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STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2014 MAY -8 AM 8:32

MICHAEL B. BROWN
RECORDER

2014 025805

[SPACE ABOVE FOR RECORDER'S USE ONLY]
51106707a 1082

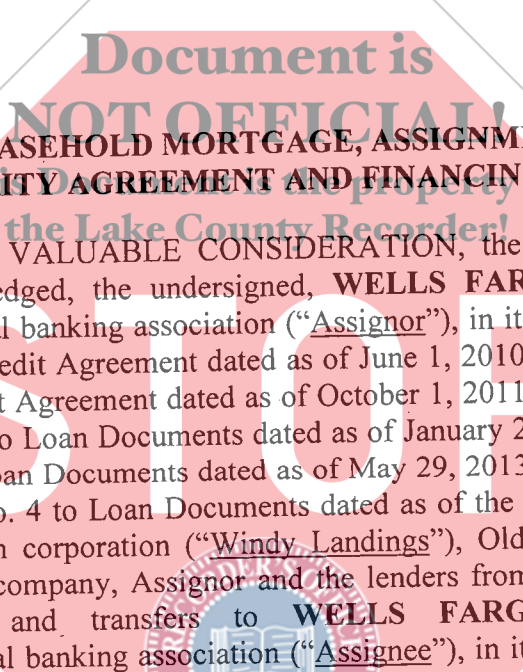
Fidelity National Title
4215 Edison Lakes Parkway
Suite 115
Mishawaka, IN 46545



Cross-Reference: Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement and Financing Statement recorded on February 27, 2012 as Instrument No. 2012-013985, in the records of Lake County, Indiana

Store No. 27891
820 W. Lincoln Highway
Scherville, Indiana 46375
Lake County

When recorded, should be returned to:
Wells Fargo Bank, National Association
1700 Lincoln Street, 3rd Floor
Denver, CO 80203-4500
MAC C7300-033
Attn.: Doc Team 4



ASSIGNMENT OF LEASEHOLD MORTGAGE, ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FINANCING STATEMENT

FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby acknowledged, the undersigned, **WELLS FARGO BANK, NATIONAL ASSOCIATION**, a national banking association ("Assignor"), in its capacity as Administrative Agent under that certain Credit Agreement dated as of June 1, 2010, as amended by that certain Amendment No. 1 to Credit Agreement dated as of October 1, 2011, as further amended by that certain Amendment No. 2 to Loan Documents dated as of January 24, 2012, as further amended by Amendment No. 3 to Loan Documents dated as of May 29, 2013, and as further amended by that certain Amendment No. 4 to Loan Documents dated as of the date hereof, between Windy Landings, Inc., a Michigan corporation ("Windy Landings"), Old West Properties, L.L.C., a Michigan limited liability company, Assignor and the lenders from time to time party thereto, hereby grants, assigns and transfers to **WELLS FARGO BANK, NATIONAL ASSOCIATION**, a national banking association ("Assignee"), in its capacity as Administrative Agent under that certain Amended and Restated Credit Agreement dated as of the date hereof, between Windy Landings, Sundance, Inc., a Michigan corporation ("Sundance"), Kensington Management, Inc., a Michigan corporation ("Kensington"), Assignee and the lenders from time to time party thereto, without recourse, all right, title and beneficial interest under that certain Leasehold Mortgage, Assignment of Leases and Rents, Security Agreement and Financing Statement made by Mortgagor to Mortgagee, recorded on February 27, 2012 as Instrument No. 2012-013985, in the records of Lake County, Indiana ("Mortgage"), executed by Windy

Obligor No. 8656536762

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PP E

Landings for the benefit of Assignor, encumbering certain improved real property, as more particularly described on Exhibit "A" annexed hereto and made a part hereof.

This Assignment shall be binding upon and inure to the benefit of the parties hereto and their respective successors and assigns.

THIS ASSIGNMENT SHALL BE GOVERNED BY AND CONSTRUED IN ACCORDANCE WITH THE LAWS OF THE STATE OF NEW YORK.

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IN WITNESS WHEREOF, Assignor has executed and delivered this Assignment under seal on the date indicated on the acknowledgment attached to this instrument, but to be effective as of April 22, 2014.

ASSIGNOR:

WELLS FARGO BANK, NATIONAL ASSOCIATION, as administrative agent

By: Maureen S. Malphus
Name: Maureen S. Malphus
Title: Vice President

CALIFORNIA NOTARY BLOCK, PURSUANT TO CIVIL CODE 1189, EFFECTIVE JANUARY 1, 2008

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

Document is NOT OFFICIAL!

This Document is the property of the Lake County Recorder!

