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Doc# 1934517112 Fee \$88.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

EDWARD M. MOODY

COOK COUNTY RECORDER OF DEEDS

DATE: 12/11/2019 03:36 PM PG: 1 OF 8

Property of Cook County Clerk's Office

## ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

**ATHENE ANNUITY AND LIFE COMPANY, AMERICAN EQUITY INVESTMENT  
LIFE INSURANCE COMPANY and MIDLAND NATIONAL LIFE INSURANCE  
COMPANY**  
(collectively, Assignor)

to

**ATHENE ANNUITY AND LIFE COMPANY**  
(Assignee)

Dated: As of November 26, 2019

Property Location: 646 North Michigan Avenue, Chicago, IL 60611

County: Cook

DOCUMENT PREPARED BY AND  
WHEN RECORDED, RETURN TO:

Dentons US LLP  
1221 Avenue of the Americas  
New York, New York 10020  
Attn: David Hall. Esq.

Accommodation Only  
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## ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

**ATHENE ANNUITY AND LIFE COMPANY** (“AAIA Mod PRT”), **AMERICAN EQUITY INVESTMENT LIFE INSURANCE COMPANY** (“AEL Modco”) and **MIDLAND NATIONAL LIFE INSURANCE COMPANY** (“Midland” and together with AAIA Mod PRT and AEL Modco individually and collectively, “Assignor”), each having an address at c/o Apollo Insurance Solutions Group LLC, 2121 Rosecrans Ave, Suite 5300, El Segundo, CA 90245, as partial holders of the instrument hereinafter described, for valuable consideration hereby endorses, assigns, sells, transfers and delivers to **ATHENE ANNUITY AND LIFE COMPANY** having an address at c/o Apollo Insurance Solutions Group LLC, 2121 Rosecrans Ave, Suite 5300, El Segundo, CA 90245, its successors, participants and assigns (“AAIA Mod” or “AAIA NonMod” or “Assignee”), without recourse, representation or warranty, expressed or implied, all right, title and interest of AAIA Mod PRT, as holder of Note A-2 (as defined below), AEL Modco, as holder of Note A-4 (as defined below) and Midland, as holder of Note A-5 (as defined below), in and to that certain Assignment of Leases and Rents, made by **BRICK & MORTAR PROPERTY, L.L.C.**, a Delaware limited liability company (“Borrower”) to **ALLEGIANZ CAPITAL FUNDING, LLC** (“Original Lender”), dated as of February 8, 2018 and recorded on February 9, 2018 as Doc # 1804044082 in Cook County, Illinois, as further assigned by that certain Assignment of Assignment of Leases and Rents made by Original Lender to Assignor, **ATHENE ANNUITY AND LIFE COMPANY** (“AAIA MOD”) and **ATHENE ANNUITY AND LIFE COMPANY** (“AAIA Non Mod”), dated as of February 8, 2018 and recorded on February 9, 2018 as Doc # 1804044086 (as the same may have heretofore been amended, modified, restated, supplemented, assigned, renewed or extended, the “ALR”), and creating a first lien on the property described in Exhibit A attached hereto and by this reference made a part hereof, securing the payment of (i) that certain Promissory Note A-1, dated as of February 8, 2018, executed by Borrower and payable to the order of Original Lender, in the original principal amount of up to \$42,137,598.89 (“Note A-1”), as subsequently assigned by that certain Allonge dated as of February 8, 2018, in the principal sum of up to \$42,137,598.89 made by Original Lender to AAIA Mod (ii) that certain Promissory Note A-2, dated as of February 8, 2019, executed by Borrower and payable to the order Original Lender, in the original principal amount of up to \$7,538,880.22, as subsequently assigned by that certain Allonge dated as of February 8, 2019 in the principal amount of up to \$7,538,880.22 made by Original Lender to AAIA Mod PRT (“Note A-2”), (iii) that certain Promissory Note A-3, dated as of February 8, 2018, executed by Borrower and payable to the order of Original Lender, in the original principal amount of up to \$20,103,680.57, as subsequently assigned by that certain Allonge dated as of February 8, 2019 in the principal amount of up to \$20,103,680.57 made by Original Lender to AAIA Non Mod (“Note A-3”), (iv) that certain Promissory Note A-4, dated as of February 8, 2018, executed by Borrower and payable to the order of Original Lender, in the original principal amount of up to \$5,025,920.16, as subsequently assigned by that certain Allonge dated as of February 8, 2019 in the principal amount of up to \$5,025,920.16 made by Original Lender to AEL Modco (“Note A-4”) and (v) that certain Promissory Note A-5, dated as of February 8, 2019, executed by Borrower and payable to the order of Original Lender in the principal amount of up to \$5,025,920.16, as subsequently assigned by that certain Allonge to Promissory Note A-5 dated as of February 8, 2018 in the principal amount of up to \$5,025,920.16 made by Original Lender to Midland (“Note A-5”).

