

THIS DOCUMENT PREPARED BY AND  
AFTER RECORDING RETURN TO:  
Kevin P. Breslin, Esq.  
Katz Randall Weinberg & Richmond  
333 West Wacker Drive Suite 1800  
Chicago, Illinois 60606  
KRW File No. 07056.36200

MARY ANN STUKEL 7P  
Will County Recorder  
Will County  
R 2000086274 Page 1 of 7  
LAK Date 08/11/2000 Time 11:24:59  
Recording Fees: 18.00

ASSIGNMENT OF  
PIPELINE EASEMENT

THIS ASSIGNMENT OF PIPELINE 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 Pipeline Right of Way dated August 2, 2000 and recorded in the office of the Will County Recorder on August 11, 2000 ("Easement") with respect to certain property described in Exhibit A.  
*as Document No. R2000-86270,*

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 as herein assigned and all obligations and liabilities of Assignor thereunder specifically excluding and Assignee does not assume, however, any rights, liabilities or obligations of any party with respect to or in any way connected with the Excluded Rights and Obligations . At the time of any further assignment or transfer of the Easement, Assignee

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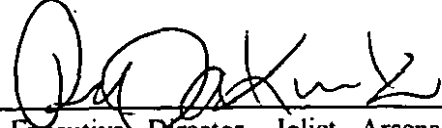
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shall be relieved of its liabilities thereunder and such assignee shall be deemed to have assumed all liability of Assignor under the Easement.

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: \_\_\_\_\_  
Name: \_\_\_\_\_

By: \_\_\_\_\_  
Its: \_\_\_\_\_  
Name: \_\_\_\_\_

shall be relieved of its liabilities thereunder and such assignee shall be deemed to have assumed all liability of Assignor under the Easement.

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.

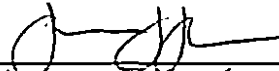
IN WITNESS WHEREOF, the Assignor has caused this Assignment to be executed as of the date first written above.

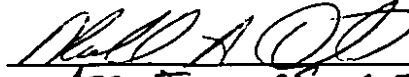
**ASSIGNOR: JOLIET ARSENAL DEVELOPMENT AUTHORITY**

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. MULLEN

By:   
Its: ASSISTANT SECRETARY  
Name: MICHAEL TORTORICI

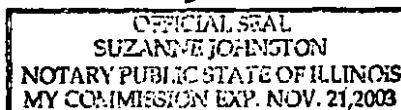
STATE OF ILLINOIS )

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.

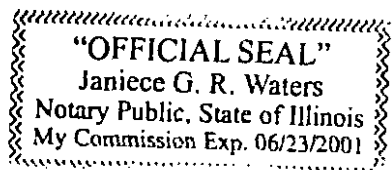
\_\_\_\_\_  
Notary Public

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 forgoing 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



CONSENT

UNITED STATES OF AMERICA acting by and through the Deputy Assistant Secretary of the Army (I&H) pursuant to a delegation of authority from the SECRETARY OF THE ARMY, under and pursuant to the powers and authorities contained in the provisions of Section 2923 of the National Defense Authorization Act For Fiscal Year 1996, Public Law No. 104-106, Division B, Title XXIX, Subtitle B, Sections 2901 et. seq., approved February 10, 1996 does hereby consent to the foregoing assignment.

Any notices to be delivered to JADA under the terms of said easement shall be delivered to:

CenterPoint Intermodal LLC  
c/o CenterPoint Properties  
1808 Swift Road  
Oak Brook, Illinois 60523  
Attention: Mr. Michael M. Mullen

UNITED STATES OF AMERICA

By *Paul W. Johnson*  
Paul W. Johnson  
Deputy Assistant Secretary of the Army (I&H)  
United States Department of the Army

COMMONWEALTH OF VIRGINIA )  
 ) SS  
COUNTY OF ARLINGTON )

I, the undersigned, a Notary Public in and for the Commonwealth of Virginia, County of Arlington, whose commission as such expires on the 30 day of Nov 2000, do hereby certify that this day personally appeared before me in the Commonwealth of Virginia, County of Arlington, Paul V. Johnson, Deputy Assistant Secretary of the Army (I&H), whose name is signed to the foregoing instrument and acknowledged the foregoing instrument to be his free act and deed, dated this 4<sup>th</sup> day of August, 2000, and acknowledged the same for and on behalf of the UNITED STATES OF AMERICA.

*Patricia Wilson*  
Notary Public

My commission expires: 30 Nov 2000

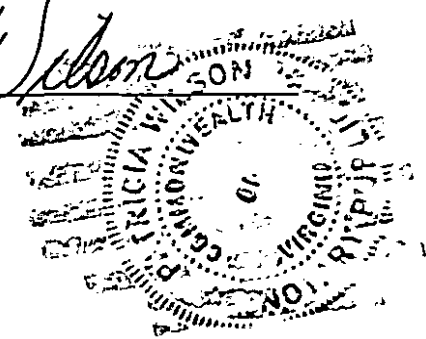


EXHIBIT "A"

Legal Description for Easement

PIN: 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 864.87 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING NORTH 88 DEGREES 08 MINUTES 48 SECONDS EAST ALONG SAID SOUTH LINE 220.31 FEET; THENCE NORTH 26 DEGREES 39 MINUTES 02 SECONDS WEST 1446.57 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 283.75 FEET; THENCE SOUTH 26 DEGREES 39 MINUTES 02 SECONDS EAST 1152.89 FEET TO THE POINT OF BEGINNING; IN WILL COUNTY, ILLINOIS.