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1999-05-19 14:16:24

Cook County Recorder

27.50



RCG#:269.1- MTG YP

LaSalle #: RX06 /RX06 LEHMAN Issuer/Pool: 1011/285 LEH98C4

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

(Assignor)

and

LaSalle National Bank, as trustee for the registered holders of LB Commercial Mortgage Trust, Commercial Mortgage Pass-Through Certificates, Series 1998-C4

(Assignee)

#### ASSIGNMENT OF MORTO AGE AND SECURITY AGREEMENT

DATED:

PROPERTY LOCATION:

3350 IND. AVENUE

COUNTY & STATE:

COOK, JL

**NEW YORK SECTION:** 

BLOCK:

LOT:

PIN # (If Required):

02-23-403-002-0000

PREPARED BY AND RECORD AND RETURN TO:

S. Richardson, RCG, Inc. 505 San Marin Drive, #110A Novato, California 94945 415-898-7200

Attn: LEH98C4 LASALLE 101'1/285 LEHMAN





## **UNOFFICIAL COPY**

#### ASSIGNMENT OF MORTGAGE AND SECURITY AGREEMENT

For Value Received, LEHMAN BROTHERS HOLDINGS INC., D/B/A LEHMAN CAPITAL, A DIVISION OF LEHMAN BROTHERS HOLDINGS INC., a Delaware corporation, the undersigned holder of a(n) MORTGAGE AND SECURITY AGREEMENT (herein "Assignor") whose address is Three World Financial Center, 200 Vesey Street New York NY 10285, does hereby grant, sell, assign, transfer and convey, without recourse unto LaSalle National Bank, as trustee for the registered holders of LB Commercial Mortgage Trust, Commercial Mortgage Pass-Through Certificates, Series 1998-C4 (herein Assignee") whose address is 135 S. LaSalle St., 16th Flr., Attn. Mtg Custody Chicago IL 60674, the mortgage loan documents identified below, hereto (the "Asset"), together with the promissory note(s), related thereto together with all amendments, supplements and modifications thereto ("collectively, the "Loan Documents and Collateral"), recorded in the real estate records of Cook County/jurisdiction, in the Commonwealth or State of IL, described as follows:

#### MORTGAGE AND SECURITY AGREEMENT

Borrower Name(s):

SUNRISE AVENUE, L.P., an Illinois limited partnership

Original Lender:

LEH MAN BROTHERS HOLDINGS INC., D/B/A LEHMAN

CAPITAL A DIVISION OF LEHMAN BROTHERS HOLDINGS

INC., a Delayage corporation

Trustee (if DOT):

Date of Document:

9/16/98

Date of Recording:

9/24/98

Book/Volume:

Instr/Ref:

98855983

Other #:

Township/Borough:

Page No. See attached Exhibit 'A' for legal description, herein incorporated.

Subject to the right and equity of redemption, if any there be of said mortgag or and their heirs and assigns in the same.

In the event the property securing this loan is in the state of New York, this Assignment is not subject to the requirements of Section 275 or Section 255 of the Real Property Law because it is an assignment within the secondary mortgage market. The Assignee is not acting as a nominee of the mortgagor and the Mortgage continues to secure a bona fide obligation.

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TO HAVE AND TO HOLD the same unto Assignee, its successors and assigns, forever, subject only to the terms and conditions of the above-described MORTGAGE AND SECURITY AGREEMENT.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed and delivered, effective the 30th day of March, 1999

**ASSIGNOR:** 

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

By Mary Anne Ashmore

Title: V ce President

STATE OF \_\_\_\_\_\_ }
COUNTY OF \_\_\_\_\_\_ }
ss

On the day of MRCH 199, before me, personally came Mary Anne Ashmore, personally known to me, to be the person whose name is subscribed to the within instrument, who being by me duly sworn, did depose and say that he/she resides at Three World Financial Center, 200 Vesey Street New York NY 10285, and that he/she is the Vice President of LEHMAN BROTHERS HOLDINGS INC., D/B/A LEHMAN CAPITAL, A DIVISION OF LEHMAN BROTHERS HOLDINGS INC., a Delaware corporation and who 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 on behalf of which the person acted, executed the instrument.

Witness my hand and official seal.

