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This instrument was prepared by the attorney named below in consultation with counsel in the State in which the Premises is located and, when recorded, the recorded counterpart should be returned to:

Tira Harpaz, Esq.  
Davis Polk & Wardwell  
1 Chase Manhattan Plaza  
New York, New York 10005

\$17.00



LEASE SUBORDINATION AGREEMENT

dated as of July 7, 1989

among

SWISS BANK CORPORATION, NEW YORK BRANCH,  
as Mortgagee

and

CPS DEPARTMENT STORES, INC.,  
as Tenant



Property Located At:

36-44 South Wabash Avenue  
Chicago, Illinois

P.I.N. 17-15-100-024

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COOK COUNTY, ILLINOIS  
FILED FOR RECORD

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## LEASE SUBORDINATION AGREEMENT

AGREEMENT dated as of July 1, 1989 between SWISS BANK CORPORATION, NEW YORK BRANCH, having an office at 4 World Trade Center, Box 395, Church Street Station, New York, New York 10008 ("Mortgagee"), and CPS DEPARTMENT STORES, INC., a Delaware corporation having an office at 36 South Wabash Avenue, Chicago, IL 60603 ("Tenant").

WHEREAS, Mortgagee is the holder of the Mortgage, and Assignment of Rents, Leases and Leasehold Interests dated as of the date hereof (the "Mortgage"), with respect to the property described on Exhibit A attached hereto;

WHEREAS, Tenant is the tenant under a Lease (the "Lease") more particularly described in Exhibit B hereto relating to the property described on Exhibit A attached hereto; and

Tenant and Mortgagee desire to confirm their understanding with respect to the Lease and the Mortgage.

NOW THEREFORE, Tenant agrees that the Lease and all of its right, title and interest thereunder are now and at all times hereafter shall continue to be subject and subordinate to the Mortgage, all indebtedness now or hereafter secured thereunder and all of Mortgagee's right, title and interest thereunder.

CPS DEPARTMENT STORES, INC.

By: Frederick G Kraegel  
Name: Frederick G. Kraegel  
Title: Assistant Secretary

Attest:

By: Earl E. Cunion  
Name: Earl E. Cunion  
Title: Secretary

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## ACKNOWLEDGEMENT

STATE OF ~~NEW YORK~~ )  
                  KINGS       : SS.  
COUNTY OF ~~NEW YORK~~ )

I, Julia Martori a Notary Public in and for said County in the State aforesaid, do hereby certify that Frederick G. Kraegel, the Assistant Secretary of CPS Department Stores, Inc., a Delaware corporation, and Earl E. Cunion, the Secretary of said corporation, and personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and severally acknowledged that they signed and delivered the said instrument as said Assistant Secretary and Secretary, respectively and caused the Corporate Seal of said corporation to be affixed thereto, pursuant to authority given by the Board of Directors of said corporation, as their free and voluntary act and as the free and voluntary act and deed of said corporation, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 5th day of July, 1989.

Julia Martori  
Notary Public

[Notary Seal]

My commission expires:

JULIA MARTORI  
NOTARY PUBLIC, State of New York  
No. 24-4930371  
Qualified in Kings County  
Commission Expires May 9, 1990

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PROPERTY OF  
COOK COUNTY CLERK'S OFFICE  
1700 W. JACKSON ST.  
CHICAGO, IL 60604  
TEL: 312.603.4000  
WWW.COOKCOUNTYCLERK.COM

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**EXHIBIT A**

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Lot Nine (9) in Block Two (2) in Fractional Section Fifteen (15) Addition to Chicago,  
in Section 15, Township 29 North, Range 14, East of the Third Principal Meridian, in  
Cook County, Illinois.

P.I.N. 17-15-100-024

36-44 South Wabash Street  
Chicago, Illinois

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EXHIBIT B

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## Sublease

### a. Original Sublease

Date: June 25, 1985.

Sublessor: CPS Realty Partnership.

Sublessee: Carson Pirie Scott & Company.

### b. Assignment

Carson Pirie Scott & Company's interest as sublessee was assigned to CPS Department Stores, Inc., a Delaware corporation, pursuant to Assignment dated November 24, 1987.

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