FOR THE BENEFIT OF THE CERTIFICATEHOLDERS OF MORGAN STANLEY CAPITAL BARCLAYS BANK TRUST 2016-MART, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2016-MART, AND ON BEHALF OF THE COMPANION LOAN HOLDER, having an address at 190 S, LaSalle Street, 7th Floor, Chicago, IL 60603, ("Assignee"), its successors, participants and assigns, without recourse or warranty, all right, title and interest of Assignor in and to that certain:

MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT made by MERCHANDISE MART L.L.C., a Delaware limited liability company to MORGAN STANLEY BANK N.A., a national banking association, BANK OF CHINA, NEW YORK BRANCH, a branch of Bank of China, Limited and BARCLAYS BANK PLC a public company registered in England and Wales dated as of September 6, 2016 and recorded on September 7, 2016, as Document Number 1625119095 in the Recorder's Office of Cook County, Illinois (as the same has heretofore been amended, modified, restated, supplemented, renewed or extended), securing payment of note(s) of even date therewith, in the original principal amount of \$675,000,000.00, and creating a first lien on the property described in Exhibit A attached hereto and by this reference made a part hereof.

foregoing instrument(s) assigned by MORGAN STANLEY BANK N.A., a national banking association to MORGAN STANLEY MORTGAGE CAPITAL HOLDINGS LLC, a New York limited liability company by assignment instrument(s) recorded simultaneously herewith, in the Recorder's Office.

Together with any and all notes and obligations therein described, the debt and claims secured thereby and all sums of money due and to become due thereon, with interest provided for therein, and hereby irrevocably appoints Assignee hereunder its attorney to collect and receive such debt, and to foreclose, enforce and satisfy the foregoing the same as it might or could have done were these presents not executed, but at the cost and expense of Assignee.

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Together with any and all other liens, privileges, security interests, rights, entitlements, equities, claims and demands as to which Assignor hereunder possesses or to which Assignor is otherwise entitled as additional security for the payment of the notes and other obligations described herein.

This Assignment shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

[SIGNATURE(S) ON THE FOLLOWING PAGE]

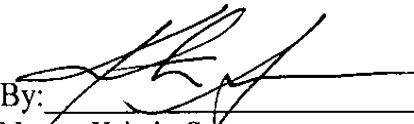
Property of Cook County Clerk's Office

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IN WITNESS WHEREOF, the Assignor has caused this instrument to be executed this 29 day of September, 2016.

ASSIGNOR:

MORGAN STANLEY MORTGAGE CAPITAL HOLDINGS LLC,
a New York limited liability company

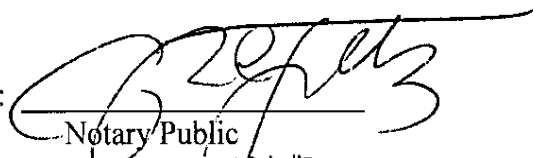
By: 
Name: Kristin Sansone
Title: Vice President

STATE OF NEW YORK §
 §
COUNTY OF NEW YORK §

On the 29 day of September, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Kristin Sansone, as Vice President of MORGAN STANLEY MORTGAGE CAPITAL HOLDINGS LLC, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

My Commission Expires:

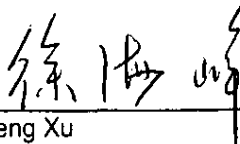
Signature: 
Notary Public
Carlton Paul Schultz
Notary Public State of New York
No. 02SC8310887
Qualified in Warren County
Commission Expires Jan. 2, 2018

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IN WITNESS WHEREOF, the Assignor has caused this instrument to be executed this 19 day of September, 2016.

ASSIGNOR:

**BANK OF CHINA, NEW YORK
BRANCH, a branch of Bank of China Limited**

By: 
Name: Haifeng Xu
Title: EVP

Property of Cook County Clerk's Office

ACKNOWLEDGEMENT

STATE OF NEW YORK


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COUNTY OF NEW YORK

On the 19th day of September, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Haifeng Xu, as EVP of BANK OF CHINA, NEW YORK BRANCH, a branch of Bank of China Limited, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

My Commission Expires:


Signature: 
Notary Public

KENNETH NGEW LEE
Notary Public, State of New York
No. 01LE4834707
Qualified in Nassau County
Commission Expires October 31, 2017

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29th IN WITNESS WHEREOF, the Assignor has caused this instrument to be executed this day of September, 2016.

