

UNOFFICIAL COPY

Prepared by: Edmund R. Dawson, Esq.
The Mutual Life Insurance Company 94583326
of New York
1740 Broadway
New York, New York 10019

MONY Loan No. 900163

ASSIGNMENT OF MORTGAGE/DEED OF TRUST AND OTHER LOAN DOCUMENTS

3122 \$

FOR VALUE RECEIVED, The Mutual Life Insurance Company of New York, a New York corporation (hereinafter referred to as "Assignor" or "MONY"), does hereby sell, assign, transfer, set over and convey to AUSA Life Insurance Company, Inc., a New York life insurance company ("Assignee"), without recourse, representation or warranty except as provided for in that one certain Asset Transfer and Acquisition Agreement by and among The Mutual Life Insurance Company of New York, AEGON USA, Inc. and AUSA Life Insurance Company, Inc. dated December 31, 1993 (the "Asset Transfer Agreement") all of its right, title and interest in and to the following recited documents encumbering and/or affecting the real estate described in the attached Exhibit A:

1. Mortgage Deed and Security Agreement from LaSalle National Bank, not personally but as Trustee under Trust Agreement dated February 1, 1984 and known as Trust No. 106142 ("Mortgagor") to MONY in the original principal amount of \$19,500,000, dated July 15, 1986 and recorded July 15, 1986 in the office of the Recorder of Cook County, Illinois (the "Office" as Document No. 86293515.
2. Assignment of Lessor's Interest in Leases from Mortgagor to MONY, dated July 15, 1986 and recorded July 15, 1986 in the Office as Document No. 86293516.

The above referenced documents were given to secure payment of a mortgage loan (the "Loan") in the sum of \$19,500,000 dollars, evidenced by a Promissory Note executed in conjunction therewith.

Assignor further sells, assigns and transfers to Assignee all of its right, title and interest in any and all other loan documents, contract rights, title policies and any other rights associated with the Loan, including, without limitation, all those loan documents and instruments described in Schedule 1.01(K)(1) of the Asset Transfer Agreement pertaining to this Loan.

IN WITNESS WHEREOF, The Mutual Life Insurance Company of New York has caused these presents to be signed by an authorized signatory as of the 30th day of June, 1994.

ATTEST:

THE MUTUAL LIFE INSURANCE COMPANY OF NEW YORK

BY: Janet Marinzulich
Name: Janet Marinzulich
Title: Assistant Secretary

BY: Kenneth M. Levine
Name: Kenneth M. Levine
Title: Executive Vice President

COOK COUNTY, ILLINOIS
FILED FOR RECORD

94 JUL -5 PM 1:50

94583326

Mail to: Chicago Title Insurance
1311 Avenue of the Americas
NY, NY 10036-8101
Attn: Melissa McGinn

BOX 333-CTI

225302.1

94583326

SL 5/10/94

UNOFFICIAL COPY

Property of Cook County Clerk's Office

94583326

NO-022 X08

UNOFFICIAL COPY

STATE OF NEW YORK)
COUNTY OF NEW YORK)

On this 30th day of June, 1994, before me a Notary Public in and for said County, in the State aforesaid, personally appeared Kenneth M. Levine and Janet Marinzulich known to me to be an Executive Vice President and an Assistant Secretary respectively of THE MUTUAL LIFE INSURANCE COMPANY OF NEW YORK and acknowledged to me that such parties executed the within instrument pursuant to its By-Laws or a resolution of its Board of Trustees.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the date in this assignment first above written.

Edmund R. Dawson
Notary Public

[SEAL]

My commission expires:

EDMUND R. DAWSON
Notary Public, State of New York
No. 60-0004115
Qualified in Westchester County
Certificate Filed in New York County
Commission Expires Nov. 20, 1995

Property of Cook County Clerk's Office

94583326

UNOFFICIAL COPY

Property of Cook County Clerk's Office

UNOFFICIAL COPY

EXHIBIT A
Loan No. 900163

PROPERTY DESCRIPTION

PARCEL 1:

LOTS 2, 3, 6, 7 AND 10 OF BLOCK 10 (ALSO KNOWN AS THE WEST 1/2 OF BLOCK 10) IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS, EXCEPT THE WEST 27 FEET OF SAID LOTS 2, 3, 6, 7 AND 10 TAKEN FOR WIDENING OF STATE STREET, AND EXCEPT THE SOUTH 16.5 FEET OF LOT 10 AND EXCEPT THAT PART OF SAID LOTS 2, 3, 6, 7 AND 10 TAKEN FOR 20 FOOT ALLEY RUNNING NORTH AND SOUTH THROUGH SAID BLOCK 10.