On April 14, 2014, before me, Carla Lee Ward, Notary Public, personally appeared Maureen S. Malphus who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument, the person, or the entity upon behalf of which the person acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Carla Lee Ward
Notary Public

(SEAL)

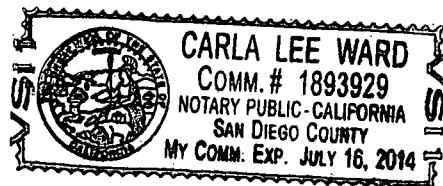


EXHIBIT "A"

Description of Real Property

A PART OF THE E 1/2 OF THE E 1/2 OF THE NE 1/4 OF SECTION 17 T35N, R9W OF THE 2ND P.M., LAKE COUNTY, INDIANA, BEING PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION POINT OF THE WEST LINE OF THE E 1/2 OF THE E 1/2 OF THE NE 1/4 OF SAID SECTION 17 AND THE N 45 FOOT RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 AS PRESENTLY LAID OUT EXTENDED WEST; THENCE S 89° 32' 21" E 77.4 FEET MORE OR LESS TO A 3/4 INCH I.D. IRON PIPE SET THIS SURVEY, BEING THE POINT OF BEGINNING, SAID POINT OF BEGINNING BEING ON THE NORTH 45 FOOT RIGHT-OF-WAY LINE OF US HIGHWAY NO. 30, THENCE ON THE FOLLOWING 3 COURSES ALONG THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 (1) S 89° 32' 21" E, 74.00 FEET, (2) N 85° 26' 52" E 137.32 FEET (3) S 89° 32' 21" E, 14.20 FEET, THENCE N 0° 27' 39" E, 132.00 FEET; THENCE S 85° 26' 52" W, 167.00 FEET; THENCE S 45° 05' 08" W, 83.47 FEET; THENCE S 0° 27' 39" W 70.00 FEET TO THE POINT OF BEGINNING.

EXCEPT (DEEDED TO THE STATE OF INDIANA, AS INSTRUMENT #976094)

FOR THE PURPOSES OF ESTABLISHING A LIMITED ACCESS FACILITY, THE PERMANENT EXTINGUISHMENT OF ALL RIGHTS AND EASEMENTS OF INGRESS AND EGRESS TO, FROM AND ACROSS THE LIMITED ACCESS FACILITY (TO BE KNOWN AS U.S.R. 30 AND U.S.R. 41 AND AS PROJECT USR-41(45)), TO AND FROM THE OWNER'S ABUTTING LANDS, ALONG THE LINE DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SECTION 17, TOWNSHIP 35 NORTH, RANGE 9 WEST, LAKE COUNTY, INDIANA; THENCE SOUTH 621.7 FEET ALONG THE EAST LINE OF SAID SECTION; THENCE WEST 61.9 FEET TO THE WEST BOUNDARY OF U.S.R. 41; THENCE SOUTH 0 DEGREES 11 MINUTES 00 SECONDS WEST 143.59 FEET ALONG THE BOUNDARY OF SAID U.S.R. 41 TO THE POINT OF BEGINNING OF THIS DESCRIPTION, WHICH POINT IS 60.00 FEET SOUTH FROM THE NORTH LINE OF OWNER'S LAND; THENCE SOUTH 0 DEGREES 11 MINUTES 00 SECONDS WEST 74.51 FEET ALONG SAID BOUNDARY TO THE NORTHWESTERN BOUNDARY OF THE INTERSECTION OF SAID U.S.R. 41 AND U.S.R. 30; THENCE SOUTH 49 DEGREES 02 MINUTES 00 SECONDS WEST 126.20 FEET ALONG THE BOUNDARY OF INTERSECTION OF SAID U.S.R. 41 AND SAID U.S.R. 30 TO THE NORTH BOUNDARY OF SAID U.S.R. 30; THENCE NORTH 89 DEGREES 49 MINUTES 00 SECONDS WEST 161.60 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30 AND TERMINATING ON THE WEST LINE OF THE OWNER'S LAND.

ALSO EXCEPT (TO THE STATE OF INDIANA IN INSTRUMENT #2003036340)

A PART OF THE EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 35 NORTH, RANGE 9 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE NORTH 89 DEGREES 42 MINUTES 50 SECONDS WEST 668.46 FEET (659.30 FEET DEDUCED FROM DEED RECORD 1394, PAGE 39 AND DEED RECORD 1394, PAGE 42) ALONG THE NORTH LINE OF SAID

SECTION TO THE NORTHWEST CORNER OF SAID HALF-HALF QUARTER SECTION; THENCE SOUTH 1 DEGREE 36 MINUTES 25 SECONDS EAST 384.89 FEET ALONG THE WEST LINE OF SAID HALF-HALF QUARTER SECTION TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 14 DEGREES 45 MINUTES 10 SECONDS EAST 36.24 FEET; THENCE SOUTH 89 DEGREES 45 NORTH 00



