

ASSIGNMENT OF DEED OF TRUST AND OTHER RECORDED DOCUMENTS

This Assignment ("Assignment") is made as of, September 19, 2023 by **NBH BANK (Charter No. 100870)** 7800 E. Orchard Road, Suite 300 Greenwood Village, CO 80111 ("Assignor"), in favor of **NBH REALTY II, LLC (Charter No. LC 001411600)**, 1580 N. Church Rd., Liberty, MO 64068 ("Assignee").

RECITALS:

A. Assignor is the owner and holder of that certain loan ("Loan") evidenced by that certain Promissory Note ("Note"), dated December 30, 2019, in the original amount of \$10,647,489.00, executed by CW The Beverly, LLC ("Borrower") in favor of Assignor, as modified from time to time.

B. The Note, is secured in part by that certain Deed of Trust, dated December 30, 2019, recorded on December 31, 2019, in Document No. 13160442, Book: 10880, Pages: 550-574, in the Official Records of Salt Lake County, Utah, executed by Borrower in favor of Assignor (Deed of Trust).


C. The Deed of Trust encumbers, among other things, certain real property ("Property"), located in Salt Lake County, Utah and legally described as follows:

See the attached **Exhibit 'B'** for legal description of property.

NOW THEREFORE, in consideration of the foregoing recitals, the covenants and agreements hereinafter set forth and other good and valuable considerations, the receipt and sufficiency of which, is hereby acknowledged. Assignor hereby absolutely assigns, sells, transfers, sets over, and conveys to Assignee, the Note, the Deed of Trust and Other Recorded Documents. All indebtedness secured thereby, and all rights, titles, interests, in, to and under those recorded documents identified on **Exhibit 'A'** attached hereto and made a part hereof, relating to the real property described on **Exhibit 'B'** attached hereto and made a part hereof, together with the Note secured thereby and remedies arising thereunder or relating thereto.

IN WITNESS WHEREOF, Assignor has executed this Assignment by and through the undersigned officer, pursuant to due authorization, on the day and year first above written.

NBH BANK

By: 
Cynthia D. Aaron, Senior Vice President

ACKNOWLEDGMENT

State of Missouri)
) ss.
County of Jackson)

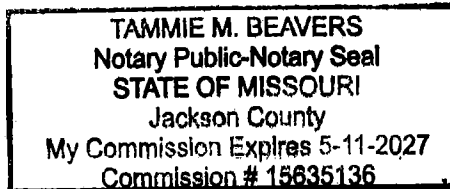
On this 19th day of September, 2023, before me personally appeared Cynthia D. Aaron to me personally known, who, being by me duly sworn, did say that she is the Senior Vice President of **NBH BANK** and that this instrument was signed on behalf of the Bank for the purposes described therein and she acknowledged this instrument to be the free act and deed of the Bank.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal on the day and year next written above.

SEAL

Tammie M. Beavers
Tammie M. Beavers, Notary Public

My term expires: May 11, 2027



WHEN RECORDED MAIL TO:
NBH Bank
1111 Main St., Suite 2700
Kansas City, MO 64105
Attn: Stacie Orr

EXHIBIT 'A'

RECORDED DOCUMENTS

1. Promissory Note dated December 30, 2019, I/A/O \$10,647,489.00, executed by CW The Beverly, LLC, a Utah limited liability company, borrower.
2. Construction Deed of Trust, Security Agreement, Fixture Filing and Assignment of Rents dated December 30, 2019, recorded on December 31, 2019 at Document No. 13160442, Book: 10880, Pages: 550-574, executed by CW The Beverly, LLC, a Utah limited liability company.
3. County Fixture Filing- UCC-1 Document No. 13160443, Book: 10880, Page: 575, recorded on December 31, 2019, debtor CW The Beverly, LLC
4. SOS/UT- UCC-1 File # 200102645590-8 dated December 31, 2019, debtor CW The Beverly LLC.
5. Deposit Account Control Agreement dated December 30, 2019, Equity Account No. 2576274786, debtor CW The Beverly, LLC (No Hold)

EXHIBIT 'B'

LEGAL DESCRIPTION

The land referred to herein is situated in the County of Salt Lake, State of Utah, and is described as follows:

Part of Lots 2 and 3, Block 81, Plat "A", SALT LAKE CITY SURVEY, described as follows: Beginning at a point on the Easterly right of way line of 600 West Street, said point being North 00°01'00" West 223.08 feet and North 89°59'00" East 71.71 feet from found street monument in the intersection of 600 West Street and 100 South Street, said point also being North 00°04'12" East 160.08 feet from the Southwest corner of said Block 81 and running thence North 00°04'12" East, along said Easterly right of way, 170.08 feet, thence North 89°55'32" East 233.19 feet, thence South 00°04'12" West 165.07 feet, thence South 89°55'28" West 68.00 feet, thence South 00°04'12" West 5.00 feet, thence South 89°55'28" West 165.19 feet to the point of beginning.

Tax ID No. ~~XXXXXXXXXX~~ 15-01-105-001, 15-01-105-002, 15-01-105-003 and
15-01-105-004