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2084

## ASSIGNMENT OF MORTGAGE OR DEED OF TRUST

When recorded, return to:

RTC Commercial Assets Trust 1995-NP3-1  
c/o Trotter Kent, Inc.  
6707 Democracy Boulevard, Suite 306  
Bethesda, Maryland 20817

*Handwritten signature*

96325266

Control #: 50048  
Loan #: 11520943  
Fin #: 1303  
RTC ID #: 1995-NP3-1

DEPT-01 RECORDING 433.50  
T#0014 TRAN 4425 05/01/96 08:35:00  
#7508 JW \*-96-325266  
COOK COUNTY RECORDER

RESOLUTION TRUST CORPORATION, acting solely in its capacity as Receiver for Transohio Savings Bank and as Receiver for Transohio Federal Savings Bank, having an address at 801 17th Street, N.W., Washington, D.C. 20434 ("Assignor"), for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, hereby absolutely sells, transfers, assigns, delivers, sets-over and conveys to RTC COMMERCIAL ASSETS TRUST 1995-NP3-1, with an address in care of Wilmington Trust Company, Rodney Square North, 1100 N. Market Street, Wilmington, Delaware, 19890, ("Assignee"), without recourse to Assignor and without representation or warranty by Assignor, express or implied:

The loan evidenced by the Promissory Note identified on **Exhibit A** attached hereto (the "Note") and secured by those certain parcels of real property legally described on **Exhibit C** attached hereto (the "Mortgage Loan"), including only (i) any and all liens, financing statements, guarantees, documents, deeds of trust or mortgages and security interests securing the payment of the Mortgage Loans, including without limitation, the beneficial interest under the deeds of trusts or mortgages, and any other documents recorded in the real property records of the jurisdiction in which the real property securing such Mortgage Loan is located (to which records reference is made for all purposes), as such documents are more particularly described and referenced on **Exhibit B** attached hereto (collectively, the "Deeds of Trust or Mortgages"); and (ii) Assignor's transferable right, title and interest in any and all other documents, agreements, instruments, financing statements and mortgagee policies of title insurance relating to the Mortgage Loan (collectively, the "Assigned Property").

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This Mortgage Assignment also shall acknowledge the assignment, transfer and conveyance to Resolution Trust Corporation, in its capacity as Receiver for Transohio Federal Savings Bank of all right, title and interest of Resolution Trust Corporation, in its capacity as Receiver for Transohio Savings Bank of all right, title and interest in and to the Mortgage Loan and the Assigned Property described above, including, without limitation, the mortgage or deed of trust and promissory note(s).

TO HAVE AND TO HOLD the Mortgage Loans and Assigned Property, together with all and singular rights and privileges to any extent belonging unto Assignee, its successors and assigns, forever.

Dated: October 26, 1995

RESOLUTION TRUST CORPORATION, ACTING SOLELY IN ITS CAPACITY AS RECEIVER FOR Transohio Savings Bank AND AS RECEIVER FOR Transohio Federal Savings Bank

Witness/Attest:

Nicholas W. Isaac

By *Dawn H. Wilkinson*

Name: Dawn H. Wilkinson

Title: Attorney-in-Fact

STATE OF NEW YORK )

COUNTY OF NEW YORK )

On this 26 day of October, 1995, before me the undersigned, a Notary Public in and for said State, personally appeared Dawn A. Wilkinson, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS MY HAND AND OFFICIAL SEAL.

Patricia A. Gilman

Notary Public in and for said County [SEAL]

PATRICIA A. GILMAN  
Notary Public, State of New York  
No. 31-4895469  
Qualified in New York County  
Commission Expires June 8, 1997

Prepared by: RCG, Inc., 505 San Marin Dr., #110, Novato, CA 94945

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EXHIBIT A

Note

Secured by: Interest in a lease  
Note Dated: 4/18/90  
Original Principal Amount: \$903,962.61  
Maker: James F. Graves  
Payable to: First Illinois Bank of Evanston, N.A., as endorsed.

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## EXHIBIT B

### Documents Securing Mortgage Loan

Secured by : Ground Lease  
Dated : 8/27/87  
Recorded : as Instr. No. 87488037  
in the real property records of Cook county, IL  
From : American National Bank and Trust Company of Chicago, Trustee  
under Trust 102836-04  
To : \*Please See Attached

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EXHIBIT B

Documents Securing Mortgage Loan

American National Bank and Trust Company of Chicago, Trustee under Trust 13175-01 (T103175-01, as successor-in-interest to American National Bank and Trust Company of Chicago, Trustee under Trust 46602) and Standard Bank and Trust Company, Trustee under Trust 5186 (T5186).

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EXHIBIT C

Legal Descriptions

[ attached ]

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PARCEL 1:

LOTS 3 TO 6 BOTH INCLUSIVE, IN RICHARD T. HAINES' SUBDIVISION OF LOTS 1 TO 5 IN BLOCK 10 OF FORT DEARBORN ADDITION TO CHICAGO IN SECTION 10, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS, INCLUDING THE BUILDING AND IMPROVEMENTS LOCATED THEREON.

PARCEL 2:

LEASEHOLD ESTATE CREATED IN AND BY THAT CERTAIN INDENTURE OF LEASE EXECUTED BY LUCY J. ATWATER, AS LESSOR, TO CHAUNCY REEF, AS LESSEE, DATED JANUARY 31, 1912, AND RECORDED APRIL 16, 1912 AS DOCUMENT 4947021 AS AMENDED BY THREE SUPPLEMENTAL LEASES OR AGREEMENTS BETWEEN THE SAME PARTIES, THE FIRST DATED JUNE 30, 1914, AND RECORDED JULY 19, 1916 AS DOCUMENT 5913464, THE SECOND DATED JUNE 30, 1922 AND RECORDED JULY 19, 1922 AS DOCUMENT 7580239 AND THE THIRD DATED MARCH 1, 1926, AND RECORDED JUNE 16, 1926 AS DOCUMENT 9310235 AND AS FURTHER AMENDED BY AGREEMENT DATED JANUARY 25, 1961, AND RECORDED FEBRUARY 7, 1961 AS DOCUMENT 18079865 DEMISING THE LAND AND LEASING FOR A TERM OF 198 YEARS COMMENCING FEBRUARY 1, 1912 AND ENDING JANUARY 31, 2110, THE FOLLOWING DESCRIBED LAND:

LOTS 1 AND 2 IN RICHARD T. HAINES SUBDIVISION AFORESAID, ALL IN COOK COUNTY, ILLINOIS, INCLUDING THE BUILDING AND IMPROVEMENTS LOCATED THEREON.

Common Address: 135 North Mahan Ave. Chicago, Illinois 60601

Permanent Index Numbers: 17-10-306-001 and 17-10-306-002

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