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DOUG CROFTS, WEBER COUNTY RECORDER  
06-JAN-06 446 PM FEE \$18.00 DEP SGC  
REC FOR: ANDERSON & MCCOY ORTA

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**ASSIGNMENT OF MORTGAGE, ASSIGNMENT OF LEASE AND RENTS AND  
SECURITY AGREEMENT**

CIBC INC.

(Assignor)

to

LaSalle Bank National Association

(Assignee)

Dated as of November 26, 2003

County of Weber (the "County")

State of Utah (the "State")

Record and Return to:

**Anderson, McCoy & Orta  
100 N. Broadway, Suite 2600  
Oklahoma City, Oklahoma 73102**

1116-022

**ASSIGNMENT OF MORTGAGE, ASSIGNMENT OF LEASE AND RENTS AND  
SECURITY AGREEMENT**

CIBC INC., a Delaware corporation, whose address is 622 Third Avenue, 10th Floor, Attn: Real Estate Finance Group, New York, New York 10017 ("Assignor"), as the holder of the instrument hereinafter described and for valuable consideration hereby endorses, assigns, sells, transfers and delivers to ~~X~~ SEE SCHEDULE 'A' \_\_\_\_\_, whose address is 135 S. La Salle St, Suite 1625, Chicago, Illinois <sup>60603</sup> ("Assignee"), its successors, participants and assigns, all right, title and interest of Assignor in and to that certain MORTGAGE, ASSIGNMENT OF LEASE AND RENTS AND SECURITY AGREEMENT by HARRISVILLE-ROGERS, L.C., a Utah limited liability company, whose address is 90 South 400 West, Suite 200, Salt Lake City, Utah 84101, (the "Borrower") dated as of September 4, 2003, and recorded on September 5, 2003 in the Real Estate Records of the County under Registry Number 1972025, securing the payment of a certain Promissory Note of even date therewith, in the original principal amount of **Four Million Four Hundred Fifty Thousand AND NO/100 DOLLARS (\$4,450,000.00)**, 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 governed in all respects by the laws of the State and shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

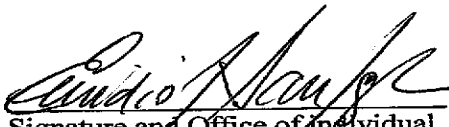
IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized officer on this as of 26<sup>th</sup> day of November, 2003.

CIBC INC., a Delaware corporation

By:   
Name: Todd Roth  
Title: Authorized Signatory

State of New York                    )  
County of New York                ) ss.:

On the 26<sup>th</sup> day of November in the year 2003 before me, the undersigned, personally appeared Todd Roth, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

  
Signature and Office of individual  
taking acknowledgment

**EMIDIO J. SCARFOGLIERO**  
Notary Public, State of New York  
No. 01SC6080939  
Qualified in Nassau County  
Commission Expires Sept. 23, 2006

**EXHIBIT A**

**Legal Description**

All of Lot 3, HARRISVILLE RETAIL SUBDIVISION, Harrisville City, Weber County, Utah,  
according to the official plat thereof. 11-300-0003 ✓ *ada*

TOGETHER WITH the easements and rights appurtenant to Lot 3, Harrisville Retail  
Subdivision, described above, as defined, described and granted in that certain Easements with  
Covenants and Restrictions recorded September 22, 1999, as Entry No. 1663781, in Book 2035,  
Page 280, records of Weber County, Utah.

Schedule 'A'

LASALLE BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE REGISTERED  
HOLDERS OF J.P. MORGAN CHASE COMMERCIAL MORTGAGE SECURITIES CORP.,  
COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2003-CIBC7.

CONFIDENTIAL  
UNCLASSIFIED  
DATE 01/11/01 BY 1043