

11705318  
8/15/2013 9:38:00 AM \$31.00  
Book - 10169 Pg - 996-1003  
Gary W. Ott  
Recorder, Salt Lake County, UT  
ANDERSON MCCOY & ORTA  
BY: eCASH, DEPUTY - EF 8 P.

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. 6904.029  
Loan/Property Name: Western Mobile Estates  
Salt Lake County, Utah  
APN: 14-22-352-042-0000

---

**ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS**

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, IN TRUST  
FOR THE COMM 2013-CCRE9 MORTGAGE TRUST  
COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES  
having an address of  
190 S. LaSalle Street, 7th Floor, Chicago, IL 60603  
Assignee

ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

As of this 10<sup>th</sup> day of July, 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 as 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 Assignment of Leases and Rents by Western Mobile Estates MH Community, 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 Salt Lake County, Utah as Document # 11629464 (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 \$53,967,910, 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 Book 10132, Page 7155

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]  
Name: Jim Griffith  
Title: Managing Director

ACKNOWLEDGMENT

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

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]

## Western Mobile Estates

BEGINNING AT A POINT ON THE CENTERLINE OF 7200 WEST STREET 280.50 FEET NORTH 00°08'06" WEST FROM THE SOUTHWEST CORNER OF SECTION 22, TOWNSHIP 1 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 00° 08' 06" WEST 100.08 FEET; THENCE NORTH 89°51'45" EAST 140.67 FEET; THENCE NORTH 00°08'06" WEST 60.00 FEET; THENCE SOUTH 89°51'54" WEST 140.67 FEET TO SAID CENTERLINE OF 7200 WEST STREET; THENCE ALONG SAID CENTERLINE NORTH 00°08'06" WEST 4.32 FEET; THENCE NORTH 89°51'54" EAST 140.08 FEET; THENCE NORTH 00°08'06" WEST 55.68 FEET; THENCE NORTH 89°51'54" EAST 0.59 FEET; THENCE NORTH 00°08'06" WEST 60.00 FEET; THENCE SOUTH 89°51'54" WEST 140.67 FEET TO THE CENTERLINE OF SAID STREET; THENCE ALONG SAID CENTERLINE NORTH 00°08'06" WEST 3.46 FEET TO THE PROJECTION OF AN EXISTING CHAIN-LINK FENCE; THENCE ALONG SAID FENCE AND THE PROJECTION THEREOF SOUTH 89°20'13" EAST 140.09 FEET TO AN EXISTING WOOD FENCE; THENCE ALONG SAID FENCE NORTH 00°08'06" WEST 92.49 FEET TO AN EXISTING CHAIN-LINK FENCE; THENCE ALONG SAID FENCE SOUTH 89°51'54" WEST 140.08 FEET TO THE CENTERLINE OF SAID STREET; THENCE ALONG SAID CENTERLINE NORTH 00°08'06" WEST 238.63 FEET TO THE SOUTHERLY LINE OF THE RITER CANAL PROPERTY; THENCE ALONG SAID SOUTHERLY LINE NORTH 89°00'00" EAST 834.15 FEET; THENCE CONTINUING ALONG SAID SOUTHERLY LINE NORTH 65°30'00" EAST 545.50 FEET TO AN EXISTING FENCE LINE; THENCE ALONG SAID FENCE LINE SOUTH 00°36'35" WEST 95.61 FEET TO THE NORTHERLY LINE OF THE KOPPER VIEW MOBILE HOME PARK, RECORDED AS ENTRY NO. 3479895 IN BOOK 80-9 AT PAGE 149 OF SUBDIVISION PLATS; THENCE ALONG SAID NORTHERLY LINE SOUTH 89°58'11" WEST 10.04 FEET TO THE 40 ACRE LINE AS DEFINED BY THE KOPPER VIEW MOBILE HOME PARK, RECORDED AS ENTRY NO. 3479895 IN BOOK 80-9 AT PAGE 149 OF SUBDIVISION PLATS; THENCE ALONG SAID 40 ACRE LINE SOUTH 00°08'56" EAST 848.74 FEET TO THE NORTHERLY LINE OF THE AFOREMENTIONED PLAT; THENCE ALONG SAID NORTHERLY LINE NORTH 89°58'57" WEST 1319.88 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING THERE FROM ANY PORTION OF THE PROPERTY DESCRIBED ABOVE CONTAINED WITHIN THE BOUNDS OF 7200 WEST STREET.