BARCLAYS BANK PLC, a public company registered in England and Wales

By: 
Name: Michael S. Birajiclian
Title: Director

STATE OF NEW YORK

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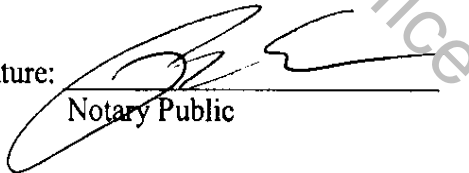
COUNTY OF NEW YORK

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On the 29th day of September, 2016, before me, the undersigned, a Notary Public in and for said state, personally appeared Michael S. Birajiclian, as Director of Barclays Bank PLC, a public company registered in England and Wales, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal

Signature: 
Notary Public

My Commission Expires:

RICHARD R. EVA
Notary Public, State of New York
No. 01EV6331501
Qualified in New York County
Commission Expires Oct. 13, 2019

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EXHIBIT A

LEGAL DESCRIPTION

PARCEL 1:

ALL OF THE LAND, PROPERTY AND SPACE BELOW, AT AND ABOVE THE SURFACE OF THE EARTH IN MARSHALL FIELD AND COMPANY'S AND CHICAGO AND NORTHWESTERN RAILWAY COMPANY'S RESUBDIVISION OF BLOCKS 5 AND 6 IN ORIGINAL TOWN OF CHICAGO, ALL IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, EXCEPT LOT 10 IN SAID RESUBDIVISION, ALL IN COOK COUNTY, ILLINOIS, SAID REAL PROPERTY ALSO BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 1 IN SAID SUBDIVISION; THENCE EASTERLY ALONG THE NORTH LINE OF LOT 1, A DISTANCE OF 402.70 FEET; THENCE SOUTHERLY ALONG AN EASTERLY LINE OF SAID LOT 1, A DISTANCE OF 16.00 FEET; THENCE EASTERLY ALONG THE NORTH LINE OF LOT 1, A DISTANCE OF 322.31 FEET; THENCE SOUTHERLY ALONG THE EASTERLY LINES OF LOTS 1, 7, 3, 4 AND 5, A DISTANCE OF 415.756 FEET TO THE SOUTHEAST CORNER OF LOT 5; THENCE WESTERLY ALONG THE SOUTHERLY LINES OF LOT 5 AND LOT 9, A DISTANCE OF 520.425 FEET TO THE SOUTHWEST CORNER OF LOT 9; THENCE NORTHWESTERLY ALONG THE WESTERLY LINES OF LOTS 9, 3 AND 7 (BEING ALSO THE EASTERLY LINE OF LOT 10), A DISTANCE OF 305.65 FEET TO A POINT OF CURVE; THENCE CONTINUING ALONG SAID EASTERLY LINE OF LOT 10 AND THE WESTERLY LINE OF LOT 7 ON A CURVED LINE TANGENT TO LAST DESCRIBED LINE, CONVEX TO THE SOUTHWEST AND HAVING A RADIUS OF 222.00 FEET, AN ARC DISTANCE OF 127.15 FEET TO A POINT OF TANGENT; THENCE NORTHERLY ALONG THE WESTERLY LINES OF LOT 7 AND LOT 1, A DISTANCE OF 75.02 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

EASEMENT FOR THE BENEFIT OF PARCEL 1 OF THE RIGHTS TO MAINTAIN, OCCUPY AND USE THE EXISTING PORTIONS OF THE EAST LATERAL APPROACH TO THE FRANKLIN-ORLEANS STREET VIADUCT AS GRANTED BY THE CITY OF CHICAGO BY AGREEMENT DATED JUNE 24, 1974 AND RECORDED JULY 12, 1974 AS DOCUMENT 22781631 OVER AND ACROSS: THE SOUTH 16 FEET OF THAT PART OF WEST KINZIE STREET LYING BETWEEN THE WEST LINE OF NORTH WELLS STREET AND THE EAST LINE OF VACATED NORTH FRANKLIN STREET EXTENDED NORTH, LYING NORTH OF AND ADJOINING LOT 1 OF MARSHALL FIELD AND COMPANY'S AND CHICAGO AND NORTHWESTERN RAILWAY COMPANY'S RESUBDIVISION OF BLOCKS 5 AND 6 OF THE ORIGINAL TOWN OF CHICAGO IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

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PARCEL 3:

EASEMENT FOR THE BENEFIT OF PARCEL 1 FOR INGRESS AND EGRESS AS GRANTED BY LASALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED MARCH 1, 1967 AND KNOWN AS TRUST NUMBER 36223 TO TRUSTEES NAMED ON "EXHIBIT A" ATTACHED TO SAID INSTRUMENT BY INSTRUMENT DATED FEBRUARY 15, 1974 AND RECORDED APRIL 24, 1974 AS DOCUMENT 22695490, OVER, ALONG, THROUGH AND ACROSS:

