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11/01/1985 - MLG:dmr - Hard disc/Bkup #68(7) - Named: 440-Rent

MODIFICATION OF ASSIGNMENT OF RENTS AND LEASES

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THIS MODIFICATION OF ASSIGNMENT OF RENTS AND LEASES entered into this 30th day of October, 1985, by and between AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but solely as Trustee under Trust Agreement dated October 19, 1982 and known as Trust No. 53941 (the "Trustee"), 440 NORTH WELLS BUILDING PARTNERSHIP, an Illinois limited partnership ("Beneficiary") (the Trustee and Beneficiary are hereinafter collectively called "Borrower"), and AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, a national banking corporation (hereinafter called "Assignee").

WITNESSETH:

WHEREAS, Assignor executed an Assignment of Rents and Leases dated December 20, 1983 and recorded in the Office of the Recorder of Deeds of Cook County, Illinois on December 29, 1983 as Document No. 26911707 (the "AR&L"); and

WHEREAS, Assignor and Assignee have executed a Modification of Note and Trustee has executed a Modification of Mortgage of even date herewith; and

WHEREAS, Assignor and Assignee desire to modify the terms of the AR&L to conform with the Modification of Note and Modification of Mortgage;

NOW, THEREFORE, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor and Assignee hereby agree as follows:

I.

The sum of \$7,200,000.00 as set forth in Paragraph A, Page 1 is hereby deleted and the sum of \$8,000,000.00 is substituted.

II.

As herein modified, all terms and provisions of the Assignment of Rents and Leases shall remain in full force and

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The instrument is controlled by AMERICAN NATIONAL BANK AND TRUST COMPANY
of Chicago, Illinois, and the undersigned officers and directors of the bank are
not responsible for the validity of the instrument or the truth of the statements, representations or warranties contained in this
instrument.

effect, and this Agreement shall bind and inure to the benefit of the successors and assigns of the parties hereto.

IN WITNESS WHEREOF, the undersigned have through their duly authorized officers caused this instrument to be executed and their corporate seals affixed thereto as of the date first above written.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO

ATTEST:

By: [Signature]
Its: [Signature]

[Signature]
Its: [Signature]

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO, not personally, but solely as Trustee under Trust Agreement No. 53941 dated October 19, 1982

ATTEST:

By: [Signature]
Its: Second Vice President

[Signature]
Its: ASSISTANT SECRETARY

440 NORTH WELLS BUILDING PARTNERSHIP an Illinois limited partnership

BY: SCHAL ASSOCIATES, INC., an Illinois corporation, a General Partner

ATTEST:

By: [Signature]
Its: VICE-PRESIDENT, FINANCE

[Signature]
Its: [Signature]

By: [Signature]
Howard Ecker, a General Partner

By: [Signature]
Michael Silver, a General Partner

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STATE OF ILLINOIS)
COUNTY OF COOK)

I, LEWIS J. JOHNSON a Notary Public in and for
said County in the State aforesaid, DO HEREBY CERTIFY THAT
Peter N. Johnson and Corolla M. Jurenski personally
known to me and known by me to be the Vice-President and Assistant
Secretary respectively of American National Bank and Trust Company, in whose
name, as Trustee, the above and foregoing instrument is executed,
appeared before me this day in person and acknowledged that they sign-
ed and delivered the said instrument as their free and voluntary act
and as the free and voluntary act of said Peter N. Johnson,
as Trustee as aforesaid, for the uses and purposes therein set forth,
and the said Assistant Secretary then and there acknowledged that he,
as custodian of the corporate seal of said American National Bank and Trust Company,
did affix the said corporate seal to said instrument
as his free and voluntary act and as the free and voluntary act of
said Peter N. Johnson, as Trustee as aforesaid for the
uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this DEC 2 1906 day of
 , 19 .

Corolla M. Jurenski
NOTARY PUBLIC

My Commission Expires:

MY COMMISSION EXPIRES JUNE 27, 1908

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STATE OF ILLINOIS)
)
COUNTY OF C O O K)

I, _____, a Notary Public in and for said county, in the state aforesaid, DO HEREBY CERTIFY THAT HOWARD ECKER, MARTIN SILVER and _____ and _____, authorized officers of SCHAL ASSOCIATES, an Illinois corporation, also a General Partner of 440 NORTH WELLS BUILDING PARTNERSHIP, an Illinois limited partnership, personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such General Partners, appeared before me this day in person and acknowledged that they signed and delivered said instrument as their own free and voluntary act and as the free and voluntary act of said limited partnership for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 25TH day of November, 1985.

Margaret J. Nathan
Notary Public

My Commission Expires:

Dec 1, 1985

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EXHIBIT "A"

LOT 2 IN ASSESSOR'S DIVISION OF BLOCK 11 IN NEWBERRY'S ADDITION
TO CHICAGO OF THE EAST 1/2 OF THE WEST 1/2 OF THE NORTH EAST 1/4
OF SECTION 9, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD
PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS

ADDRESS OF PROPERTY: 440 N. WELLS STREET, CHICAGO, ILLINOIS

PIN: 17-09-251-007 ~~11~~

mail to:

THIS DOCUMENT WAS PREPARED BY:

MARTIN L. GREENBERG
NEIMAN & GRAIS
175 N. FRANKLIN
CHICAGO, ILLINOIS 60606

BOX 333 - HV

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