TOGETHER WITH ANY INTEREST THE SELLER MAY HAVE IN AND TO THE PROPERTY BETWEEN THE 40 ACRE LINE DEFINED BY KOPPER VIEW MOBILE HOME PARK, RECORDED AS ENTRY NO. 3479895 IN BOOK 80-9 AT PAGE 149 OF SUBDIVISION PLATS, SAID 40 ACRE LINE BEING A BOUNDARY OF SAID SUBDIVISION, AND A FENCE CONSTRUCTED AND MAINTAINED EAST OF SAID LINE, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY CORNER OF THAT PORTION OF THE AFOREMENTIONED SUBDIVISION WHICH PROJECTS NORTHERLY, SAID CORNER BEING 893.71 FEET NORTH 00°08'06" WEST, 834.15 FEET NORTH 89°00'00" EAST, 545.50 FEET NORTH 65°30'00" EAST, AND 95.61 FEET SOUTH 00°36'35" WEST, AND 10.04 FEET SOUTH 89°58'11" WEST FROM THE SOUTHWEST CORNER OF SECTION 22, TOWNSHIP 1 SOUTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, AND RUNNING THENCE SOUTH 00°08'56" EAST 423.28 FEET TO THE NORTHWEST CORNER OF LOT 89 OF SAID SUBDIVISION; THENCE NORTH 89°51'04" FEET TO A FENCE LINE; THENCE NORTH 00°36'35" EAST 423.30 FEET ALONG SAID FENCE LINE; THENCE SOUTH 89°58'11" WEST 10.04 FEET TO THE BEGINNING;

LESS AND EXCEPTING THE FOLLOWING:

BEGINNING AT THE SOUTHWEST CORNER OF SAID ENTIRE TRACT, WHICH POINT IS 280.50 FEET NORTH 00°08'06" WEST ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 22; AND RUNNING THENCE NORTH 00°08'06" WEST 100.08 FEET ALONG THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT; THENCE NORTH 89°51'45" EAST 40.00 FEET ALONG A

BOUNDARY LINE OF SAID ENTIRE TRACT TO A POINT 40.00 FEET PERPENDICULARLY EASTERLY FROM THE CONTROL LINE OF SAID PROJECT; THENCE SOUTH 00°08'06" EAST 100.19 FEET PARALLEL WITH SAID CONTROL LINE; THENCE NORTH 89°58'57" WEST 40.00 FEET ALONG THE SOUTHERLY BOUNDARY LINE OF SAID ENTIRE TRACT TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPTING THE FOLLOWING:

BEGINNING AT A POINT IN THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT, WHICH POINT IS 440.59 FEET NORTH 00° 08' 06" WEST ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 22; AND RUNNING THENCE NORTH 00°08'06" WEST 4.32 FEET ALONG THE WESTERLY BOUNDARY OF SAID ENTIRE TRACT; THENCE NORTH 89°51'54" EAST 40.00 FEET ALONG A BOUNDARY LINE OF SAID ENTIRE TRACT TO A POINT 40.00 FEET PERPENDICULARLY WESTERLY FROM THE CONTROL LINE OF SAID PROJECT; THENCE SOUTH 00°08'06" EAST 4.32 FEET PARALLEL WITH SAID CONTROL LINE; THENCE SOUTH 89°51'54" WEST 40.00 FEET ALONG A BOUNDARY LINE OF SAID ENTIRE TRACT TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPTING THE FOLLOWING:

BEGINNING AT A POINT IN THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT, WHICH POINT IS 560.59 FEET NORTH 00°08'06" WEST ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 22; AND RUNNING THENCE NORTH 00°08'06" WEST 3.46 FEET ALONG THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT; THENCE SOUTH 89°20'13" EAST 40.00 FEET ALONG A BOUNDARY LINE OF SAID ENTIRE TRACT TO A POINT 40.00 FEET PERPENDICULARLY EASTERLY FROM THE CONTROL LINE OF SAID PROJECT; THENCE SOUTH 00°08'06" EAST 2.90 FEET PARALLEL WITH SAID CONTROL LINE; THENCE SOUTH 89°51'54" WEST 40.00 FEET ALONG A BOUNDARY LINE OF SAID ENTIRE TRACT TO THE POINT OF BEGINNING.

