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WHEN RECORDED MAIL TO

JAMES B. SMITH, ESQ.  
UNGARETTI & HARRIS  
3500 THREE FIRST NATIONAL  
PLAZA  
CHICAGO, ILLINOIS 60602-4283

96842320

. DEPT-01 RECORDING 129.00  
. T#0012 TRAN 2940 11/04/96 12:25:00  
. #1889 # ER \*-96-842320  
. COOK COUNTY RECORDER

(TAX PARCEL NUMBER)

SPACE ABOVE THIS LINE FOR RECORDER'S USE

KNOW ALL MEN BY THESE PRESENTS,

29

THAT Francis X. Gilhool, of the County of New York and State of New York, DOES HEREBY CERTIFY that a certain mortgage and security agreement dated the 8th day of September 1994, made by CENTERPOINT PROPERTIES CORPORATION, a Maryland corporation ("CENTERPOINT") to GENERAL ELECTRIC CAPITAL CORPORATION, a New York corporation ("GECC") and recorded as document No. 94787575 as assigned by that certain assignment of first mortgages and of assignments of rents and leases dated the 17th day of November 1994, made by GECC to LEHMAN BROTHERS HOLDINGS INC. D/B/A LEHMAN CAPITAL, A DIVISION OF LEHMAN BROTHERS HOLDINGS INC., a Delaware corporation ("LEHMAN") and recorded as document No. 94999854 which was amended and restated by that certain amended and restated mortgage and security agreement dated the 17th of November 1994, made by CENTERPOINT to LEHMAN and recorded as document No. 94999855, all recorded in the office of the County Recorder of Cook County, in the State of Illinois, and relating to the following real property:

See Exhibit A attached hereto and made a part hereof

is, with the note or notes accompanying it, fully paid, satisfied, released and discharged.

Witness his hand this 23<sup>rd</sup> day of October, 1996.

LEHMAN BROTHERS HOLDINGS INC. D/B/A LEHMAN CAPITAL, A DIVISION OF LEHMAN BROTHERS HOLDINGS INC., a Delaware corporation

By: Francis X. Gilhool  
Francis X. Gilhool  
Authorized Signatory

96842320

This instrument was prepared by: Mitchell G. Williams, Esq.  
Thacher Proffitt & Wood  
Two World Trade Center  
New York, New York 10048

DOA 333-611

A 0053 3102 141F16

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STATE OF NEW YORK

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) ss.

COUNTY OF NEW YORK

)

)

I, Christopher Olenik, a notary public in and for the said County, in the State of New York, do hereby certify that Francis X. Gifford personally known to me to be the same person whose name was subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed, sealed and delivered the said instrument as authorized signatory of LEHMAN BROTHERS HOLDINGS INC. D/B/A LEHMAN CAPITAL, A DIVISION OF LEHMAN BROTHERS HOLDINGS INC., a Delaware corporation, free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal, this 23 day of October, 1996.

Christopher Olenik  
Notary Public

Commission expires \_\_\_\_\_

CHRISTOPHER OLENIK  
Notary Public, State of New York  
No. 61015064248  
Qualified in New York County  
Commission Expires Sept. 9, 1999

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## EXHIBIT A

PROPERTY #: 13  
ADDRESS: 5990 West Touhy Avenue, Niles, Illinois  
COUNTY: Cook County  
RECORD OWNER: CenterPoint Properties Corporation  
(Description of Land)

ALL of that certain lot, piece or parcel of land, with the buildings and improvements thereon, situate, lying and being:

### PARCEL 5:

LOT 12 (EXCEPT THAT PART LYING EASTERLY OF THE WESTERLY LINE OF LEHIGH AVENUE, BEING A LINE 60 FEET WESTERLY OF AND PARALLEL WITH THE WESTERLY RIGHT OF WAY LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD) AND LOT 13 (EXCEPT THAT PART THEREOF LYING SOUTH OF THE NORTH LINE OF THE SOUTH 340 FEET THEREOF AND EAST OF A LINE 35 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 12) ALL IN CHARLES MC DONNELL'S SUBDIVISION OF THE SOUTH EAST 1/4 OF FRACTIONAL SECTION 29, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, AND ALSO EXCEPT THAT PART OF SAID LOTS 12 AND 13 BOUNDED AND DESCRIBED AS FOLLOWS: COMMENCING AT A POINT IN THE EAST LINE OF SAID LOT 13 WHICH IS 340 FEET NORTH OF THE SOUTH EAST CORNER OF SAID LOT 13; THENCE RUNNING SOUTH 89 DEGREES 11 MINUTES 45 SECONDS WEST ON THE NORTH LINE OF SAID SOUTH 340 FEET OF LOT 13 A DISTANCE OF 254.65 FEET; THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID LOT 13, A DISTANCE OF 499.37 FEET; THENCE SOUTH 90 DEGREES EAST 228.89 FEET TO A POINT OF INTERSECTION WITH

