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6300/0062 63 001 Page 1 of 5  
1999-07-13 09:24:34  
Cook County Recorder 29.00



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## ASSIGNMENT OF DEED OF TRUST, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT

Loan No. 3212483

THIS ASSIGNMENT, is made this 16<sup>th</sup> day of November, 1998, by John Hancock Real Estate Finance, Inc., a Delaware corporation ("Assignor"), having its principal place of business at John Hancock Place, T-53, 200 Clarendon Street, Boston, Massachusetts 02116, to and in favor of John Hancock Mutual Life Insurance Company, a Massachusetts corporation ("Assignee"), having an address at John Hancock Place, T-52, 200 Clarendon Street, Boston, Massachusetts 02116.

For good and sufficient consideration, the receipt and sufficiency of which are hereby acknowledged, Assignor hereby sells, assigns, transfers, and endorses to Assignee, its successors and assigns, without recourse, all its right, title and interest in and to that certain Mortgage, Assignment of Leases and Rents and Security Agreement from TORRENCE PROPERTIES, LLC, an Illinois limited liability company ("Borrower"), in favor of Assignor, dated as of October 19, 1998, recorded October 19, 1998 in the Recorder's Office, County of Cook, State of Illinois, as Document No. 98965570, and securing a Mortgage Note, dated October 19, 1998, from Borrower in favor of Assignor, in the principal amount of \$3,035,000.00, which Mortgage, Assignment of Leases and Rents and Security Agreement encumbers that certain real property situated in the City of Calumet City, County of Cook, State of Illinois, and described in Exhibit A hereto.

TO HAVE AND TO HOLD the Mortgage, Security Agreement and Assignment of Leases and Rents unto Assignee and to the successors and assigns of Assignee forever.

IN WITNESS WHEREOF, Assignor has caused this Assignment to be executed in its name by its duly authorized officer as of the date first above written.

(SIGNATURES ON FOLLOWING PAGE)

BOX 333-CT1

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FACILITY, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWER, STORM SEWER, ELECTRICAL, GAS AND WATER, WITH THE RIGHT OF INGRESS AND EGRESS.

PARCEL 5: TEN FOOT PERPETUAL EASEMENT OVER, UNDER AND THROUGH THE LAND DESIGNATED AS "NORTH EASEMENT", AS SHOWN ON AND AS CREATED BY EXHIBIT "A" TO AGREEMENT DATED DECEMBER 11, 1972 AND RECORDED DECEMBER 20, 1972 AS DOCUMENT 22163510 IN COOK COUNTY, ILLINOIS, SAID EXHIBIT BEING A PLAT OF SURVEY OF THE FOLLOWING DESCRIBED LAND:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 36 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD AND EAST OF THE SUBDIVISION FOR THE CHILDREN OF ADAM OOMS, IN COOK COUNTY, ILLINOIS;

FOR THE BENEFIT OF PARCEL 1, FOR THE PURPOSE OF LAYING, INSTALLING, CONSTRUCTING, OPERATING, USING, REPAIRING, MAINTAINING, REPLACING, RENEWING AND REMOVING ANY UNDERGROUND UTILITY OR FACILITY, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWER, STORM SEWER, ELECTRICAL, GAS AND WATER, WITH THE RIGHT OF INGRESS AND EGRESS.

PARCEL 6: TEN FOOT PERPETUAL EASEMENT OVER, UNDER AND THROUGH THE LAND DESIGNATED AS "NORTH-SOUTH EASEMENT", AS SHOWN ON AND AS CREATED BY EXHIBIT "A" TO AGREEMENT DATED DECEMBER 11, 1972 AND RECORDED DECEMBER 20, 1972 AS DOCUMENT 22163510 IN COOK COUNTY, ILLINOIS, SAID EXHIBIT BEING A PLAT OF SURVEY OF THE FOLLOWING DESCRIBED LAND:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 36, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD AND EAST OF THE SUBDIVISION FOR THE CHILDREN OF ADAM OOMS, IN COOK COUNTY, ILLINOIS;

FOR THE BENEFIT OF PARCEL 1, FOR THE PURPOSE OF LAYING, INSTALLING, CONSTRUCTING, OPERATING, USING, REPAIRING, MAINTAINING, REPLACING, RENEWING AND REMOVING ANY UNDERGROUND UTILITY OR FACILITY, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWER, STORM SEWER, ELECTRICAL, GAS AND WATER, WITH THE RIGHT OF INGRESS AND EGRESS.

PARCEL 7: TEN FOOT PERPETUAL EASEMENT OVER, UNDER AND THROUGH THE LAND DESIGNATED AS "EAST-WEST EASEMENT", AS SHOWN ON AND AS CREATED BY EXHIBIT "A" TO AGREEMENT DATED DECEMBER 11, 1972 AND RECORDED DECEMBER 20, 1972 AS DOCUMENT 22163510 IN COOK COUNTY, ILLINOIS, SAID EXHIBIT BEING A PLAT OF SURVEY OF THE FOLLOWING DESCRIBED LAND:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 36 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD AND EAST OF THE SUBDIVISION FOR THE CHILDREN OF ADAM OOMS, IN COOK COUNTY, ILLINOIS;

FOR THE BENEFIT OF PARCEL 1, FOR THE PURPOSES OF LAYING, INSTALLING, CONSTRUCTING, OPERATING, USING, REPAIRING, MAINTAINING, REPLACING, RENEWING AND REMOVING ANY UNDERGROUND UTILITY OR FACILITY, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWER, STORM SEWER, ELECTRICAL, GAS AND WATER, WITH THE RIGHT OF INGRESS AND EGRESS.

