

THIS DOCUMENT PREPARED BY AND
AFTER RECORDING RETURN TO:
Kevin P. Breslin, Esq
Katz Randall Weinberg & Richmond
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Chicago, Illinois 60606
KRW File No. 07056.36200

MARY ANN STUKEL 7P
Will County Recorder
Will County

R 2000086273 Page 1 of 7
LAK Date 09/11/2008 Time 11:24:59
Recording Fee: 10.00

ASSIGNMENT OF
RAIL EASEMENT

13412230 PWS
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THIS ASSIGNMENT OF RAIL EASEMENT ("Assignment") is made as of the 2d day of August, 2000 by JOLIET ARSENAL DEVELOPMENT AUTHORITY ("Assignor"), a municipal corporation of the State of Illinois, having its principal office located at 500 South Water Street, Wilmington, Illinois 60481 ("Assignor") in favor of CENTERPOINT INTERMODAL LLC, an Illinois limited liability company, having its principal office located at 1808 Swift Road, Oak Brook, Illinois 60523 ("Assignee")

RECITALS

a. Assignor is the grantee under the terms of that certain Department of the Army - Easement for Railroad Right of Way dated August 2, 2000 and recorded in the office of the Will County Recorder on R2000-86267, 2000 ("Easement") with respect to certain property described in Exhibit A

August 11, 2000, as Document No.
b. Subject to the terms of this Assignment, it is the desire of Assignor to hereby sell, assign, transfer, convey, set over and deliver to Assignee all of Assignor's right, title and interest in and to the Easement

NOW, THEREFORE, for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto agree as follows

1 Assignment Assignor does hereby sell, assign, transfer, set-over and deliver the Easement and all rights of Assignor thereunder unto Assignee, its successors and assigns, to have and to hold forever. To the extent of this Assignment, Assignor is hereby relieved of its obligations and liabilities pursuant to the Easement.

2 Assumption. Assignee does hereby expressly assume the Easement and all obligations and liabilities of Assignor thereunder. At the time of any further assignment or transfer of the Easement, Assignee shall be relieved of its liabilities thereunder and such assignee shall be deemed to have assumed all liability of Assignor under the Easement.


AKOZ; DWSK142, 2343

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3. Successors and Assigns This Assignment shall run with the land and shall be binding upon and inure to the benefit of each and every one of Assignee's successors and assigns.

IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed as of the date first written above.

ASSIGNOR: JOLIET ARSENAL DEVELOPMENT AUTHORITY

By: 
Its: Executive Director, Joliet Arsenal Development Authority
Name: Richard A. Kwasneski

ASSIGNEE: CENTERPOINT INTERMODAL L.L.C., an Illinois limited liability company

By: CenterPoint Properties Trust, a Maryland real estate investment trust
Its: Manager

By: _____
Its: _____
Name: _____

By: _____
Its: _____
Name: _____

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3 Successors and Assigns This Assignment shall run with the land and shall be binding upon and inure to the benefit of each and every one of Assignee's successors and assigns.

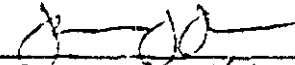
IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed as of the date first written above.


ASSIGNOR: JOLIET ARSENAL DEVELOPMENT AUTHORITY

By: _____
Its Executive Director, Joliet Arsenal Development Authority
Name: Richard A. Kwasneski

ASSIGNEE: CENTERPOINT INTERMODAL LLC.,
an Illinois limited liability company

By: CenterPoint Properties Trust, a Maryland real estate investment trust
Its Manager

By: 
Its: Executive Vice President
Name: Michael H. Miller

By: 
Its: Assistant Secretary
Name: Michael Tortorici

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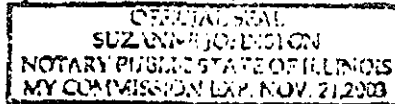
STATE OF ILLINOIS)

COUNTY OF Will)

I, Suzanne Johnston, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Richard A. Kwasneski as Executive Director, Joliet Arsenal Development Authority who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Executive Director, appeared before me this day in person and acknowledged that he signed and delivered the foregoing instrument as his own free and voluntary act and as the free and voluntary act of the Joliet Arsenal Development Authority for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 2nd day of August, 2000.

