1/1

12316788
07/08/2016 11:34 AN \$18.00
Book - 10450 Pa - 4979-4982
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
ALSTON & BIRD
1201 W PEACHTREE ST
ATLANTA GA 30309-3424
BY: TJA, DEPUTY - MA 4 P.

RECORDING REQUESTED BY AND WHEN RECORDED RETURN TO:

Alston & Bird LLP 1201 West Peachtree Street Atlanta, GA 30309-3424 Attn: Albert E. Bender, Jr. Loan No. 20015;
Deed of Trust from (or assumed by) Brittany
Apartments, L.L.C. recorded as Entry No.
11311468 at Book 9981, page 9236, in the real
estate or mortgage records of Salt Lake County,
Utah

TRANSFER AND ASSIGNMENT OF DEED OF TRUST AND SECURITY <u>AGREEMENT</u>

STATE OF UTAH

COUNTY OF SALT LAKE

Dated: as of May 31, 2016

FOR AND IN CONSIDERATION of the sum of Ten and No/Dollars (\$10.00) and other valuable considerations, the receipt and sufficiency of which is hereby acknowledged, UNITED SERVICE PROTECTION CORPORATION, a Delaware corporation (hereinafter called "Assignor"), whose address is c/o Assurant Asset Management, 28 Liberty Street, New York, NY 10005, the "Beneficiary" in that certain deed of trust and security agreement (as heretofore assigned, assumed, modified and/or amended, hereinafter referred to as the "Deed of Trust") dated on or about January 10, 2012 from (or assumed by) Brittany Apartments, L.L.C. for the benefit of Assignor, recorded as Entry No. 11311468 at Book 9981, page 9236, in the real estate or mortgage records of Salt Lake County, Utah, as the same may have been modified or amended, and/or transferred and assumed, does hereby transfer, set-over, assign and convey the Deed of Trust, together with all of the rights, powers and privileges conferred by the Deed of Trust upon the Assignor as "Beneficiary", without recourse, to WILMINGTON TRUST, NATIONAL ASSOCIATION, IN ITS CAPACITY AS TRUSTEE FOR

ADMIN/21479505v1/s149

Assignment of Deed of Trust

THE REGISTERED HOLDERS OF ASSURANT COMMERCIAL MORTGAGE TRUST 2016-1, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2016-1, whose address is c/o Wilmington Trust, National Association, 1100 North Market Street, Wilmington, Delaware 19890, Attention: CMBS Trustee AST 2016-1, Reference: Loan No. 20015 (Brittany Apartments LLC) ("Assignee") and does authorize the Assignee to exercise said rights, powers and privileges in as full a manner as the Assignor as "Beneficiary" is authorized to exercise the same.

TOGETHER WITH all of Assignor's right, title and interest in and to (a) the note described in said Deed of Trust and any and all other indebtedness secured thereby, (b) all monies due and to become due thereon with all interest thereon, (c) the property and other collateral conveyed and encumbered by the Deed of Trust, (d) all other documents evidencing or securing said note or other indebtedness secured by the Deed of Trust, including, but not limited to, any assignment of leases or rents executed in connection therewith, including but not limited to that certain assignment dated on or about January 10, 2012 from (or assumed by) Brittany Apartments, L.L.C. for the benefit of Assignor, recorded as Entry No. 11311469 at Book 9981, page 9271, in the real estate or mortgage records of Salt Lake County, Utah, and (e) all of the rights, powers and interests of the Assignor under or by virtue of the Deed of Trust, said note or notes or any such other documents executed in connection therewith.

TO HAVE AND TO HOLD the same unto the Assignee, its successors and assigns forever.

This Transfer and Assignment shall be binding upon, and inure to the benefit of, the parties hereto and their respective successors, legal representatives and assigns.

[Signature on Following Page]

IN WITNESS WHEREOF, the duly elected and authorized officer of the Assignor has hereunder set his hand and affixed the corporate seal, as of the date and year first above written.

UNITED SERVICE PROTECTION CORPORATION, a Delaware corporation

Bv:

Name: John F. Sheehan Title: Vice President

ACKNOWLEDGMENT

STATE OF NEW YORK

COUNTY OF NEW YORK

On this the 17th day of May, 2016, personally appeared John F. Sheehan, who being by me duly sworn, did say that he is the Vice President of United Service Protection Corporation, a Delaware corporation, and that said instrument was signed on behalf of said officer by authority of the board of directors thereof and said officer acknowledged to me that said officer executed the same.

IN WITNESS WHEREOF, I have set my hand and affixed my official notarial stamp or seal, the day and year in this certificate first above written.

