



W2772183

E# 2772183 PG 1 OF 3
Leann H. Kilts, WEBER COUNTY RECORDER
04-Jan-16 11:28 AM FEE \$16.00 DEP JC
REC FOR: FIRST AMERICAN TITLE INSURANCE CO
ELECTRONICALLY RECORDED

WHEN RECORDED MAIL TO:

Brighton Bank
7101 South Highland Drive
Salt Lake City, Utah 84121
Attn: Robert M. Bowen

Loan Number: 4400000150

SPACE ABOVE LINE FOR RECORDER'S USE

NCS-590893-ad

ASSIGNMENT OF DEED OF TRUST AND LOAN

Banner Bank, successor in interest to AmericanWest Bank ("Assignor"), having an office at 110 S. Ferrall Street, Spokane, WA 99202 is the holder of the Deed of Trust dated April 10, 2013 from Brook Hollow Apartments, LLC, a Utah limited liability company in favor of Assignor recorded on April 18, 2013, under recording no.2630752 in the records of Weber County, Utah ,together with any amendments, renewals, extensions, or modifications thereto, the "Deed of Trust, Assignment of Rents, Security Agreement and Fixture Filing".

Assignor hereby sells, assigns, transfers and conveys all the right, title and interest of Assignor in and to the following to Brighton Bank, and its successors and assigns ("Assignee"), with an address at 7101 South Highland Drive, Salt Lake City, Utah, 84121 (a) the Deed of Trust and all obligations secured thereby, (b) the Assignment of Leases and Rents, (c) the loan secured by the Deed of Trust (the "Loan"); and (d) all promissory notes and other documents, instruments and agreements evidencing, securing, guaranteeing or otherwise governing the terms of the Loan (including but not limited to all environmental indemnity agreements entered into in connection with the Loan, whether or not the same are included in the Deed of Trust and whether or not the same are secured); (e) any and all title insurance policies and endorsements relating to the Deed of Trust; and (f) all claims, suits, causes of action, and any other right of Assignor, whether known or unknown, against any obligor arising under or in connection with the Loan or the loan documents pertaining to the Loan or the transactions contemplated thereby. This assignment is made without recourse, representations or warranties of any kind, except for those set forth in that certain Loan Purchase and Sale Agreement between Assignor and Assignee dated December 17, 2015.

Executed as of the 15th day of December, 2015

Banner Bank, successor in interest to AmericanWest Bank

By *Dan Leonard*

Dan Leonard, Executive Vice President

STATE OF WASHINGTON

COUNTY OF SPOKANE

On this 15th DAY OF DECEMBER 2015

before me the undersigned, a Notary Public in and for the State of Washington, duly commissioned and sworn, personally appeared Dan Leonard, to me known to be the Senior Vice President of the Corporation that executed the foregoing instrument and acknowledged the said instrument to be the free and voluntary act and deed of said corporation for the uses and purposes therein mentioned.

Witness my hand and official seal hereto affixed the day and year first above written.

Linda Carpenter

Notary Public in and for the State of Washington,

Residing at Spokane

My appointment expires on 2/15/2019

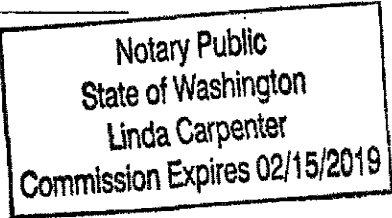


EXHIBIT 'A'

File No.: **NCS-590893-SLC1 (ami)**
 Property: **4515 Harrison Boulevard, Ogden, UT 84403**

02/08/2013

PART OF THE EAST ½ OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 1 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT WHICH IS NORTH 0° 29' 44" EAST 2945.63 FEET NORTH 89° 02' WEST 43.02 FEET AND SOUTH 0° 58' WEST 1032.46 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 9; RUNNING THENCE SOUTH 0° 58' WEST 320.00 FEET TO THE NORTH LINE OF THE B V GLASMAN PROPERTY, THENCE NORTH 89° 30' 16" WEST 349.11 FEET, THENCE NORTH 4° 35' 16" WEST 342.40 FEET TO A POINT WHICH IS NORTH 89° 02' WEST OF BEGINNING, THENCE SOUTH 89° 02' EAST 380.50 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM: THAT PORTION WITHIN THE BOUNDARIES OF SOUTH OGDEN HIGHLAND CANAL.

TOGETHER WITH A RIGHT OF WAY FOR INGRESS & EGRESS OVER THE FOLLOWING: PART OF THE EAST ½ OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, U S SURVEY; BEGINNING AT A POINT WHICH IS NORTH 0° 29' 44" EAST 2945.63 FEET, NORTH 89° 02' WEST 43.02 FEET, SOUTH 0° 58' WEST 1032.46 FEET AND NORTH 89° 02' WEST 15.00 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 9, RUNNING THENCE NORTH 0° 58' EAST 175.00 FEET, THENCE NORTHWESTERLY AND TO THE RIGHT ALONG THE ARC OF A REGULAR CURVE 23.56 FEET, (RADIUS EQUALS 15 FEET) THENCE NORTH 0° 58' EAST 30.00 FEET, THENCE NORTH 89° 02' WEST 40.00 FEET, THENCE SOUTH 0° 58' WEST 220.00 FEET, THENCE SOUTH 89° 02' EAST 25.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT FOR CONSTRUCTION AND MAINTENANCE OF SEWER LINE OVER THE FOLLOWING: A FIFTEEN FOOT (15') EASEMENT SEVEN AND ONE-HALF FEET (7.5') EAST SIDE OF THE FOLLOWING DESCRIBED CENTERLINE, PART OF THE EAST ½ OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 1 WEST, SALT LAKE BASE & MERIDIAN, US SURVEY: BEGINNING AT A POINT WHICH IS NORTH 0° 29' 44" EAST 2945.63 FEET, NORTH 89° 02' WEST 43.02 FEET SOUTH 0° 58' WEST 1032.46 FEET AND NORTH 89° 02' WEST 30.00 FEET FROM THE SOUTHEAST CORNER OF SAID SECTION 9, RUNNING THENCE NORTH 0° 58' EAST 420.00 FEET, THENCE SOUTH 89° 20' EAST 30 FEET, MORE OR LESS, TO THE WEST LINE HARRISON BOULEVARD.

A.P.N. ~~03-032-0021~~*06-032-0021 DB*

Initials: _____