



When recorded, return @ Haunes and Boone, L.L.P.

Prepared (with advice of Illinois counsel) by: Walter D. Miller, Esq. Haynes and Boone, L.L.P. 901 Main Street, Suite 3100 Dallas, Texas 75202 3789

For the protection of the owner, this Release shall be filed with the Recorder of Deeds or the Registrar of Titles in whose office the mortgage or deed of trust was filed.

99411463

4701/0162 04 001 Page 1 of 1999-04-29 11:27:25 Cook County Recorder 31.50

RELEASE OF LIENS AND SECURITY INTERESTS

STATE OF ILLINOIS

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KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF COOK

This RELEASE OF LIENS AND SECURITY INTERESTS (this "Release") is executed as of the 2365 day of November, 1998 (the "Effective Date") by CREDIT SUISSE FIRST BOSTON MORTGAGE CAPITAL LLC, a Delaware limited liability company, having an office at 11 Madison Avenue, New York, New York 10010, Attention: Edmund Taylor ("Mortgagee").

RECITALS:

WHEREAS, that certain Loan Agreement dated as of May 19, 1997 (such Loan Agreement, together with any and all modifications, restatements, extensions, renewals and replacements thereof, being hereinafter referred to as the "Agreement") was executed by WHCLI REAL ESTATE LIMITED PARTNERSHIP, a Delaware limited partnership, having an office at c/o Goldman, Sachs & Co., 100 Crescent Court, 100 Crescent Court, Suite 1000, Dallas, Texas 75201 ("Borrower"), and Mortgagee, as Lender, pursuant to which Mortgagee made a loan to

Chestnut Galleria, Chicago, Illinois--Release of Liens and Security Interests Na4-25753-14 d-584189.1 NHC

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Borrower in the original principal amount of \$80,216,379.00 (the "Loan") as evidenced by that certain Promissory Note (such Promissory Note, together with any and all renewals, modifications, consolidations and extensions thereof, being hereinafter referred to as the "Note") dated of even date with the Agreement.

WHEREAS, the Loan and the Note are secured and evidenced, among other things, by:

- (i) that certain MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT dated as of May 19, 1997, from Borrower to Mortgagee, recorded as document number 97-524,483 in the Real Property Records of Cook County, Illinois, and covering that certain real and personal property more particularly described therein (the "Property"), said real property also being described on Exhibit A attached hereto;
- (ii) that certain ASSIGNMENT OF LEASES AND RENTS dated as of May 19, 1997, recorded as document number 97-524,484 in the Real Property Records of Cook County, Illinois;
- (iii) that certain UCC Financing Statement filed on June 3, 1997, as document number 97-391,021 in the Real Property Records of Cook County, Illinois; and
- (iv) any and all UCC illings with respect to the Security Documents (hereinafter defined).

The documents described in subsections (i) through (iv) above are hereinafter collectively referred to as the "Security Documents."

WHEREAS, the indebtedness arising under the Agreement and evidenced by the Security Documents has been satisfied in full, and Mortgagee desires to execute this Release for purposes of releasing the Property from the liens, security interests, and other rights arising under the Security Documents.

RELEASE:

NOW THEREFORE, for good and valuable consideration, the receipt and legal sufficiency of which are acknowledged, Mortgagee hereby RELEASES AND FOREVER DISCHARGES the Property from any and all liens, security interests, titles, assignments, and other rights covering the Property and arising pursuant to or otherwise evidenced by the Security Documents and any other documents securing the Loan, and hereby FECONVEYS, REASSIGNS, TRANSFERS AND DELIVERS to Borrower the Property, and any and all other rights, titles, and interests heretofore assigned and transferred unto Mortgagee pursuant to the Security Documents and, to the extent relating to the Property, pursuant to any other documents securing the Loan. Mortgagee further acknowledges and agrees that the Security Documents are hereby terminated, null and void, and of no further force or effect.

This Release shall be binding upon Mortgagee and Mortgagee's successors and assigns and shall inure to the benefit of Borrower and Borrower's successors and assigns, and any present or future owner of any interest in the Property.

99411463

IN WITNESS WHEREOF, Grantor has signed and sealed this deed, the day and year first above written.

> CREDIT SUISSE FIRST BOSTON MORTGAGE CAPITAL LLC, a Delaware limited liability

Signed, sealed, and delivered in the presence of:

Witness

Signed, sealed, and delivered in the presence of:

Witness

By: PACIFIC LIFE INSURANCE COMPANY, a California corporation, in its capacity as Servicer, its attorney-in-fact

> Bv: Name: Vice President VICE Title:

Name Title: **Assistant Secretary**

BANKERS TRUST COMPANY, as custodian under that certain Servicing and Custodial Agreement, dated as of June 29, 1998, by and among Credit Sussa First Boston Structured Loan Participations. Series 1998-P1 Corporation and Bankers Trust Company, among others

PACY/IC LIFE INSURANCE COMPANY, By: a California corporation, in its capacity as Servicer, its attorney-in ract

> By:_ Name:

> Title;

C.S. DILLION Vice President VICE PRESIDENT

Name:

Title:

