

02 MAR 29 AM 9:17

Vol M02 Page 18484

THIS DOCUMENT PREPARED BY,  
RECORDING REQUESTED BY ~~AND~~  
~~WHEN RECORDED MAIL TO:~~

State of Oregon, County of Klamath  
Recorded 03/29/2002 9:17 a m.  
Vol M02. Pg 18484 - 84  
Linda Smith, County Clerk  
Fee \$ 61.00 # of Pgs 6

David W. Forti, Esq.  
Dechert  
1717 Arch Street  
4000 Bell Atlantic Tower  
Philadelphia, PA 19103-2793  
ATTN: William McGowan, Paralegal

SPACE ABOVE THIS LINE FOR RECORDER'S USE

*Site # 117*

ASSIGNMENT OF DEED OF TRUST, ASSIGNMENT OF LEASES AND RENTS,  
SECURITY AGREEMENT AND FIXTURE FILING AND OTHER RECORDED  
DOCUMENTS

KNOW ALL MEN BY THESE PRESENTS, that the undersigned NOMURA ASSET CAPITAL CORPORATION, a Delaware corporation ("Assignor"), having an address of Two World Financial Center, Building B, New York, New York 10281-1198, for good and valuable consideration, the receipt and adequacy of which are hereby acknowledged, has, as of March 30, 1998, sold, assigned and transferred, and effective as of March 30, 1998, does hereby sell, assign and transfer, without recourse, to LASALLE BANK NATIONAL ASSOCIATION, formerly known as LASALLE NATIONAL BANK, as Trustee for the registered holders of Nomura Asset Securities Corporation Commercial Mortgage Pass-Through Certificates, Series 1998-D6 ("Assignee"), all of Assignor's right, title and interest in, to and under those recorded documents identified on Exhibit B attached hereto and made a part hereof, relating to the real property described on Exhibit A attached hereto and made a part hereof, together with the Note secured thereby.

Dated as of the 24<sup>th</sup> day of February, 2002.

Witnesses:

ASSIGNOR:

NOMURA ASSET CAPITAL CORPORATION

Joyce Chu  
Print Name: Joyce Chu

Denise Utt  
Print Name: Denise Utt

By: Timothy L. Porter  
Name: Timothy L. Porter  
Title: Vice President

AFTER RECORDING RETURN  
DOCUMENT TO:

CHICAGO TITLE INS. CO.  
ATTN: WILMA GURGANUS  
171 NORTH CLARK STREET  
CHICAGO, IL 60601

LNB Loan No. 224-0130-001  
Loan Name: 4061 South 6<sup>th</sup> & 2500 South 6<sup>th</sup>  
Ontario, Klamath County, Oregon

STATE OF NEW YORK                    )  
                                                  ) SS: at New York  
COUNTY OF NEW YORK                )

On February 24, 2002, before me, a Notary Public in and for said state, personally appeared Timothy L. Porter, personally known to me (or 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 he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity on behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Denise Utt, Notary Public  
Print Name: **DENISE UTT** (SEAL)

DENISE UTT  
NOTARY PUBLIC, State of New York  
No. 01UT9419228  
Qualified in New York County  
Commission Expires August 31, 2002

**EXHIBIT A**

LEGAL DESCRIPTION

[See attached]

## DESCRIPTION

The following described real property situate in Klamath County, Oregon:

A parcel of land situated in Tract 805—Enterprise Tracts, being in the NE  $\frac{1}{4}$  of Section 4, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southwest corner of said Tract 805; thence North  $00^{\circ}03'34''$  East, along the West line of said Tract 805, 513.61 feet; thence leaving said West line, South  $55^{\circ}46'50''$  East 143.87 feet; thence North  $34^{\circ}13'10''$  East 20.00 feet; South  $55^{\circ}46'50''$  East 65.00 feet; thence North  $34^{\circ}13'10''$  East 40.00 feet; thence South  $55^{\circ}46'50''$  East 90.00 feet; thence South  $34^{\circ}13'10''$  West 210.00 feet; thence South  $65^{\circ}46'50''$  East 29.72 feet to a  $\frac{1}{4}$  Inch iron pipe at the Northwest corner of property described in Deed Volume M73 page 3750; thence along the West line of said Deed Volume, South  $00^{\circ}03'30''$  West 204.30 feet to a  $\frac{5}{8}$  Inch iron pin with a Tru-Line Surveying plastic cap; thence South  $89^{\circ}51'00''$  West 167.68 feet to the point of beginning.

TOGETHER WITH a 30 foot easement situated in Tract 805—Enterprise Tracts, being the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 4, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, the center line being more particularly described as follows:

Beginning at a point on the Southerly right of way line of South Sixth Street as described in Deed Volume 191 page 240 from which the "+" in the concrete sidewalk marking the intersection of the said right of way and the Easterly line of that tract of land described in Deed Volume 179 page 385, bears North  $55^{\circ}46'50''$  East 35.00 feet; thence South  $34^{\circ}13'10''$  East 250.00 feet to the Northerly line of Parcel 2 of Major Land Partition 3-P-89.

AND ALSO TOGETHER WITH: An 8 foot utility easement situated in Tract 805—Enterprise Tracts, being in the NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  of Section 4, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon the Easterly line of said easement being more particularly described as follows:

Beginning at a  $\frac{5}{8}$  Inch iron pin with an aluminum cap stamped LS 658, marking the Northwest corner of that tract of land described in Deed Volume M73 page 3753; thence South  $34^{\circ}13'10''$  West, along the Northwestern boundary of said tract 190.00 feet to the Northeastly corner of Parcel 2 of Major Land partition 3-P-89.

3055  
18488

**EXHIBIT A**

**Lots 99 through 104, inclusive and Lots 107 through 110, inclusive of Bunnell Addition to Balsiger Tracts, according to the official plat thereof on file in the office of the County Clerk of Klamath County.**

(4061 South Sixth Street)  
(Klamath Best Western)

**EXHIBIT B**

## LOAN DOCUMENTS

1. Deed of Trust, Assignment of Leases and Rents, Security Agreement and Fixture Filing dated as of January 22, 1998, executed by Shreeji Management, LLC, a California limited liability company (the "Borrower"), as grantor, to First American Title Insurance Company, as trustee, for the benefit of to Nomura Asset Capital Corporation ("NACC"), as beneficiary, and recorded on January 30, 1998 in the Official Records of Klamath County, Oregon (the "Land Records"), in Volume M98 page 2977.

2. Assignment of Leases and Rents dated as of January 22, 1998, from Borrower, as assignor, to NACC, as assignee, and recorded January 30, 1998 in the Land Records in Volume M98 page 3046.