

2010-009197

Klamath County, Oregon



00088189201000091970040042

This instrument was prepared by:

**Midland Loan Services, Inc.**  
**Attn: Collateral Services / Katrina Garrard**  
**PO Box 25965**  
**Shawnee Mission, KS 66225-5965**  
**Phone Number: 1-800-327-8083**

08/04/2010 10:34:23 AM

Fee: \$52.00

MLS Loan # 940903645

### ASSIGNMENT OF LOAN DOCUMENTS

This **ASSIGNMENT OF LOAN DOCUMENTS** is made and entered into as of the 27 day of July, 2010, from **Bank of America, National Association as Successor by Merger to LaSalle Bank National Association f/k/a as LaSalle National Bank, as Trustee for the Registered Certificateholders of Midland Realty Acceptance Corp. Commercial Mortgage Pass-Through Certificates, Series 1996-C2 (Assignor)**, whose address is **504 W. Madison Street, Suite 1804, Chicago, Illinois 60661**, to **DLJ Mortgage Capital, Inc. (Assignee)**, having a mailing address of **Eleven Madison Avenue, New York, New York 10010**.

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the Assignor does by these presents hereby grant, bargain, sell, assign, transfer and set over unto the Assignee, its successors, transferees, and assigns forever, all of the rights, title and interest of said Assignor in and to the following instruments describing property therein, duly recorded in the Office of the County recorder of **Klamath County, State of Oregon** as follows:

Loan Documents Schedule:

**See Attached Loan Documents Schedule**

Legal Description:

**See Attached Legal**

Together with any and all notes and obligations therein described or referred to, the debt respectively secured thereby and all sums of money due and to become due thereon, with interest thereon, and attorney's fees and all other charges.

This assignment is made without recourse or warranty (express, implied or statutory) to Assignee, except that Assignor warrants as follows:

1. The Assignor owns the Promissory Note (Note) and Loan Documents and to Assignor's knowledge the Note and Loan Documents are free and clear of any liens or judgments apart from standing as collateral for the herein referenced Trust.
2. The Assignor has good right, power and authority to assign the Note and Loan Documents and the undersigned is fully authorized to execute this instrument on behalf of the Assignor.

DATED: July 27, 2010

Bank of America, National Association as  
Successor by Merger to LaSalle Bank  
National Association f/k/a as LaSalle National  
Bank, as Trustee for the Registered  
Certificateholders of Midland Realty  
Acceptance Corp. Commercial Mortgage  
Pass-Through Certificates, Series 1996-C2

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

ANN M. KELLY  
ASSISTANT VICE PRESIDENT

Title: \_\_\_\_\_

**ACKNOWLEDGMENT**

STATE OF Illinois )  
 ) ss.  
COUNTY OF Cook )

On July 27, 2010, before me, CHRISTOPHER J. NUXOLL personally appeared Ann M. Kelly, 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 acknowledge to me that she/he executed the same in his authorized capacity, and that by her/his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

[Signature]  
Notary Public

(Seal)



**Loan Documents Schedule**

**Trust Deed, Security Agreement and Assignment of Leases and Rents**

Dated: 10/21/1996  
Borrower: Applegate Trail Apartments Limited Partnership  
Lender: Midland Commercial Financing Corp.  
Recorded: 10/22/1996  
Volume: 1496  
Page: 33394  
Document #: 27160

**Assignment of Leases and Rents**

Dated: 10/21/1996  
Borrower: Applegate Trail Apartments Limited Partnership  
Lender: Midland Commercial Financing Corp.  
Recorded: 10/22/1996  
Volume: 1496  
Page: 33434  
Document #: 27161

**Assignment of Loan Documents**

Dated: 10/21/1996  
Assignor: Midland Commercial Financing Corp.  
Assignee: LaSalle National Bank, as Trustee for the Registered  
Certificateholders of Midland Realty Acceptance Corp.  
Commercial Mortgage Pass-Through Certificates, Series  
1996-C2  
Recorded: 09/29/1997  
Volume: M97  
Page: 31726  
Number: 46002

Legal

A TRACT OF LAND SITUATED IN THE SW1/4 OF SECTION 11, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE INITIAL POINT ON THE SOUTH RIGHT OF WAY LINE OF BRISTOL AVENUE, FROM WHICH THE NORTHWEST CORNER OF TRACT NO. 1026 BEARS NORTH 89 DEGREES 32' 55" EAST 520.00 FEET AND S-N-S 1/256 CORNER BEARS SOUTH 89 DEGREES 38' WEST 916.15 FEET AND NORTH 30.00 FEET BY DEED; THENCE NORTH 89 DEGREES 32' 55" EAST ALONG SAID RIGHT OF WAY, 260.00 FEET, TO THE NORTHWEST CORNER OF THAT TRACT OF LAND DESCRIBED IN VOLUME M87, PAGE 14676, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON; THENCE ALONG THE BOUNDARIES OF SAID TRACT AND THAT TRACT DESCRIBED IN VOLUME M96, PAGE 19616, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON, SOUTH 00 DEGREES 27' 05" EAST 295.00 FEET AND NORTH 89 DEGREES 32' 55" EAST 150.00 FEET; THENCE SOUTH 00 DEGREES 27' 05" EAST 120.00 FEET; THENCE NORTH 89 DEGREES 32' 55" EAST 126.30 FEET, TO THE WESTERLY BOUNDARY OF TRACT 1026 - THE MEADOWS, A DULY RECORDED SUBDIVISION; THENCE ALONG SAID BOUNDARY SOUTH 22 DEGREES 42' 12" EAST 79.24 FEET AND SOUTH 37 DEGREES 56' 58" EAST 89.06 FEET; THENCE ALONG THE NORTHERLY RIGHT OF WAY LINE OF THE U.S.B.R. 1-C-3-B DRAIN, SOUTH 47 DEGREES 42' 00" WEST 152.16 FEET; THENCE ALONG THE NORTHERLY RIGHT OF WAY OF THE U.S.B.R. F-7 (A-3-C-) LATERAL, NORTH 59 DEGREES 30' 00" WEST 811.30 FEET TO THE WESTERLY LINE OF THAT PROPERTY DESCRIBED IN DEED VOLUME 284, PAGE 485, DEED RECORDS OF KLAMATH COUNTY, OREGON; THENCE FOLLOWING SAID WESTERLY LINE; NORTH 00 DEGREES 27' 05" WEST 61.45 FEET, NORTH 67 DEGREES 54' 55" EAST 202.89 FEET AND NORTH 00 DEGREES 27' 05" WEST 107.00 FEET TO THE POINT OF BEGINNING.

TOGETHER WITH AN EASEMENT AS EVIDENCED BY WARRANTY DEED DATED JUNE 14, 1976, RECORDED JUNE 28, 1976, IN VOLUME M76, PAGE 9724, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON, AND AN EASEMENT AS EVIDENCED BY WARRANTY DEED DATED NOVEMBER 6, 1978, RECORDED NOVEMBER 20, 1978, IN VOLUME M78, PAGE 26188, MICROFILM RECORDS OF KLAMATH COUNTY, OREGON.