

GINA PIMENTEL RECORDER STATE OF INDIANA LAKE COUNTY FILED FOR RECORD

2021-043301

8:40 AM 2021 Jun 21

MEMORANDUM OF ASSIGNMENT OF LEASE

Prepared by, and After recording return to:

ExchangeRight Real Estate, LLC Attn: Pateel Ashjian/Legal Department 1055 E. Colorado Blvd., Suite 310 Pasadena, California 91106

Permanent Identification Number: 45-07-32-478-001.000-026

Cross Reference Instrument Number 2016 069998 in the Office of the Register and Recorder in Lake County, Indiana.

Cross Reference Instrument Number 2017-059398 in the Office of the Register and Recorder in Lake County, Indiana.

This Memorandum of Assignment of Lease is dated as of June  $9\frac{4}{10}$ . 2021, by and between WIM FMB PORTFOLIO OWNER, LLC, a Delaware limited liability company, as seller, with an address of 3280 Peachtree Road NE, Suite 2770, Atlanta, Georgia 30305 ("Assignor") and EXCHANGERIGHT NET-LEASED PORTFOLIO 50 DST, a Delaware statutory trust, with an address of 1055 E. Colorado Blvd., Suite 310, Pasadena CA 91106 its successors and/or assigns ("Assignee") who acknowledge and agree as follows:

 Assignment. Assignor, as landlord, and First Midwest Bank, an Illinois State Chartered Banked, as tenant, are parties to that certain Absolute Lease Agreement dated September 27, 2016 (as may have been amended or assigned, the "Lease") for that certain real property (the "Premises"), which legal description is attached hereto and incorporated herein as Exhibit "A." commonly known as:

> First Midwest Bank 10322 Indianapolis Blvd. Highland, IN 46322

A Memorandum of Lease dated September 27, 2016, was recorded on October 19, 2016 as Instrument Number 2016 069998 in the Office of the Register and Recorder in Lake County, Indiana. An Assignment and Assumption of Leases dated August 11, 2017 and recorded September 1, 2017 as Instrument Number 2017-059398 in the Office of the Register and Recorder in Lake County, Indiana.

RETURN TO Chicago Title Closer: AJ

Closer: A.J File No. L MN 20123

Assignor has assigned the Lease to Assignee as more specifically set forth in that certain Assignment and Assumption of Leases (the "Assignment") effective on the date of the deed transferring ownership of the Premises to Assignee.

2. <u>Purpose of Memorandum of Assignment of Lease</u>. This Memorandum of Assignment of Lease is prepared for the purpose of recordation and does not modify the provisions of the Lease or the Assignment. The Lease and the Assignment are incorporated herein by reference. If there are any conflicts between the Lease or the Assignment and this Memorandum of Assignment of Lease, the provisions of the Lease or the Assignment, as the case may be, shall prevail.

[SIGNATURE PAGE FOLLOWS]

Property or lake County Recorder

ASSIGNOR:

WIM FMB PORTFOLIO OWNER, LLC,

a Delaware limited liability company

By: Name: Title: President

STATE OF Georgia COUNTY OF Fulton \_, 2021, William I. Markwell, III, a person who I hereby certify that, on June 1 was known to me or who provided satisfactory and credible evidence that he or she was the individual named in the foregoing instrument, appeared before me in person and acknowledged before me that (1) he or she held the title of President of WIM FMB PORTFOLIO OWNER, LLC, a Delaware limited liability company, (2) he or she executed and delivered the foregoing instrument on behalf of said corporation by proper authority, and (3) the execution and delivery of the foregoing instrument was the free and voluntary act of said corporation for the purposes stated in such instrument. Affix Notary Stamp/Seal Below: Notary Public Sandy Riley Print Name: [SEAL] Expiration Date of Commission: 10/28/2022 TARY PUBLIC-GEORGIA DEKALB COUNTY

N/A I affirm, under penalties for perjury, that I have taken reasonable gare to redact each Social

ty Comm. Expires 10/28/2022

Security number in this document, unless required by law.

License or Serial Number (if applicable):

### ASSIGNEE:

### EXCHANGERIGHT NET-LEASED PORTFOLIO 50 DST, a Delaware statutory trust

a Delaware statutory trust

By: ExchangeRight Asset Management, LLC, a California limited liability company

Its: Manager

By: ExchangeRight Real Estate, LLC,

a California limited liability company

Its: Sole Member

By:

Name: Warren Th Title: Manager

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness accuracy, or validity of that document.

State of California County of **Los Angeles** 

On June 3 2021 before me. S. Lee , Notary Public (here insert name and title of officer), personally appeared Warren Thomas . who signed the above referenced instrument in my presence and who proved to me on the basis of satisfactory evidence to be the persone whose names (Sare subscribed to the within instrument and acknowledged to me that Mesherthey executed the same in higher/their authorized capacity(ies), and that by Misher/their signature(s) on the instrument the persones of core detected the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature:

(Seal)



### Exhibit A

### Legal Description

#### First Midwest Bank 52

Lot 1 in Bank Calumet Addition, a Planned Unit Development in the Town of Highland, as per plat thereof, recorded in Plat Book 82, page 76, in the Office of the Recorder of Lake County, Indiana, EXCEPT that part deeded to the State of Iadiana for the Right of Way, recorded May 24, 2002 as Document No. 2002-048224.

And non-exclusive easements for service driveways, parking areas, drainage facilities and common utility facilities as created and established in that certain Covenants, conditions, restrictions and easements as set out in Bank Calumet Addition Declaration of Reciprocal Easements and Operating Covenants, recorded August 28, 1998 as Instrument No. 98067975. Modified by First Amendment to the Bank Calumet Addition Declaration of Reciprocal Easements and Operating Covenants, recorded January 5, 1999 as Instrument No. 9900203 and Second Amendment to the Bank Calumet Addition Declaration of Reciprocal Easements and Operating Covenants, recorded January 3, 1999 as Instrument No. 99093733 in the Office of the Recorder of Lake, Indiana.

Property Address: 10322 Indianapolis Blvd., Highland, IN