Notary Public: [notary seal]

My Commission Expires: 4-4-200

I hereby certify that the address of the within named assignee is

I hereby certify that the address of the within named assignee is 135 S. LaSalle St., 16th Flr., Attn. Mtg Custody Chicago IL 60674

By: Christine Brehm

"OFFICIAL SEAL"
Christine Boehm
Notary Public, State of Illinois
Cook County, Illinois
My Commission Expires April 4, 2001

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PARCEL 1:

THAT PART OF THE SOUTH WEST QUARTER OF SECTION 24, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION 23; THENCE NORTHWARD ALONG THE EAST LINE OF SAID SECTION 23, NORTH 00 DEGREES 10 MINUTES 05 SECONDS EAST, A DISTANCE OF 61.41 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 86 DEGREES 30 MINUTES 27 SECONDS WEST, A DISTANCE OF 563.82 FEET TO A POINT ON THE SOUTHEASTERLY LINE OF ILLINOIS ROUTE NUMBER 53; THENCE NORTHEASTERLY ALONG THE SAID SOUTHEASTERLY LINE, BEING A CURVED LINE CONVEXED TO THE NORTHWEST, OF 5862.50 FEET IN RADIUS HAVING A CHORD LENGTH OF 852.91 FEET ON A BEARING OF NORTH 41 DEGREES 26 MINUTES 40 SECONDS EAST, FOR AN ARC LENGTH OF 853.67 FEET TO A POINT ON THE SAID EAST LINE OF SECTION 23; THENCE SOUTHWARD ALONG THE SAID EAST LINE, SOUTH 00 DEGREES 10 MINUTES 05 SECONDS WEST, A DISTANCE OF 605.00 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.

PARCEL 2:

NON-EXCLUSIVE, PERTETUAL EASEMENT FOR INGRESS AND EGRESS APPURTENANT TO AND FOR THE BENEFIT OF PARCET 1 AS CREATED BY ROADWAY EASEMENT AGREEMENT DATED 12/29/78 AND RECORDED 1/2/79 AS DOCUMENT NUMBER 24785935 MADE BY AND BETWEEN ILLINOIS STATE BANK OF CHICAGO TRUSTEE UNDER TRUST AGREEMENT DATED 10/31/1963 AND KNOWN AS TRUST # 159 AND TRUSTEE UNDER TRUST AGREEMENT DATED 11/29/1978 AND KNOWN AS TRUST # 45276, OVER AND ACROSS THE FOLLOWING DESCRIBED LAND: THAT PART OF THE EAST 1/4 OF THE NORTH EAST 1/4 OF SECTION 26, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINC PAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF EAST QUARTER OF THE MORTHEAST 1/4 OF SAID SECTION 26, 2511.21 FEET NORTH OF THE SOUTHWEST CORNER OF SAID EAST QUARTER, SAID POINT BEING THE POINT OF INTERSECTION OF SAID WEST LINE WITH THE SOUTHEASTERLY LINE OF ILLINOIS ROUTE NO. 53: THENCE NORTH 45 DEGREES 52 MINUTES 23 SECONDS EAST, A DISTANCE OF 127.61 FEET; THENCE EAST ALONG A LINE 37 FEET SOUTH OF AND PARALLEL TO THE NORTH LINE OF THE EAST QUARTER OF THE NORTHEAST 1/4 OF SAID SECTION 26 TO THE EAST LINE OF SAID SECTION 26, THENCE NORTH ALONG SAID EAST LINE TO THE NORTHEAST CORNER OF SAID SECTION 26; THENCE WEST ALONG THE NORTH LINE OF SAID SECTION 26, 577.73 FEET TO THE POINT OF INTERSECTION OF SAID NORTH LINE WITH THE SOUTHEASTERLY LINE OF ILLINOIS ROUTE NO. 53: THENCE SOUTHWESTERLY ALONG THE SOUTHEASTERLY LINE OF ILLINOIS ROUTE NO. 53 TO THE POINT OF BEGINNING,

THAT PART OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SECTION 23, TOWNSHIP 42 NORTH, RANGE 10 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLIOIS: BEGINNING AT THE SOUTHEAST CORNER OF THE EAST 1/2 OF THE SOUTHEAST 1/4 OF SAID SECTION 23; THENCE WEST ALONG THE SOUTH LINE OF SAID SECTION 23, 577 73 FEET TO THE SOUTHEASTERLY LINE OF ILLINOIS ROUTE NO. 53; THENCE NORTHEASTERLY ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 5862.50 FEET; SAID CURVE BEING THE

SOUTHEASTERLY LINE OF ILLINOIS ROUTE NO. 53, FOR A DISTANCE OF 25.00 FEET; THENCE NORTHEASTERLY TO A POINT IN THE EAST LINE OF THE SOUTHEAST 1/4 OF SAID SECTION 23, SAID POINT BEING 61.41 FEET NORTH OF THE SOUTHEAST CORNER OF SAID SECTION 23; THENCE SOUTH ALONG SAID EAST LINE, 61.41 FEET TO THE POINT OF BEGINNING, ALL IN COOK COUNTY, ILLINOIS.