STATE OF INDIANA LAKE COUNTY FILED FOR RECORD

2009 DEC -3 AM 8: 39

MICHAEL A. BROWN RECORDER

(above space reserved for recording)

SATISFACTION AND RELEASE OF MORTGAGE, FIXTURE FILING AND ASSIGNMENT OF LEASES AND RENTS (IN08710-A Highland 2, IN, Lake County, Indiana)

WHEREAS, by the hereinafter described MORTGAGE, FIXTURE FILING AND ASSIGNMENT OF LEASES AND RENTS (as heretofore amended, restated, assigned or otherwise modified from time to time, the "Mortgage"), heretofore recorded in the records of Lake County, Indiana, certain real property was mortgaged by SBA TOWERS, INC. ("Mortgagor") to BANK OF AMERICA, N.A., successor by merger to LASALLE BANK NATIONAL ASSOCIATION, as Trustee, as Mortgagee, for the purpose of securing the payment of the Indebtedness evidenced by certain notes or loan agreements as more particularly described in the Mortgage; and

WHEREAS, the undersigned is the duly appointed mortgagee (the "Mortgagee") of each of the bona fide owners and holders of the Indebtedness; and

This Document is the property of WHEREAS, the Mortgage is briefly described as follows, to-wit:

Mortgagor Recording Information Date Description of Property

11/15/2007 Parisit A (Attack)

SBA Towers, Inc., Inst. # 2007 090771 a Florida corporation

11/15/2007 Exhibit A (Attached)

NOW, THEREFORE, in consideration of the above premises the undersigned, as the duly appointed Mortgagee for each of the bona fide owners and holders of the Indebtedness secured by said Mortgage, hereby releases and discharges the lien of the above described Mortgage, and to this end quit claims and conveys unto Mortgagor, its successors and assigns all of the undersigned's right, title, and interest in and to the real estate described in the above described Mortgage to which reference is made for a particular description of said property. All capitalized terms used herein but not defined herein shall have the meaning assigned to such terms in the Mortgage.

SBA Site: IN08710-A/Highland 2, IN BDDB01 5780964v2

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> Bank of America, N.A., successor by merger to LaSalle Bank National Association, Trustee for the certificate holders of SBA Trust Commercial Mortgage Pass-Through Certificates Series 2005-1 (and not in its corporate capacity)

By: Midland Loan Services, Inc. as Servicer for Bank of America, N.A., successor by merger to LaSalle Bank National Association, Trustee, under Limited Power of Attorney dated as of <u>Ocyl. 6</u>, 2009 (and not in its corporate capacity)

By: SBA CMBS-1 Depositor LLC, as agent for Midland Loan Services, Inc.

as Servicer, under Limited Power of Attorney dated as of <u>Oct. 16</u>, **Document 2009** (and not in its corporate capacity)

This Document is the property of the Lake County Reconstitution of Name: Thomas P. Hunt

Name: Thomas P. Hunt
Title: Senior Vice President/General

Counsel Counsel

STATE OF FLORIDA) ss COUNTY OF PALM BEACH) On this 2¹⁰ day of <u>Monember</u>, 2009, before me, a Notary Public, duly commissioned, qualified and acting, within for said County and State, personally appeared Thomas P. Hust, who acknowledged himself to be a duly authorized signatory of SBA CMBS-1 Deposition, a Deposition, and that he as such officer, being authorized to do so, executed the foregoing instrument in its capacity as Mortgagee for the purposes therein contained in the name of such company, as a duly authorized signatory of SBA CMBS-1 Dehositor, a Delawase corporation, on behalf of said corporation. IN TESTIMONY WHEREOF, I hereunto set my hand and official seal. JENNIFER BROWN Commission DD 667086 Expires June 22, 2011 My Commission Expires: I affirm, under the penalties for perjury, that I have taken reasonable care to reduct each Social Security number in this document unless required by law. Stacey Wagner (name of instrument preparer) After recording return to: This instrument was prepared by: Stacey Wagner, Legal Dept. SBA Towers, Inc. 5900 Broken Sound Parkway NW SBA Towers, Inc. 5900 Broken Sound Parkway NW Boca Raton, FL 33487 Boca Raton, FL 33487 Attn: Legal Dept.

EXHIBIT A Legal Description

DESCRIPTION OF LEASE AREA - HIGHLANDS SITE

Part of the West Half of the Northwest Quarter of Section 33, Township 36 North, Range 9 West, Lake County, Indiana, more particularly described as follows:

Commencing at a 1/2" diameter pipe marking the Southeast corner of real estate described in Document 001027 in the Office of the Recorder of Lake County; thence North 00 degrees 08 minutes 58 seconds West (all bearings in this description are based on Geodetic North) on the East line of said real estate described in Document 001027, a distance of 90.37 feet to the Point of Beginning; thence South 87 degrees 58 minutes 50 seconds West on a line defined by an existing 6 feet high chain link fence, 75.04 feet; thence North 00 degrees 08 minutes 58 seconds West and parallel with said East line, 77.45 feet; thence North 89 degrees 51 minutes 02 seconds East 75.00 feet to said East line of real estate described in Document 001027; thence South 00 degrees 08 minutes 58 seconds East on said East line, 75.00 feet to the Point of Beginning, containing 0.13 acre, more or less and subject to easements and rights of way of record.

DESCRIPTION OF ACCESS AND UTILITY EASEMENT

Part of the West Half of the Northwest Quarter of Section 33, Township 36 North, Range 9 West, Lake County, Indiana, more particularly described as follows:

Commencing at a 1/2" diameter marking the Southeast corner of real estate described in Document 001027 in the Office of the Recorder of Lake County; thence North 00 degrees 08 minutes 58 seconds West (all bearings in this description are based on Geodetic North) on the East line of said real estate described in Document 001027, a distance of 90.37 feet; thence South 87 degrees 58 minutes 50 seconds West 75.04 feet; thence North 00 degrees 08 minutes 58 seconds West 32.44 feet to the Point of Beginning; thence South 89 degrees 51 minutes 02 seconds West 67.57 feet; thence North 11 degrees 16 minutes 25 seconds West 519.21 feet; thence North 07 degrees 50 minutes 10 seconds East 94.73 feet; thence North 11 degrees 01 minutes 59 seconds West 249.89 feet to the South right of way line of Industrial Drive; thence North 67 degrees 47 minutes 23 seconds East on said South right of way line, 20.39 feet; thence South 11 degrees 01 minutes 59 seconds East 257.17 feet; thence South 07 degrees 50 minutes 10 seconds West 94.69 feet; thence South 11 degrees 16 minutes 25 seconds East 499.40 feet; thence North 89 degrees 51 minutes 02 seconds East 51.12 feet; thence South 00 degrees 08 minutes 58 seconds East 20.00 feet to the Point of Beginning.

SBA Site: IN08710-A/Highland 2, IN

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