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Together with Assignor's corresponding right, title and interest in and to Note A-2, Note A-4 and Note A-5 and any and all 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 Assignor 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.

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 Note A-2, Note A-4 and Note A-5 and other obligations described herein.

TO HAVE AND TO HOLD all right, title and interest of AAIA Mod PRT as holder of Note A-2, AEL Modco as holder of Note A-4 and Midland, as holder of Note A-5 in and to the ALR unto Assignee and to the successors and assigns of Assignee forever.

**[SIGNATURE ON THE FOLLOWING PAGE]**

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IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officer on the day and year first above written.

**ASSIGNOR:**

**ATHENE ANNUITY AND LIFE COMPANY**

By: Apollo Insurance Solutions Group, LLC, its investment adviser

By: Apollo Global Real Estate Management, L.P., its sub-adviser

By: Apollo Global Real Estate Management GP, LLC, its General Partner

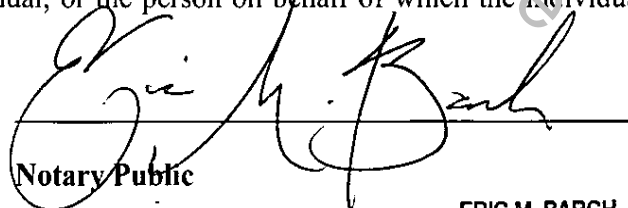
By: \_\_\_\_\_  
Name: Joseph D. Glatt  
Title: Vice President

Property of Cook County Clerk's Office

**ACKNOWLEDGEMENT**

STATE OF New York )  
 ) ss.:  
COUNTY OF New York )

On the 25 day of November in the year 2019, before me, the undersigned, a notary public in and for said State, personally appeared Joseph D. Glatt, 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 on behalf of which the individual acted, executed the instrument.

  
Notary Public

My Commission Expires: Aug. 20, 2022

ERIC M. BARCH  
Notary Public, State of New York  
No. 01BA6379549  
Qualified in New York County  
Commission Expires Aug. 20, 2022

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**ASSIGNOR:**

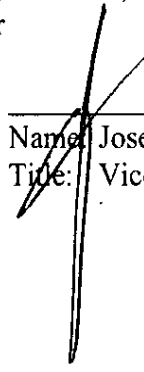
**AMERICAN EQUITY INVESTMENT LIFE  
INSURANCE COMPANY**

By: Apollo Insurance Solutions Group, LLC, its  
investment adviser

By: Apollo Global Real Estate Management,  
L.P., its sub-adviser

By: Apollo Global Real Estate  
Management GP, LLC, its General  
Partner

By: \_\_\_\_\_  
Name: Joseph D. Glatt  
Title: Vice President

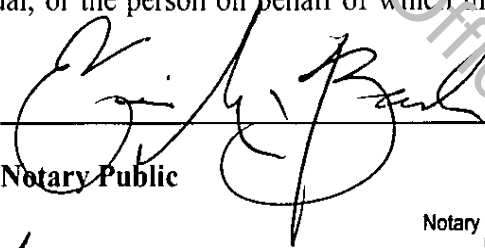


Property of Cook County Clerk's Office

**ACKNOWLEDGEMENT**

STATE OF New York )  
 ) ss.:  
COUNTY OF New York )

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

ERIC M. BARCH  
Notary Public, State of New York  
No. 01BA6379549  
Qualified in New York County  
Commission Expires Aug. 20, 2022

My Commission Expires: Aug. 20, 2022

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**ASSIGNOR:**

**MIDLAND NATIONAL LIFE INSURANCE  
COMPANY**

By: Apollo Insurance Solutions Group, LLC, its  
investment adviser

By: Apollo Global Real Estate Management,  
L.P., its sub-adviser

By: Apollo Global Real Estate  
Management GP, LLC, its General  
Partner

By: \_\_\_\_\_  
Name: Joseph D. Glatt  
Title: Vice President

Property of Cook County Clerk's Office

**ACKNOWLEDGEMENT**

STATE OF New York )  
) ss.:  
COUNTY OF New York )

On the 25 day of November in the year 2019, before me, the undersigned, a notary public in and for said State, personally appeared Joseph D. Glatt, 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 on behalf of which the individual acted, executed the instrument.

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

My Commission Expires: Aug. 20, 2022

ERIC M. BARCH  
Notary Public, State of New York  
No. 01BA6379549  
Qualified in New York County  
Commission Expires Aug. 20, 2022

[Signature page - Assignment of ALR]  
[Starbucks N Michigan]



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## EXHIBIT A LEGAL DESCRIPTION

THE NORTHEAST 1/4 (EXCEPT THE EAST 75.00 FEET THEREOF TAKEN FOR WIDENING OF NORTH MICHIGAN AVENUE) OF BLOCK 34 IN KINZIE'S ADDITION TO CHICAGO, SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

Address: 646 N. Michigan Avenue, Chicago, Illinois 60611

PIN: 17-10-113-003-0000