

# UNOFFICIAL COPY

Doc#: 2031949250 Fee: \$98.00  
Edward M. Moody  
Cook County Recorder of Deeds  
Date: 11/16/2020 12:31 PM Pg: 1 of 4

RECORDING REQUESTED BY  
AND WHEN RECORDED RETURN TO:

Premium Title Services  
1000 Abernathy Rd NE, Suite 200,  
Atlanta, GA 30328

PIN: 20-17-216-003-0000

[Space above line for Recorder's Use Only]

## ABSOLUTE ASSIGNMENT OF MORTGAGE AND LOAN DOCUMENTS

This Absolute Assignment of Mortgage and Loan Documents (this "*Assignment*") is dated on or about August 19, 2020 (the "*Effective Date*"), and made by and among 5AIF NUTMEG, LLC ("*Nutmeg*"), 5 ARCH INCOME FUND 2, LLC ("*Income Fund*"), 5AIF SYCAMORE 2 HOLDINGS, LLC ("*S2H*") and 5AIF SYCAMORE 2, LLC ("*S2*") (collectively, the "*Parties*").

1. For good and valuable consideration, the receipt of which is hereby acknowledged, each of the Parties hereby make the following assignments in the following order:

(A) Nutmeg hereby assigns to Income Fund all of its right, title and interest as beneficiary under that certain Mortgage, Assignment of Pent., Security Agreement and Fixture Filing dated December 29, 2017 executed by T Hayes Investments, LLC as borrower and recorded in the Official Records of Cook County, Illinois (the "*Official Records*") on January 4, 2018 as Document No. 1800429023 (the "*Mortgage*"), regarding the real property as more particularly described on Exhibit A attached hereto, together with the obligation therein described, all monies due and to become due thereunder, and all interest thereon, all rights arising therefrom, and all documents associated therewith including without limitation that certain Absolute Assignment of Lessor's Interest in Leases and Rents executed by Borrower and recorded in the Official Records as Instrument No. 1800429024 (collectively, the "*Assigned Loan Documents*").

(B) Income Fund hereby assigns to S2H all of its right, title and interest as beneficiary under the Mortgage, together with the obligation therein described, all monies due and to become due thereunder, and all interest thereon, all rights arising therefrom, and all Assigned Loan Documents.

(C) S2H hereby assigns to S2 all of its right, title and interest as beneficiary under the Mortgage, together with the obligation therein described, all monies due and to become due thereunder, and all interest thereon, all rights arising therefrom, and all Assigned Loan Documents.

2. As a condition to this Assignment, each respective assignee Party, for the duration of its ownership, accepted the assignment described in Section 1 above, and has assumed the terms, covenants, obligations, and conditions required to be kept, performed, and fulfilled by the respective assigning Party, the Assigned Loan Documents and the Loan. It being understood that S2, as the final assignee hereunder, accepts and assumes of all said terms, covenants, obligations and conditions.

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3. This Assignment shall be binding upon and inure to the benefit of each Party and their respective successors and assigns.

4. THIS ASSIGNMENT IS MADE WITHOUT RECOURSE OR WARRANTY OF ANY KIND BY EACH ASSIGNOR, AND EACH ASSIGNOR MAKES NO REPRESENTATIONS OR WARRANTY, EXPRESS OR IMPLIED, OF ANY KIND OR NATURE WHATSOEVER WITH RESPECT TO THE MORTGAGE OR ANY OTHER ASSIGNED LOAN DOCUMENT (INCLUDING ANY RELATED PROMISSORY NOTE).

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

IN WITNESS WHEREOF, these presents are executed as of the date first set forth above.

**NUTMEG:**

5AIF NUTMEG, LLC

By: \_\_\_\_\_

Timothy Gannaway, EVP

**INCOME FUND:**

5 ARCH INCOME FUND 2, LLC

By: \_\_\_\_\_

Timothy Gannaway, EVP

**S2H:**

5AIF SYCAMORE 2 HOLDINGS, LLC

By: \_\_\_\_\_

Timothy Gannaway, EVP

**S2:**

5AIF SYCAMORE 2, LLC

By: \_\_\_\_\_

Timothy Gannaway, EVP

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## ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

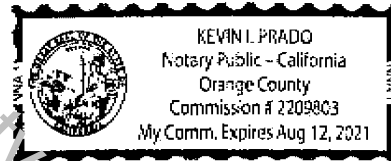
State of California)  
County of Orange)

On August 19, 2020, Kevin Prado, Notary Public personally appeared Timothy Gannaway, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

Signature *Kevin Prado* (Seal)



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## EXHIBIT A PROPERTY – LEGAL DESCRIPTION

The land referred to herein below is situated in the County of Cook, State of Illinois, and is described as follows:

LOT 2 IN JOHN FLAHERTY'S RE-SUBDIVISION OF LOT 1 TO 12 BOTH INCLUSIVE IN BLOCK 12 IN MCCARTHY'S SUBDIVISION OF THE WEST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 38 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, (EXCEPT THE RIGHT OF WAY OF THE CHICAGO AND ST. LOUIS AND PITTSBURG RAILROAD) IN COOK COUNTY, ILLINOIS.

Permanent Index Number: 20-17-216-003-0000  
Common Address: 5704 S MAY ST, Chicago, IL 60617