THE WESTERLY LINE OF SAID LEHIGH AVENUE; THENCE SOUTH 22 DEGREES 07 MINUTES 30 SECONDS EAST ON SAID WESTERLY LINE 68.33 FEET TO ITS POINT OF INTERSECTION WITH THE EAST LINE OF SAID LOT 13; THENCE SOUTH ON SAID EAST LINE 432.50 FEET TO THE PLACE OF BEGINNING, IN COOK COUNTY, ILLINOIS

EASEMENTS APPURTENANT TO AND FOR THE BENEFIT OF PARCEL 5 AS SET FORTH IN DECLARATION DATED MAY 30, 1978 AND RECORDED JUNE 7, 1978 AS DOCUMENT NUMBER 24480801, AND AS CREATED BY DEED FROM THOMAS INTERNATIONAL CORPORATION TO THOMAS SCHROEDER DATED JUNE 9, 1978 AND RECORDED JUNE 12, 1978 AS DOCUMENT NUMBER 24486750, FOR INGRESS AND EGRESS OVER AND UPON A STRIP OF LAND 24 FEET IN WIDTH LYING 12 FEET ON EITHER SIDE OF THE FOLLOWING DESCRIBED CENTER LINE AND SAID STRIP OF LAND BEING A PART OF LOT 12 (EXCEPT THAT PART THEREOF LYING EASTERLY OF THE WESTERLY LINE OF LEHIGH AVENUE, BEING A LINE 60 FEET WESTERLY OF AND PARALLEL WITH THE WESTERLY RIGHT OF WAY LINE OF THE CHICAGO, MILWAUKEE, ST. PAUL AND PACIFIC RAILROAD) AND THAT PART OF LOT 13 (EXCEPT THAT PART THEREOF LYING SOUTH OF THE NORTH LINE OF THE SOUTH 340 FEET THEREOF AND EAST OF A LINE 35 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID LOT 12) ALL IN CHARLES MC DONNELL'S SUBDIVISION OF THE SOUTH EAST 1/4 OF FRACTIONAL SECTION 29, TOWNSHIP 41 NORTH, RANGE 13 EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS: COMMENCING AT A POINT IN THE EAST LINE OF SAID LOT 13 WHICH IS 340 FEET NORTH OF THE SOUTH EAST CORNER OF SAID LOT 13; THENCE RUNNING SOUTH 89 DEGREES 11 MINUTES 45 SECONDS WEST ON THE NORTH LINE OF SAID SOUTH 340 FEET OF LOT 13 A DISTANCE OF 254.65 FEET TO A POINT OF BEGINNING OF THE CENTER LINE OF SAID 24 FOOT STRIP OF LAND, TO WIT: THENCE NORTH PARALLEL WITH THE EAST LINE OF SAID LOT 13 A DISTANCE OF 499.37 FEET; THENCE SOUTH 90 DEGREES EAST 228.89 FEET TO A POINT OF INTERSECTION WITH THE WESTERLY LINE OF SAID LEHIGH AVENUE, SAID POINT BEING THE TERMINATION OF SAID CENTER LINE OF SAID 24 FOOT STRIP OF LAND AND SAID POINT BEING NORTH 22 DEGREES 07 MINUTES 30 SECONDS WEST 68.33 FEET FROM THE POINT OF INTERSECTION OF SAID WESTERLY LINE OF LEHIGH AVENUE WITH THE EAST LINE OF SAID LOT 13 (EXCEPT THAT PART FALLING IN PARCEL 1) IN COOK COUNTY, ILLINOIS

PIN # 10-29-402-032

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