ALSO LESS AND EXCEPTING THE FOLLOWING:

BEGINNING AT A POINT IN THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT, WHICH POINT IS 654.580 FEET NORTH 00°08'06" WEST ALONG THE SECTION LINE FROM THE SOUTHWEST CORNER OF SAID SECTION 22; AND RUNNING THENCE NORTH 00°08'06" WEST 238.63 FEET ALONG THE WESTERLY BOUNDARY LINE OF SAID ENTIRE TRACT; THENCE NORTH 89°00'00" EAST 40.00 FEET ALONG THE NORTHERLY BOUNDARY LINE OF SAID ENTIRE TRACT TO A POINT 40.00 FEET PERPENDICULARLY EASTERLY FROM THE CONTROL LINE OF SAID PROJECT; THENCE SOUTH 00°08'06" EAST 128.68 FEET PARALLEL WITH SAID CONTROL LINE; THENCE SOUTH 40°21'32" EAST 23.57 FEET; THENCE SOUTH 00°49'08" WEST 35.32 FEET; THENCE SOUTH 38°58'56" WEST 23.20 FEET TO A POINT 40.00 FEET PERPENDICULARLY EASTERLY FROM THE SAID CONTROL LINE; THENCE SOUTH 00°08'06" EAST 39.24 FEET PARALLEL WITH SAID CONTROL LINE; THENCE SOUTH 89°51'54" WEST 40.00 FEET ALONG THE SOUTHERLY BOUNDARY LINE OF SAID ENTIRE TRACT TO THE POINT OF BEGINNING.

SAID LAND IS ALSO DESCRIBED AS FOLLOWS: (AS SURVEYED LEGAL)

Beginning at a point on the East line of 7200 West Street and a Northwest corner of Kopper View Mobile Home Park Subdivision, according to the official plat thereof, said point being North 00°08'06" West 280.50 feet along the section line and South 89°58'57" East 40.00 feet from the Southwest Corner of Section 22, Township 1 South, Range 2 West, Salt Lake Base and Meridian and running thence North 00°08'06" West 100.19 feet along said East line; thence North 89°51'45" East 100.67 feet; thence North 00°08'06" West 60.00 feet; thence South 89°51'54" West 100.67 feet to said East line; thence North 00°08'06" West 4.32 feet along said East line; thence North 89°51'54" East 100.08 feet; thence North 00°09'26" East 115.68 feet; thence South 89°51'54" West 100.67 feet to said East line; thence North 00°08'06" West 2.90 feet along said East line to the projection of an existing chain link fence; thence South 89°20'13" East 100.09 feet along said fence to an existing wood fence; thence North 00°08'06" West 92.49 feet along said fence to an existing chain link fence; thence South 89°51'54" West 100.08 feet along said fence to said East line; thence along said East line the following (5) courses: North 00°08'06" West 39.24 feet, and North 38°58'56" East 23.20 feet, and North 00°49'08" East 35.32 feet, and North 40°21'32" West 23.57 feet, and North 00°08'06" West 128.68 feet to the South line of the Riter Canal Property; thence along said South line the following (2) courses: North 89°00'00" East 794.15 feet, and North 65°30'00" East 545.50 feet to an existing fence line; thence South 00°36'35" West 518.91

feet along said fence line; thence South 89°51'04" West 4.43 feet to the 40 acre line as defined by said Kopper View Mobile Home Park Subdivision; thence South 00°08'56" East 335.00 feet along said 40 acre line to the Northerly line of said subdivision; thence North 89°58'57" West 1279.88 feet along said Northerly line to the point of beginning. Property contains 19.000 acres.

APN(s): 14-22-352-042-0000

EXHIBIT "B"

ASSIGNEE:

U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE, IN TRUST FOR THE COMM 2013-CCRE9  
MORTGAGE TRUST COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES

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