PARCEL 2:

EASEMENTS AND RIGHTS FOR THE BENEFIT OF PARCEL 1 CREATED BY AND RESERVED IN DEED FROM WILLIAM SCOTT BOND, PHILIP F. W. PECK AND ALFRED M. ROGERS, SUCCESSOR TRUSTEES UNDER THE LAST WILL AND TESTAMENT OF LEVI Z. LEITER, DECEASED, TO THE CITY OF CHICAGO, DATED NOVEMBER 21, 1950 AND RECORDED JULY 25, 1952 AS DOCUMENT 15395845 OVER, UPON AND UNDER THE SOUTH 16.5 FEET OF LOT 10 (EXCEPT THAT PART LYING IN SOUTH STATE STREET AND ALSO EXCEPT THAT PART TAKEN FOR 20 FOOT ALLEY RUNNING NORTH AND SOUTH THROUGH BLOCK 10) IN BLOCK 10 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN FRACTIONAL SECTION 15, TOWNSHIP 39 NORTH, RANGE 14, AS FOLLOWS:

(A) THE OWNERSHIP, POSSESSION AND SOLE RIGHT OF USE OF THAT PART OF THE BUILDING THEN EXISTING UPON SAID PART OF THE SOUTH 16.5 FEET OF LOT 10 LOCATED ABOVE A HORIZONTAL PLANE WHOSE ELEVATION IS 30 FEET ABOVE CHICAGO CITY DATUM;

(B) AN EASEMENT FOR AND THE RIGHT OF MAINTAINING THE MODIFIED BUILDING UPON SAID PART OF THE SOUTH 16.5 FEET OF LOT 10;

(C) AN EASEMENT FOR AND RIGHT OF MAINTAINING THE THEN EXISTING COLUMNS, PILINGS, FOOTINGS AND FOUNDATIONS OF THE BUILDING THEN LOCATED ON SAID PART OF THE SOUTH 16.5 FEET OF LOT 10 INCLUDING THE RIGHT TO RELOCATE THE SAME IF THIS BECOMES NECESSARY AS A RESULT OF WORK HEREINAFTER DONE AT ANY TIME BY THE CITY OF CHICAGO IN SAID PART OF THE SOUTH 16.5 FEET OF LOT 10 AND THE RIGHT TO MAKE NECESSARY REPAIRS, ALTERATIONS, RENEWALS, AND REPLACEMENTS OF SUCH COLUMNS, PILINGS, FOOTINGS AND FOUNDATIONS (INCLUDING CAISSONS, IF ANY);

(D) AN EASEMENT FOR AND RIGHT OF MAINTAINING AND USING THE SPACE BELOW THE SIDEWALK CONSTRUCTED BY THE CITY OF CHICAGO IN SAID PART OF THE SOUTH 16.5 FEET OF LOT 10 AND LOCATED ABOVE A HORIZONTAL PLANE WHOSE ELEVATION IS FOUR INCHES ABOVE CHICAGO CITY DATUM EXCEPT THAT PART OF SUCH SPACE REQUIRED FOR THE STREET AND ARCADE CONSTRUCTION SHOWN ON PLANS ATTACHED AS EXHIBIT "B" TO STIPULATION IN CASE 49C5321 CIRCUIT COURT OF COOK COUNTY, ILLINOIS;

(E) THE RIGHT TO MAKE ALTERATIONS AND REPAIRS (INCLUDING THE RIGHT TO REPAIR OR REBUILD IN EVENT OF LOSS OR DAMAGE BY FIRE OR OTHER CASUALTY TO THAT PART OF THE THEN EXISTING BUILDING LOCATED ABOVE A HORIZONTAL PLANE WHOSE ELEVATION IS 30 FEET ABOVE CHICAGO CITY DATUM AND TO THE MODIFIED BUILDING, TO ADD ADDITIONAL STORIES TO THE MODIFIED BUILDING AND TO PLACE STRUCTURES INCLUDING SIGNS ON THE ROOF OF THE MODIFIED BUILDING OR ANY ADDITION THERETO UPON COMPLYING WITH THE PROVISIONS OF THE THEN ORDINANCES OF THE CITY OF CHICAGO.

94583326

UNOFFICIAL COPY

PARCEL 3:

THE NORTH 50 FEET OF LOT 5 IN BLOCK 10 IN FRACTIONAL SECTION 15 ADDITION TO CHICAGO IN TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN (EXCEPT THE WEST 10 FEET OF THE NORTH 50 FEET OF LOT 5 BEING PART OF THE NORTH AND SOUTH 20 FOOT PUBLIC ALLEY IN BLOCK 10) IN COOK COUNTY, ILLINOIS.

THE PERMANENT TAX NUMBERS OF THE FOREGOING PROPERTY ARE 17-15-108-001-0000 AND 17-15-108-006-0000. *Law*

Community

401 S. STATE STREET
~~STATE AND COUNTY~~
CHICAGO ILL

Property of Cook County Clerk's Office

94583326

UNOFFICIAL COPY

Property of Cook County Clerk's Office