PARCEL 8: TEN FOOT PERPETUAL EASEMENT OVER, UNDER AND THROUGH THE LAND DESIGNATED AS "WEST EASEMENT", AS SHOWN ON AND AS CREATED BY EXHIBIT "A" TO AGREEMENT DATED DECEMBER 11, 1972 AND RECORDED DECEMBER 20, 1972 AS DOCUMENT 22163510 IN COOK COUNTY, ILLINOIS, SAID EXHIBIT BEING A PLAT OF SURVEY OF THE FOLLOWING DESCRIBED LAND:

THAT PART OF THE EAST HALF OF THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 36 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, LYING SOUTH OF THE PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD AND EAST OF THE SUBDIVISION FOR THE CHILDREN OF ADAM OOMS, IN COOK COUNTY, ILLINOIS;

FOR THE BENEFIT OF PARCEL 1, FOR THE PURPOSE OF LAYING, INSTALLING, CONSTRUCTING, OPERATING, USING, REPAIRING, MAINTAINING, REPLACING, RENEWING AND REMOVING ANY UNDERGROUND UTILITY OR FACILITY, INCLUDING, BUT NOT LIMITED TO, SANITARY SEWER, STORM SEWER, ELECTRICAL, GAS AND WATER, WITH THE RIGHT

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OF INGRESS AND EGRESS.

PARCEL 9: A NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY CROSS-PARKING AND ACCESS AGREEMENT DATED OCTOBER 11, 1994 AND RECORDED SEPTEMBER 25, 1998 AS DOCUMENT 98863583 FROM HOME DEPOT, U.S.A., INC., A DELAWARE CORPORATION TO AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO AS TRUSTEE UNDER A TRUST AGREEMENT DATED DECEMBER 5, 1973 AND KNOWN AS TRUST NO. 32490 FOR THE PURPOSE OF PARKING AND ACCESS OVER THE FOLLOWING DESCRIBED LAND:

THAT PART OF THE EAST 1/2 OF THE SOUTH EAST 1/4 OF SECTION 24, TOWNSHIP 36 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST LINE OF SAID SECTION 24, A DISTANCE OF 632.02 FEET NORTH OF THE SOUTH LINE OF SAID SECTION 24; THENCE NORTH 88 DEGREES 27 MINUTES 02 SECONDS WEST 768.52 FEET ON A LINE MAKING AN ANGLE FROM NORTH TO WEST 88 DEGREES 26 MINUTES 07 SECONDS WITH THE EAST LINE OF SAID SECTION 24 TO THE EAST LINE OF THE SUBDIVISION BY THE CHILDREN OF ADAM OOMS; THENCE NORTH 00 DEGREES 00 MINUTES 55 SECONDS WEST 976 FEET ALONG LAST SAID EAST LINE TO THE SOUTH RIGHT OF WAY LINE OF THE RAILROAD RIGHT OF WAY; THENCE SOUTH 137 DEGREES 49 MINUTES 15 SECONDS EAST 1,253.28 FEET ALONG LAST SAID SOUTH RIGHT OF WAY LINE TO THE EAST LINE OF SAID SECTION 24; THENCE SOUTH 00 DEGREES 00 MINUTES 55 SECONDS EAST 6.77 FEET TO THE POINT OF BEGINNING, IN COOK COUNTY, ILLINOIS.

AND

THAT PART OF THE 100 FOOT RIGHT OF WAY OF THE PENN CENTRAL RAILROAD (PITTSBURGH, CINCINNATI, CHICAGO AND ST. LOUIS RAILROAD) IN SECTION 24, TOWNSHIP 36 NORTH, RANGE 14 EAST OF THE THIRD PRINCIPAL MERIDIAN BOUNDED AND DESCRIBED AS FOLLOWS; BEGINNING AT THE POINT OF INTERSECTION OF A LINE 60.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 24 WITH THE SOUTHWESTERLY RIGHT OF WAY LINE OF SAID PENN CENTRAL RAILROAD, THENCE SOUTHEASTERLY ON SAID SOUTHWESTERLY RIGHT OF WAY LINE 5,746.09 FEET TO A LINE 50 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SECTION 24 AFORESAID; THENCE NORTH ON THE LAST DESCRIBED LINE 163.18 FEET TO THE NORTHEASTERLY RIGHT OF WAY LINE OF SAID PENN CENTRAL RAILROAD; THENCE NORTHWESTERLY ON SAID NORTHEASTERLY RIGHT OF WAY LINE 5,537.60 FEET TO A LINE 60 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE NORTHWEST 1/4 OF SAID SECTION 24; THENCE WESTERLY ON THE LAST DESCRIBED PARALLEL LINE 126.54 FEET TO THE POINT OF BEGINNING, (EXCEPTING THEREFROM THAT PART WHICH FALLS WITHIN LITTLE CALUMET RIVER, AND THAT PART LYING NORTHWESTERLY OF THE LITTLE CALUMET RIVER, AND ALSO EXCEPT THAT PART FALLING WITHIN TORRENCE AVENUE AS WIDENED) IN COOK COUNTY, ILLINOIS.

AFTER RECORDING, MAIL TO:

CHICAGO TITLE INSURANCE CO.  
ATTN: ZANE ZIELINSKI  
171 N. CLARK ST. - MLC: 04SP  
CHICAGO, IL 60601

98965571