SECONDS EAST 72.61 FEET; THENCE SOUTH 0 DEGREES 12 MINUTES 39 SECONDS EAST 15.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 30 (ALSO KNOWN AS LINCOLN HIGHWAY); THENCE NORTH 89 DEGREES 45 MINUTES 00 SECONDS WEST 16.00 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30; THENCE SOUTH 0 DEGREES 15 MINUTES 00 SECONDS WEST 5.00 FEET ALONG SAID BOUNDARY; THENCE NORTH 89 DEGREES 45 MINUTES 00 SECONDS WEST 64.33 FEET ALONG SAID BOUNDARY TO THE WEST LINE OF SAID HALF-HALF QUARTER SECTION; THENCE NORTH 1 DEGREE 36 MINUTES 25 SECONDS WEST 55.03 FEET ALONG SAID WEST LINE TO THE POINT OF BEGINNING AND CONTAINING

ALSO EXCEPT (TO THE STATE OF INDIANA IN INSTRUMENT #2003036340)

A PART OF THE EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 35 NORTH, RANGE 9 WEST, LAKE COUNTY, INDIANA DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION; THENCE NORTH 89 DEGREES 42 MINUTES 50 SECONDS WEST 668.46 FEET (659.30 FEET DEDUCED FROM DEED RECORD 1394, PAGE 39 AND DEED RECORD 1394, PAGE 42) ALONG THE NORTH LINE OF SAID SECTION TO THE NORTHWEST CORNER OF SAID HALF-HALF QUARTER SECTION; THENCE SOUTH 1 DEGREE 36 MINUTES 25 SECONDS EAST 884.89 FEET ALONG THE WEST LINE OF SAID HALF-HALF QUARTER SECTION; THENCE SOUTH 14 DEGREES 45 MINUTES 10 SECONDS EAST 36.24 FEET; THENCE SOUTH 89 DEGREES 45 MINUTES 00 SECONDS EAST 72.61 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE CONTINUING SOUTH 89 DEGREES 45 MINUTES 00 SECONDS EAST 210.92 FEET; THENCE SOUTH 0 DEGREES 15 MINUTES 00 SECONDS WEST 3.00 FEET TO THE NORTH BOUNDARY OF U.S.R. (ALSO KNOWN AS LINCOLN HIGHWAY); THENCE SOUTH 85 DEGREES 14 MINUTES 13 SECONDS WEST

137.33 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30; THENCE NORTH 89 DEGREES 45 MINUTES 00 SECONDS WEST 74.00 FEET ALONG SAID BOUNDARY; THENCE NORTH 0 DEGREES 12 MINUTES 39 SECONDS WEST 15.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.054 ACRES, MORE OR LESS.

ALSO EXCEPT (TO THE STATE OF INDIANA IN INSTRUMENT #2003036340)

A PART OF THE EAST HALF OF THE EAST HALF OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 35 NORTH, RANGE 9 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON PIPE ON THE WEST RIGHT OF WAY LINE OF STATE ROAD #41 AT A POINT 46.05 FEET WEST OF THE NORTHEAST CORNER OF SAID SECTION 17, (THE FOREGOING PORTION OF THIS DESCRIPTION BEGINNING WITH THE WORDS "AT AN IRON PIPE" IS QUOTED FROM DEED RECORD 1394, PAGE 39 AND DEED RECORD 1394, PAGE 42); THENCE ALONG THE BOUNDARY OF SAID U.S.R. 41 (ALSO KNOWN AS STATE ROAD #41) SOUTHERLY 126.43 FEET ALONG AN ARC TO THE RIGHT AND HAVING A RADIUS OF 48,287.94 FEET AND SUBTENDED BY A LONG CHORD HAVING A BEARING OF SOUTH 0 DEGREES 16 MINUTES 08 SECONDS EAST AND A LENGTH OF 126.43 FEET; THENCE SOUTH 89 DEGREES 48 MINUTES 22 SECONDS WEST 5.00 FEET; THENCE NORTH 30 DEGREES 29 MINUTES 25 SECONDS WEST 13.88 FEET; THENCE NORTHERLY 114.55 FEET ALONG AN ARC TO THE LEFT AND HAVING A RADIUS OF 48,275.94 FEET AND SUBTENDED BY A LONG CHORD

HAVING A BEARING OF NORTH 0 DEGREES 16 MINUTES 34 SECONDS WEST AND A LENGTH OF 114.55 FEET TO THE NORTH LINE OF SAID SECTION; THENCE SOUTH 89 DEGREES 42 MINUTES 50 SECONDS EAST 12.00 FEET ALONG SAID NORTH LINE TO THE POINT OF BEGINNING AND CONTAINING 0.034 ACRES, MORE OR LESS. ALL BEARINGS IN THIS DESCRIPTION WHICH ARE NOT QUOTED FROM PREVIOUS INSTRUMENTS ARE BASED ON THE BEARING SYSTEM FOR INDIANA DEPARTMENT OF TRANSPORTATION PROJECT STP-2001(010).



THIS INSTRUMENT WAS PREPARED BY: *Steven Sauro*

Morris, Manning & Martin, LLP
1600 Atlanta Financial Center
3343 Peachtree Road
Atlanta, GA 30326
Attn: Steven J. Sauro, Esq.

I affirm under penalties of perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

Steven Sauro
Steven J. Sauro, Esq.

