Assignment of Mortgage

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This ASSIGNMENT OF MORTGAGE is made as of February 02, 2009, by Mill Pond Funding LLC, a limited liability company organized under and existing by virture of the laws of the State of New York, maintaining an office for the transaction of business at 44 Cornflower Lane, East Northport, NY 11731, (the "Company"), as assignor, to TD Bank, N.A., a New Jersery corporation with a place of business at 5 Commerce Park North, Bedford, NH 03110, (the "Bank"), as assignee.

In consideration of certain loans made by the Bank to the Company pursuant to a Commercial Revolving Loan and Security Agreement ("the Agreement") dated as of October 22, 2004, by and between the Company, the Bank, Marjorie Ziegelman and Alan Haberman (as Guarantors), and the fact that the note(s) secured by the Mortgage (as defined herein) have been endorsed to the Bank by the Company, the Company hereby assigns to the Bank the mortgage (the "Mortgage") as collateral to secure the Loans (as defined in the Agreement), made by KRE, LLC to the Company, given to secure the payment of the sum of $106,843.00 and interest, dated October 13, 2008 recorded on 11-24-08 in the office of the Lake County Clerk, ~~in Reel~~ *, ~~Page~~ _____, together with the note(s) described in the Mortgage described above and the moneys due and to become due thereon with interest, ~~which Mortgage was assigned to the Company by an instrument in writing dated the date hereof which instrument is intended to be recorded simultaneously herewith~~ TO HAVE AND TO HOLD the same unto the Bank and its successors and assigns, forever. The Mortgage affects premises known as: * # 08-079917

1112 Cleveland Street, Hammond, IN Pin 26-34-0261-0023

The Company represents that there is now owing upon the Mortgage, without offset or defense of any kind, the principal sum of $106,843.00 with interest due thereon at the rate of 8% percent per annum.

The assignee is not acting as a nominee of the Mortgagor and the Mortgage being assigned continues to secure a bona fide obligation.

This Assignment of Mortgage is made for the express purpose of securing indebtedness of the Company to the Bank under the Agreement and is subject to the terms and provisions of the Agreement. Upon compliance with the conditions of the Agreement, the Bank will execute and deliver to the Company a statutory short form assignment, without warrranty or covenant, of the Mortgage and related Mortgage note, unless the Mortgage shall have then been paid in full by the Mortgagor or otherwise satisfied or foreclosed.

IN WITNESS WHEREOF, the undersigned has executed this Assignment as of the date first written above.

MILL POND FUNDING LLC, as Assignor

By: _____

Robert S. Goldenberg, Manager

2009 020734

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LP
CK
4844

Acknowledgment

STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

On the 02 day of February in the year 2009, before me, the undersigned, a notary public in and for the state, personally appeared Robert S. Goldenberg, 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.

By: _____
Notary Public

Charlene Crumpe
Notary Public, State of NewYork
No. 01CR6191536
My Commission Expires August 18, 2012

MIL265

(L)

Assignment of Mortgage

MILL POND FUNDING LLC

- TO -

TD BANK, N. A.

The land affected by the within instrument lies in:

Block	Lot	County	Property Address
			1112 Cleveland Street, Hammond, IN

Record and Return to:

Gregory Pignataro
TD Bank, N. A.
5 Commerce Park North
Bedford, NH 03110

MIL265

Prescribed by the
State Board of Accounts
(2005)

County form 170

Declaration

This form is to be signed by the preparer of a document and recorded with each document in accordance with IC 36-2-7.5-5(a).

I, the undersigned preparer of the attached document, in accordance with IC 36-2-7.5, do herby affirm under the penalties of perjury:

1. I have reviewed the attached document for the purpose of identifying and, to the extent permitted by law, redacting all Social Security number in attached document.

2. I have redacted, to the extent permitted by law, each Social Security number in the attached document.

I, undersigned, affirm under the penalties of perjury, that the foregoing declarations are true.

Signature of Declarant

Alice Syxdaru
Printed Name of Declarant