My Commission Expires:

Cauce A fackstow Notary Public

[NOTARIAL SEAL]

CARRIE A JACKSON
Notary Public, State of New York
No. 01 JA6036297
Qualified in Kings County
Commission Expires January 24, 20_15

(Legal Description of Real Property)

Beginning at a point on the Westerly line of 700 East Street (Cottonwood Expressway), said point being South 0°15' West 1275.85 feet and East 150.96 feet from the Northwest corner of the Southwest quarter of Section 5, Township 2 South, Range I East, Salt Lake Base and Meridian (said point of beginning also being on the Southerly line of Parcel 1 of the property conveyed to Hyde Park Ltd. II by that certain Special Warranty Deed recorded May 31, 1991 as Entry No. 5074720, in Book 6321, at Page 1926 of the Official Records of the Salt Lake County Recorder); and running thence along said Westerly line South 0°25'30" West 38.02 feet, (39.06 feet by survey), to a right of way marker and South 4°08'20" West 16.43 feet, (15.39 feet by survey), to the Northerly line of the property conveyed to CMM, Ltd. by that certain Special Warranty Deed recorded November 21, 1994 as Entry No. 5969373, in Book 7057, at Page 2081 of the Official Records of the Salt Lake County Recorder; thence along the Northerly line of the said CMM, Ltd. property West 102.90 feet; thence along the Westerly line of the said CMM, Ltd. property South 80.00 feet; thence along the Southerly line of the said CMM, Ltd. property East 97.11 feet to the Westerly line of said 700 East Street; thence along said Westerly line South 4°08'20" West 117.30 feet, to the Northerly line of the property conveyed to Craig Johnson, Michele Bartmess and Janet Thorpe by that certain Quitelaim Deed recorded June 6, 1995 as Entry No. 6095394, in Book 7164, at Page 634 of the Official Records of the Salt Lake County Recorder, thence along the Northerly line of the said Craig Johnson, et al property West 126.15 feet, to the Northwest corner of the said Craig Johnson, et al property; thence along the West line of the said Craig Johnson, et al property South 0°15' West 82.98 feet, to the Northerly line of the property conveyed to Joy S. Tholen by Warranty Deed recorded December 30, 1986 as Entry No.4375498, in Book 5859, at Page 629 of the Official Records of the Salt Lake County Recorder; thence along the said Tholen property the following four (4) courses: West 55.64 feet, and South 25°48' West 50.71 feet, and South 58° East 66.74 feet, and North 89°29' East 135.86 feet, to the said Westerly line of 700 East Street; thence along said Westerly line of 700 East Street South 4°08'20" West 24.33 feet, (24.67 feet by survey), to a right of way marker, thence along said Westerly line of 700 East Street South 3°59' East 193.99 feet, (194.64 feet by survey), to a right of way marker; thence Southerly along a 1348.567 foot radius curve to the left through a central angle of 3°49'30", a distance of 90.03 feet, to the Northerly line of Mt. Vernon Cove, a Utah condominium project, as recorded in the office of the Salt Lake County Recorder; thence along the Northerly line of said Mt. Vernon Cove South 89°47'50" West 364.46 feet, (364.44 feet by survey), along a fence to the Sait Lake City property as shown in the real property tax assessment records of Salt Lake County under Tax Parcel No. 22-06-479-004; thence North 85.59 feet, along said Salt Lake City property to the Northeast corner thereof; thence along the North line of the said Salt Lake City property West 90.65 feet, to the East line of Spring Dale Subdivision as recorded in the office of the Salt Lake County Recorder; thence along said East line and beyond North 0°15' East 313.64 feet; thence West 1.81 feet; thence North 0°15' East 163.58 feet; thence North 0°20' East 155.51 feet, to the South line of the William E. Bowers, Jr. and Mary B. Bowers property described in that certain Quit Claim Deed recorded August 11, 1989 as Entry No. 4810100, in Book 6150, at Page 1603 of the Official Records of the Salt Lake County Recorder; thence along said South line North 89°01'10" East 92.25 feet, to the Southeast corner of the said Bowers property; thence along the East line of the said Bowers property North 0°15' East 19.95 feet, to the South line of Parcel 2 of the property conveyed to Hyde Park Ltd. II by that certain Special Warranty Deed recorded May 31, 1991 as Entry No. 5074720, in Book 6321, at Page 1926 of the Official Records of the Salt Lake County Recorder; thence along said South line North 89°50'20" East 264.75 feet, more or less; thence South 16.07 feet, (16.37 feet by survey), to a point 110.18 feet, West from the point of beginning; thence East 110.18 feet, to the point of beginning.

Tax ID Number: 22-06-478-020 and 22-05-303-009