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INDIANA  
LAKE COUNTY  
RECORDER

2010 010936

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MAN  
RECORDER

Property: Gary (Nsa I & Nsa Ii)  
Gary, IN  
Servicer Loan # 101042982

Pool # 627504PN  
Project # 073-35647

**ASSIGNMENT OF Mortgage**

Capmark Finance Inc., Debtor-In-Possession, a California corporation, whose address is 116 WELSH ROAD, HORSHAM, PENNSYLVANIA 19044 ("Capmark"), as the holder of the instrument hereinafter described and for good and valuable consideration hereby endorses, assigns, sells, transfers and delivers to

**Berkadia Commercial Mortgage LLC**  
118 Welsh Road  
Horsham, PA 19044

**This Document is the property of the Lake County Recorder!**

its successors, participants and assigns (collectively, "Assignee"), all right, title and interest of Berkadia Commercial Mortgage LLC in and to the following:

A Mortgage, by **Fifth Avenue Apartments an Indiana LP**, the ("Borrower"), **GMAC Commercial Mortgage Bank** [and "GMACM" ] dated as of 1/22/2004, and recorded 1/30/2004, recording info: **Instrument # 2004 008573**, in the **Lake County, Indiana** records, securing the payment of a Promissory Note (the "Note"), dated of even date, in the original principal amount of **\$1,445,000.00** made by the Borrower, payable to the order of **GMACM**, and encumbering 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 secured thereby and all sums of money due and to become due thereon, with the 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 Berkadia Commercial Mortgage LLC hereunder possesses or to which

Berkadia Commercial Mortgage LLC is otherwise entitled as additional security for the payment of the Note and other obligations described herein.

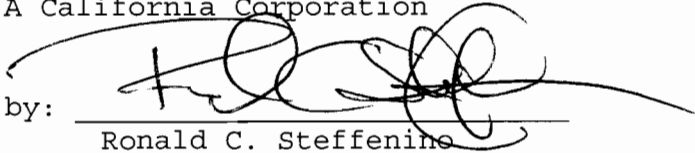
*oldm*  
*16.00*  
*# 2466052*  
*E*

This Assignment shall be governed in all respects by the laws of the state in which the aforementioned instruments were recorded and shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF, Capmark has duly executed this Assignment as of the 9<sup>th</sup> of December, 2009.

Capmark Finance Inc., Debtor-In-Possession  
A California Corporation

by:

  
Ronald C. Steffenino  
Senior Vice President

STATE OF PENNSYLVANIA

COUNTY OF MONTGOMERY

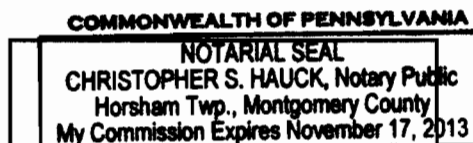
SS:

On the 9<sup>th</sup> day of December, 2009, before me, **CHRISTOPHER S. HAUCK**, a Notary Public in and for the said State, personally appeared **Ronald C. Steffenino, Senior Vice President** of Capmark Finance Inc., Debtor-In-Possession, personally known to me or proved to me on the basis of satisfactory evidence to be the individual who name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

In Witness Whereof, I have hereunto set my hand and official seal

  
Notary Public

My Commission Expires:  
11/17/2013



Prepared by:  
CT Lien Solutions  
PO Box 29071, Glendale, CA 91209-9071  
800-331-3282

When recorded mail to:  
CT Lien Solutions 21308055  
PO Box 29071, Glendale, CA 91209-9071  
CTLS ID: CFI522

Loan:101042982 Proj:073-35647

GARY (NSA I + NSA II)

# 10-1042982

FHA NO. 073-35647

EXHIBIT A

LEGAL DESCRIPTION

Situate in Lake County, State of Indiana:

Parcel 1:

Lot 25, Block 88, Gary Land Company's First Subdivision, in the City of Gary, as shown in Plat Book 6, page 15, in Lake County, Indiana.

Parcel 2:

Lot 6, Block 24, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 3:

Lot 1 and the West 22½ feet of Lot 2, Block 24, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 4:

Lots 1 to 6, both inclusive, Block 19, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 5:

Lot 3 and the West Half of Lot 4, Block 10, Gary Land Company's Second Subdivision, in the City of Gary, as shown in Plat Book 10, page 16, in Lake County, Indiana.

Parcel 6:

Lots 5 and 6, Block 13, Resubdivision of Gary Land Company's Third Subdivision, in the City of Gary, as shown in Plat Book 13, page 8, in Lake County, Indiana.

Parcel 7:

Lot 12, Block 23, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 8:

Lots 10 and 11, Block 23, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 9:

Lot 6, Block 23, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 10:

Lot 5, Block 23, Gary Land Company's Fourth Subdivision in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 11:

Lot 4, Block 23, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 12:

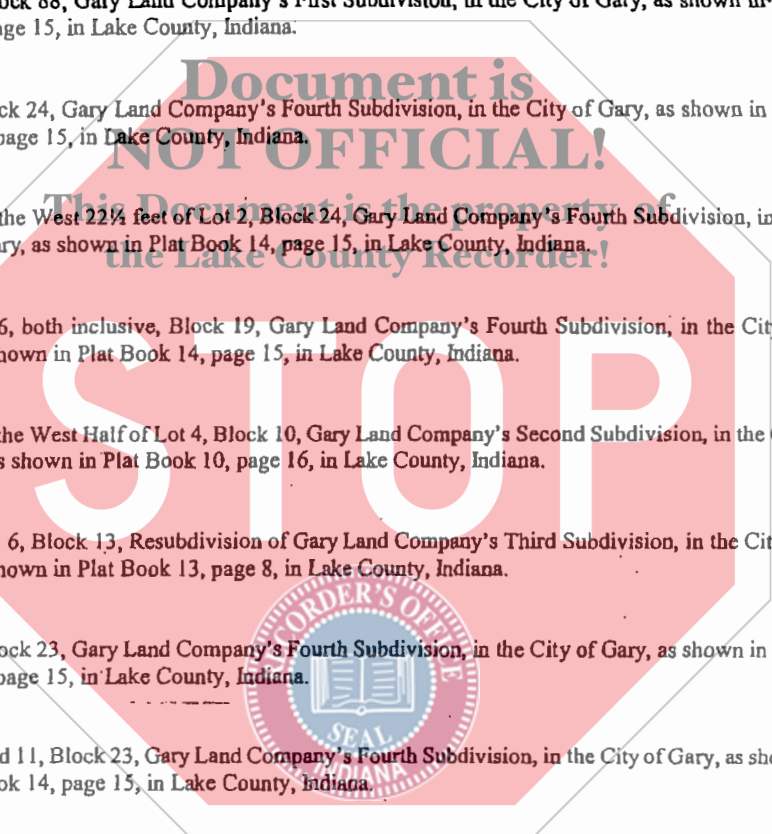
Lot 1 and the West 22½ feet of Lot 2, Block 22, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 13:

Lot 6, Block 21, Gary Land Company's Fourth Subdivision, in the City of Gary, as shown in Plat Book 14, page 15, in Lake County, Indiana.

Parcel 14:

Lots 3 to 6, both inclusive, Block 12, Gary Land Company's Fifth Subdivision, in the City of Gary, as shown in Plat Book 15, page 3½, in Lake County, Indiana.



2008-09-23