

h

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2005 047343

2005 JUN -9 AM 9:33

MICHAEL A. BROWN
RECORDER

**ASSIGNMENT OF MORTGAGE,
ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT**

CIBC INC.

(Assignor)

to

Document is
NOT OFFICIAL!
(Assignee)
This Document is the property of
the Lake County Recorder!
County of Lake (the "County")
State of Indiana (the "State")

STOP

PREPARED BY, AND
WHEN RECORDED RETURN TO:
KC WILSON & ASSOCIATES
23232 PERALTA DR. STE. 218
LAGUNA HILLS, CA 92653
125 JPMC 04 CIBC10

RECORDER'S OFFICE
SEAL
INDIANA

*see Exhibit B for Assignee Name & Address

NY:908664.1

7295
T.H
18⁰⁰

**ASSIGNMENT OF MORTGAGE, ASSIGNMENT OF LEASES AND RENTS
AND SECURITY AGREEMENT**

CIBC INC., a Delaware corporation, whose address is 300 Madison Avenue, 8th Floor, Attn: Real Estate Finance Group, New York, New York 10017 ("Assignor"), as the holder of the instrument hereinafter described and for valuable consideration hereby endorses, assigns, sells, transfers and delivers to * _____,

whose address is * _____, a(n) _____, ("Assignee"), its successors, participants and assigns, all right, title and interest of Assignor in and to that certain MORTGAGE, ASSIGNMENT OF LEASES AND RENTS AND SECURITY AGREEMENT by **CLINE COMMONS LLC**, an Indiana limited liability company (the "Borrower"), dated as of September 29, 2004, and recorded on October 1, 2004 in the Real Estate Records of the County in ~~Book **~~, ~~Page~~ _____ securing the payment of a certain Promissory Note of even date therewith, in the original principal amount of FOUR MILLION TWO HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS (\$4,250,000.00) made by the Borrower, payable to the order of Assignor, and creating a first lien on the property described in Exhibit "A" attached hereto and by this reference made a part hereof.

**** INSTRUMENT # 2004 084980**

Together with any and all notes and obligations therein described, the debt and claims secured thereby and all sums of money due and to become due thereon, with interest provided for therein, and hereby irrevocably appoints Assignee hereunder its attorney to collect and receive such debt, and to foreclose, enforce and satisfy the foregoing the same as it might or could have done were these presents not executed, but at the cost and expense of Assignee.

Together with any and all other liens, privileges, security interests, rights, entitlements, equities, claims and demands as to which Assignor hereunder possesses or to which Assignor is otherwise entitled as additional security for the payment of the notes and other obligations described herein.

This Assignment shall be governed in all respects by the laws of the State and shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

** See Exhibit B for Assignee Name & Address*

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officer on this ~~as of~~ 16 day of November, 2004

CIBC INC., a Delaware corporation

By: [Signature]
Name: Todd Roth
Title: Authorized Signatory

State of New York)
County of New York) ss.:

On the 16th day of November in the year 2004 before me, the undersigned, personally appeared Todd Roth, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



EXHIBIT A

(Legal Description)

Lots 2, 3 and Outlot A in Cline Commons, an Addition to the Town of Schererville, Plat Book 93, page 40, Lake County, Indiana

Key No. 13-0124-0005-20

Property Address: 730-764 East Lincoln Highway
Schererville, Indiana 46375



Exhibit B

Loan number: 1252004CIBC10

Property: Cline Commons

Assignee Name: Wells Fargo Bank N.A., as Trustee for the registered holders of J.P. Morgan Chase Commercial Mortgage Securities Corp., Commercial Mortgage Pass-Through Certificates, Series 2004-CIBC10

Assignee Address: Wells Fargo Bank, N.A.
CMBS Certifications
751 Kasota Avenue
Suite MDC
Minneapolis, MN 55414