Suzanne Johnston
Notary Public



STATE OF ILLINOIS)

COUNTY OF _____)

I, _____, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that _____ and _____ as _____ and _____ respectively, of CENTERPOINT PROPERTIES TRUST, a Maryland real estate investment trust, as Manager of CENTERPOINT INTERMODAL LLC, an Illinois limited liability company, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such _____ and _____, appeared before me this day in person and acknowledged that they signed and delivered the foregoing instrument as their own free and voluntary act and as the free and voluntary act of said trust on behalf of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this _____ day of _____, 2000.

Notary Public

STATE OF ILLINOIS)
)
COUNTY OF _____)

I, _____, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Richard A. Kwasneski as Executive Director, Joliet Arsenal Development Authority who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Executive Director, appeared before me this day in person and acknowledged that he signed and delivered the foregoing instrument as his own free and voluntary act and as the free and voluntary act of the Joliet Arsenal Development Authority for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this _____ day of _____, 2000

Notary Public

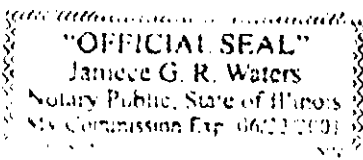
STATE OF ILLINOIS)
)
COUNTY OF COOK)

I, Janiece G.R. Waters, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY that Michael M. Mullen and Michael Tortorici, as Executive Vice President and Assistant Secretary respectively, of CENTERPOINT PROPERTIES TRUST, a Maryland real estate investment trust, as Manager of CENTERPOINT INTERMODAL LLC, an Illinois limited liability company, who are personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Executive Vice President and Assistant Secretary, appeared before me this day in person and acknowledged that they signed and delivered the foregoing instrument as their own free and voluntary act and as the free and voluntary act of said trust on behalf of said limited liability company for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 2nd day of AUGUST, 2000.

Janiece G.R. Waters

Notary Public



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EXHIBIT "A"

Legal Description

PTN 10-35-100-001-0000, 10-25-100-001-0000, 10-36-100-001-0000, 10-36-100-002-0000, 10-36-300-001-0000, 10-36-300-002-0000, 10-30-100-001-0000, 10-30-200-001-0000, 10-30-300-0000

Address Vacant land, vicinity of Drummond and Baseline Roads, Elwood, Illinois

THAT PART OF THE NORTHWEST QUARTER OF SECTION 23, IN TOWNSHIP 34 NORTH, RANGE 9 EAST OF THE THIRD PRINCIPAL MERIDIAN DESCRIBED AS FOLLOWS. COMMENCING AT THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF THE BURLINGTON, NORTHERN AND SANTA FE RAILROAD (FORMERLY THE CHICAGO AND ALTON RAILROAD) AND THE SOUTH LINE OF SAID NORTHWEST QUARTER; THENCE NORTH 88 DEGREES 08 MINUTES 48 SECONDS EAST ALONG SAID SOUTH LINE 787.76 FEET TO THE POINT BEGINNING, THENCE CONTINUING NORTH 88 DEGREES 08 MINUTES 48 SECONDS EAST ALONG SAID SOUTH LINE 132.19 FEET. THENCE NORTH 26 DEGREES 39 MINUTES 02 SECONDS WEST 793.27 FEET TO THE START OF A CURVE CONVEX SOUTHWESTERLY HAVING A RADIUS OF 895.37 FEET. THENCE NORTHERLY 422.25 FEET ALONG SAID CURVE, THE CHORD OF WHICH BEARS NORTH 13 DEGREES 08 MINUTES 26 SECONDS WEST 418.35 FEET; THENCE NORTH 0 DEGREES 22 MINUTES 11 SECONDS EAST 287.42 FEET TO THE AFORESAID EASTERLY RIGHT OF WAY LINE OF THE BURLINGTON NORTHERN AND SANTA FE RAILROAD, THENCE SOUTH 18 DEGREES 09 MINUTES 59 SECONDS WEST ALONG SAID EASTERLY RIGHT OF WAY LINE 494.16 FEET, THENCE SOUTH 26 DEGREES 39 MINUTES 02 SECONDS EAST 1050.10 FEET TO THE POINT OF BEGINNING, IN WILL COUNTY, ILLINOIS.

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