Assistant Secretary

Janine C. Stallings **Assistant Secretary**

| STATE OF _ California | § | 99411463 |
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| COUNTY OFOrange | 99 | 33411100 |
| Before me, a Notary Public, or President of Pacific Life Insurance Com CREDIT SUISSE FIRST BOSTON Me company, known to me to be the persor instrument, and acknowledging to me consideration therein stated, and as the | npany, in its capacity IORTGAGE CAPITA In and officer whose re e that he executed | L LLC, a Delaware limited liability name is subscribed to the foregoing the same for the purposes and |
| Given under my hand and seal | of office this 23rd o | lay of November, 1998. |
| | 4 | |
| | Notary Public Si | gnature |
| (PERSONALIZED SEAL) | | DWAINE ZEE ZANDERS Commission # 1171203 |
| STATE OF California | § NAVA | Notary Public - California Corange County |
| COUNTY OF Orange | | My Comm. Expires Jon 26, 2002 |
| Before me, a Notary Public, on the Secretary of Pacific Life Insurance Company CREDIT SUISSE FIRST BOSTON MC company, known to me to be the person instrument, and acknowledging to me consideration therein stated, and as the | npany, in its capacity ORTGAGE CAPITAL In and officer whose in the executed. | as Servicer, the attorney-in-fact for LLC, a Delaware limited liability ame is subscribed to the foregoing the same for the purposes and |
| Given under my hand and seal of | of office this 23rd d | ay of November, 1998. |
| | | |
| | Notary Public Sign | |
| (PERSONALIZED SEAL) | Notary Public Si | DWAINE THE ZANDERS |
| \. = | | Commission # 1171703 · E |

Before me, a Notary Public, on this day personally appeared <u>C. S. Dillion</u>, Vice President of Pacific Life Insurance Company, in its capacity as Servicer, the attorney-in-fact for BANKERS TRUST COMPANY, as custodian, known to me to be the person and officer whose

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STATE OF California

COUNTY OF _

Orange

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EBONAS ESTÉMIANO Contribution # 1121962 Hotory Public - Costants Crango County William St. Till

name is subscribed to the foregoing instrument, and acknowledging to me that he executed the same for the purposes and consideration therein stated, and as the act and deed of said limited liability company.

| Given under my hand and se | eal of office this $\frac{23\text{rd}}{}$ day of November, 1998. |
|--|---|
| | Notary Public Signature |
| (PERSONALIZED SEAL) | DWAINE ZEE ZANDERS |
| STATE OF | Commission # 1171203 Notary Public - California Orange County My Comm. Expires Jan 26, 2002 |
| COUNTY OF Grange | • |
| Secretary of Pacific Life Insurance C BANKERS TRUST COMPANY, as a name is subscribed to the foregoing same for the purposes and considera liability company. | Janine C. Stallings, Assistant Company, in its capacity as Servicer, the attorney-in-fact for custodian, known to me to be the person and officer whose instrument, and acknowledging to me that he executed the atom therein stated, and as the act and deed of said limited |
| Given under my hand and se | eal of office this 23rd day of November, 1998. |
| | Notary Public Signature |
| (PERSONALIZED SEAL) | |
| Exhibit A The Land | DWAINE ZEE ZANDERS Commission # 1171203 Notary Public - California Orange County My Comm. Expires Jan 24, 2002 |

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TICOR TITLE INSURANCE COMPANY 99411463

ORDER NUMBER: 2000 000444459 STO STREET ADDRESS: 1-19 E. CHESTNUT

CITY: CHICAGO COUNTY: COOK COUNTY

TAX NUMBER: 17-03-223-001-0000, 17-03-223-006, 007, 008

LEGAL DESCRIPTION:

PARCEL 1:

THE NORTH 43 FFET OF LOT 2 IN THE SUBDIVISION OF BLOCK 18 IN CANAL TRUSTEES' SUBDIVISION IN T'E SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIFD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

LOTS 1 AND 2 (AND BEING SPECIFICALLY INCLUSIVE OF THE 14 FOOT WIDE PRIVATE ALLEY OVER THE SOUTH 14 FEET THEREOF, IN LARSON'S SUBDIVISION OF LOT 1 IN THE SUBDIVISION OF BLOCK 18 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 3:

SUB-LOT 4 (AND BEING SPECIFICALLY INCLUSIVE OF (A) THE 14 FOOT WIDE PRIVATE ALLEY OVER THE SOUTH 14 FEET THEREOF AND (B) THE WEST 1/2 OF THE 10 FOOT WIDE PRIVATE ALLEY WHICH IS OVER THE EAST 5 FEET THEREOF AND THE 5 FEET NEXT EAST AND ADJOINING AND (C) THAT PART OF SAID PRIVATE ALLEY LYING NORTHWESTERLY OF THE INTERSECTION OF SAID (A) AND (B)) OF LOT 1 IN BLOCK 10 IN CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, 11/1/10/15.

PARCEL 4:

LOT 3 (AND BEING SPECIFICALLY INCLUSIVE OF THE 14 FOOT WIDE PRIVATE ACLEY OVER THE SOUTH 14 FEET THEREOF) IN THE SUBDIVISION OF LOT 1 IN BLOCK 18 IN THE CANAL TRUSTEES' SUBDIVISION OF THE SOUTH FRACTIONAL 1/4 OF SECTION 3, TOWNSHIP 39 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.