



W2657230

THIS DOCUMENT PREPARED BY AND
UPON RECORDATION RETURN TO:
ANDERSON, McCOY & ORTA, P.C.
100 North Broadway, Suite 2600
Oklahoma City, Oklahoma 73102
Telephone: 888-236-0007
AMO File No. 6905.002
Loan/Property Name: Riverdale
Weber County, UT

E# 2657230 PG 1 OF 6
ERNEST D ROWLEY, WEBER COUNTY RECORDER
26-Sep-13 10:01 AM FEE \$20.00 DEP SC
REC FOR: ANDERSON, MCCOY & ORTA
ELECTRONICALLY RECORDED

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

GERMAN AMERICAN CAPITAL CORPORATION, a Maryland corporation
having an address of
60 Wall Street, 10th Floor, New York, NY 10005
Assignor

to

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE,
FOR THE BENEFIT OF THE HOLDERS OF COMM 2013-CCRE10
MORTGAGE TRUST COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES
having an address of
190 S. LaSalle Street, 7th Floor, Chicago, IL 60603
Assignee

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

As of this 13th day of August, 2013, GERMAN AMERICAN CAPITAL CORPORATION, a Maryland Corporation, whose address is 60 Wall Street, 10th Floor, New York, New York 10005 ("*Assignor*"), as the holder of the instrument hereinafter described and for valuable consideration hereby endorses, assigns, sells, transfers and delivers to the person or entity described on Exhibit B attached hereto ("*Assignee*"), having an address set forth on Exhibit B attached hereto, its successors, participants and assigns, without recourse or warranty, all right, title and interest of Assignor in and to that certain Deed of Trust, Assignment of Leases and Rents and Security Agreement made by Riverdale MHC, LLC, a Delaware limited liability company (the "*Borrower*") dated as of April 5, 2013 and recorded on April 29, 2013 in the Recorder's Office of Weber County, Utah as Document # 2632452 (as the same has heretofore been amended, modified, restated, supplemented, renewed or extended), securing payment of a Promissory Note of even date therewith, in the original principal amount of \$54,815,651, 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.

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 binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

[SIGNATURE ADDENDUM ON THE FOLLOWING PAGE]

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officer on the date and year first above written.

ASSIGNOR:

GERMAN AMERICAN CAPITAL CORPORATION, a Maryland Corporation

By: [Signature] John Beacham
Name: Director
Title:

By: [Signature] Jim Griffith
Name: Managing Director
Title:

ACKNOWLEDGMENT

STATE OF New York, ss.:
COUNTY OF New York

On March 29, 2013 before me, Hanna Olson, a Notary Public for said state, personally appeared John Beacham and Jim Griffith personally known to me OR proved to me on the basis of satisfactory evidence to be the person(s) whose names(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

[Signature]
Notary Public

State of _____

My commission expires:

HANNA J. OLSON
Notary Public, State of New York
No. 01OL6183429
Qualified in Queens County
Commission Expires March 17, 2016

**EXHIBIT A
LEGAL DESCRIPTION**

[See attached]

Riverdale

BEGINNING AT THE SOUTHWEST CORNER OF LOT 2, JOHNNY'S DAIRY SUBDIVISION RECORDED AS ENTRY NO. 1340344 IN BOOK 39 OF PLATS AT PAGE 71 IN THE OFFICE OF THE WEBER COUNTY RECORDER AND RUNNING THENCE ALONG THE SOUTH BOUNDARY OF SAID SUBDIVISION THE FOLLOWING EIGHT COURSES: NORTH 29° 31' 51" EAST 146.53 FEET; THENCE NORTH 55° 57' 43" EAST 264.74 FEET; THENCE SOUTH 70° 42' 00" EAST 490.33 FEET; THENCE SOUTH 54° 53' 00" EAST 156.68 FEET; THENCE SOUTH 43° 56' 00" EAST 281.67 FEET; THENCE SOUTH 47° 34' 00" EAST 40.00 FEET; THENCE NORTH 73° 41' 00" EAST 10.00 FEET; THENCE SOUTH 61° 27' 00" EAST 618.00 FEET TO THE SOUTHEAST CORNER OF SAID SUBDIVISION; THENCE SOUTH 359.85 FEET TO AN EXISTING FENCE; THENCE NORTH 89° 48' 55" WEST 389.63 FEET TO A FENCE CORNER; THENCE SOUTH 02° 01' 58" WEST 39.34 FEET TO AN EXISTING FENCE CORNER; THENCE ALONG AN EXISTING FENCE THE FOLLOWING FOUR COURSES; NORTH 89° 00' 56" WEST 122.66 FEET; THENCE SOUTH 86° 24' 23" WEST 146.72 FEET; THENCE SOUTH 68° 04' 19" WEST 62.57 FEET; THENCE SOUTH 64° 56' 45" WEST 184.47 FEET; THENCE NORTH 82° 21' 39" WEST 42.27 FEET; THENCE NORTH 60° 00' 00" WEST 85.82 FEET; THENCE NORTH 40° 00' 00" WEST 140.12 FEET TO THE SOUTH LINE OF THE NORTHWEST QUARTER; THENCE ALONG SAID SOUTH LINE NORTH 89° 17' 08" WEST 21.31 FEET TO THAT CERTAIN PROPERTY CONVEYED TO THE STATE ROAD COMMISSION OF UTAH BY WARRANTY DEED, RECORDED AS ENTRY NO. 403269 IN BOOK 743 AT PAGE 689 IN THE OFFICE OF THE WEBER COUNTY RECORDER; THENCE ALONG SAID PROPERTY NORTH 34° 26' 00" WEST 119.13 FEET; THENCE NORTH 44° 31' 00" WEST 51.21 FEET; THENCE NORTH 49° 30' 00" WEST 149.90 FEET; THENCE NORTH 30° 40' 00" WEST 49.63 FEET; THENCE NORTH 10° 05' 00" WEST 145.04 FEET; THENCE NORTH 32° 28' 00" WEST 80.59 TO A POINT ON A NORTHERLY LINE OF A PARCEL OF GROUND CONVEYED TO THE STATE ROAD COMMISSION OF UTAH IN THAT CERTAIN WARRANTY DEED RECORDED AS ENTRY NO. 403271 IN BOOK 743 AT PAGE 692 IN THE OFFICE OF THE WEBER COUNTY RECORDER; THENCE ALONG THE NORTH LINE OF SAID PARCEL NORTH 49° 24' 00" WEST 77.32 FEET; THENCE NORTH 66° 36' 00" WEST 71.82 FEET TO AN EXISTING RIGHT OF WAY FENCE LINE; THENCE ALONG SAID FENCE LINE NORTH 79° 14' 00" WEST 48.11 FEET; THENCE NORTH 33° 54' 00" WEST 16.62 FEET; THENCE NORTH 35° 20' 00" WEST 159.49 FEET TO THE EASTERLY RIGHT OF WAY LINE OF 1050 WEST STREET; THENCE ALONG SAID RIGHT OF WAY LINE NORTH 15° 52' 41" EAST 137.13 FEET TO THE POINT OF BEGINNING.

APN(s): 07-072-0028

J. W. X

EXHIBIT "B"

ASSIGNEE:

**U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, FOR THE BENEFIT OF THE HOLDERS
OF COMM 2013-CCRE10 MORTGAGE TRUST COMMERCIAL MORTGAGE PASS-THROUGH
CERTIFICATES**

having an address of 190 S. LaSalle Street, 7th Floor, Chicago, IL 60603