THAT PART OF LOT 10 BELOW THE FRANKLIN-ORLEANS STREET VIADUCT STRUCTURE IN MARSHALL FIELD AND COMPANY'S AND CHICAGO AND NORTHWESTERN RAILWAYS COMPANY'S RESUBDIVISION OF BLOCKS 5 AND 6 IN ORIGINAL TOWN OF CHICAGO IN THE SOUTH 1/2 OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, AND THAT PART OF THE PROPERTY LYING SOUTHEASTERLY OF AND ADJOINING SAID LOT 10 AND NORTHWESTERLY OF THE NORTHERLY FACE OF THE FRANKLIN-ORLEANS BRIDGE ABUTMENT AND WHICH IS BELOW THE FRANKLIN-ORLEANS STREET VIADUCT STRUCTURE AS LOCATED ON FEBRUARY 15, 1974.

AND

THAT PART OF ORLEANS STREET WHICH LIES SOUTH OF THE NORTH LINE OF KINZIE STREET AND WHICH IS BELOW THE FRANKLIN ORLEANS STREET VIADUCT STRUCTURE AS LOCATED ON FEBRUARY 15, 1974.

PARCEL 4:

PERPETUAL RIGHT, PERMISSION AND AUTHORITY FOR THE BENEFIT OF PARCEL 1 TO CONSTRUCT, MAINTAIN AND USE AN ENCLOSED PASSAGEWAY, NOT MORE THAN 32-1/2 FEET WIDE AND NOT MORE THAN 38 FEET IN HEIGHT ABOVE FRANKLIN-ORLEANS STREET VIADUCT BETWEEN AN ELEVATION OF +47.0 CHICAGO CITY DATUM AND +85.0 CHICAGO CITY DATUM, FOR THE PURPOSE OF CONNECTING THE IMPROVEMENTS LOCATED FROM TIME TO TIME ON THE PROPERTIES LYING EAST AND WEST OF THE FRANKLIN-ORLEANS STREET VIADUCT, TO BE LOCATED IN ACCORDANCE WITH THE TERMS OF THE AGREEMENT BY AND BETWEEN THE CITY OF CHICAGO, A MUNICIPAL CORPORATION OF ILLINOIS, AND LASALLE NATIONAL BANK, AS TRUSTEE UNDER THE PROVISIONS OF A TRUST AGREEMENT DATED MARCH 1, 1967 AND KNOWN AS TRUST NUMBER 36223 DATED JUNE 18, 1974 AND RECORDED ON JUNE 23, 1974 AS DOCUMENT 22764367.

PARCEL 5:

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EASEMENTS FOR INGRESS AND EGRESS AND STRUCTURAL SUPPORT FOR THE BENEFIT OF PARCEL 1 IN ACCORDANCE WITH THE TERMS OF THE RECIPROCAL EASEMENT AGREEMENT DATED AS OF APRIL 1, 1998 AND RECORDED APRIL 9, 1998 AS DOCUMENT NUMBER 98284695 BY AND AMONG LASALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED JANUARY 1, 1997 AND KNOWN AS TRUST NUMBER 12100, 350 NORTH ORLEANS STREET L.L.C. AND 200 WORLD TRADE CENTER L.L.C.

FIRST AMENDMENT THERETO EXECUTED BY AND AMONG LASALLE BANK NATIONAL ASSOCIATION, SUCCESSOR TO LASALLE NATIONAL BANK, AS TRUSTEE UNDER TRUST AGREEMENT DATED JANUARY 1, 1997 KNOWN AS TRUST NUMBER 121000; 350 NORTH ORLEANS L.L.C., A DELAWARE LIMITED LIABILITY COMPANY AND MERCHANDISE MART L.L.C., A DELAWARE LIMITED LIABILITY COMPANY (FORMERLY KNOWN AS 200 WORLD TRADE CENTER L.L.C.), RECORDED DECEMBER 14, 2004 AS DOCUMENT 0434939064.

SECOND AMENDMENT THERETO EXECUTED BY AND AMONG CHICAGO TITLE LAND TRUST COMPANY, AS TRUSTEE UNDER TRUST AGREEMENT DATED JANUARY 1, 1997 AND KNOWN AS TRUST NO. 121000, 350 NORTH ORLEANS L.L.C., AND MERCHANDISE MART L.L.C. RECORDED JANUARY 5, 2012 AS DOCUMENT NUMBER 1200516070.

TAX ID NOS.: 17-09-403-001-0000, 17-09-401-002-0000 and 17-09-403-005-0000

PROPERTY ADDRESS: 222 MERCHANDISE MART PLAZA CHICAGO, ILLINOIS