

2017-012082

Klamath County, Oregon

10/23/2017 11:29:01 AM

Fee: \$82.00

Return to:
Document Recording Services
P.O. Box 3008
Tallahassee, FL 32315-3008

This document was prepared by

Marion P. Mathiason, Esq.
Marion P. Mathiason, P.A.
455 N. Indian Rocks Rd.
Belleair Bluffs, Florida 33770



REF137722031A

File 1st

SPACE ABOVE THIS LINE FOR RECORDER'S USE

ASSIGNMENT AND ASSUMPTION OF LINE OF CREDIT LEASEHOLD DEED OF TRUST, ASSIGNMENT OF RENTS AND LEASES, SECURITY AGREEMENT AND FIXTURE FILING (SECURITY FOR CONSTRUCTION LOAN)

FOR VALUE RECEIVED, on this 28th day of September, 2017, **SEMINOLE FUNDING RESOURCES, LLC**, a Delaware limited liability company ("**Assignor**"), hereby assigns, transfers and conveys to **SAS MORTGAGE GROUP I, LLC**, a Delaware limited liability company with a place of business at 455 N. Indian Rocks Rd. Belleair Bluffs, Florida 33770 ("**Assignee**"), all of its right, title and interest in and to the following:

1. The loan made by Assignor to **OR SOLAR 8, LLC**, a Delaware limited liability company ("**Borrower**") evidenced and secured by certain documents, including those documents described on Schedule 1 hereto (the "**Loan**") including, without limitation, that certain Line of Credit Leasehold Deed of Trust, Assignment of Rents and Leases, Security Agreement and Fixture Filing (Security for Construction Loan) dated as of August 11, 2017 (the "**Construction Deed of Trust**") executed by Borrower, as grantor, to Amerititle, as trustee, for the benefit of Assignor, as beneficiary, and recorded as Instrument No. 2017-009111, of the Official Records of Klamath County, Oregon (the "**Public Records**"), and secured by that certain real property located in Klamath County, Oregon, more completely described in Exhibit A attached hereto, and all other documents relating to the Loan; and

2. All of the documents described on Schedule 1 hereto and the rights, liens, security interests and remedies arising thereunder.


This Assignment and Assumption is made without representation or warranty of any kind.

[Remainder of page intentionally blank]

IN WITNESS WHEREOF, the undersigned has executed this Assignment and Assumption as of the date first above written.

ASSIGNOR:

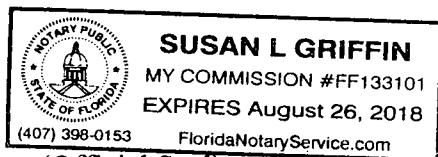
SEMINOLE FUNDING RESOURCES, LLC
a Delaware limited liability company

By: 
Timothy S. Fetter
Its: Executive Vice President

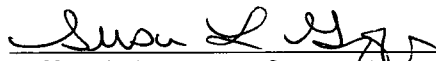
STATE OF FLORIDA)
) SS.
COUNTY OF PINELLAS)

The undersigned, a Notary Public in and for the said County, in the State aforesaid, DO HEREBY CERTIFY that Timothy S. Fetter, the Executive Vice President of **SEMINOLE FUNDING RESOURCES, LLC**, a Delaware limited liability company, on behalf of said entity, who is personally known to me to be the same person whose name is subscribed to the foregoing instrument as such Timothy S Fetter, appeared before me this day in person and acknowledged that he signed and delivered said instrument as his own free and voluntary act and as the free and voluntary act of the limited liability company, for the uses and purposes therein set forth.

GIVEN under my hand and notarial seal this 27th day of Sept, 2017.



(Official Seal)


(official signature of Notary)
Susan L Griffin, Notary Public
(Notary's printed or typed name)

My Commission Expires: 8-26-18

Schedule 1

to Assignment and Assumption of Line of Credit Leasehold Deed of Trust, Assignment of Rents and Leases, Security Agreement and Fixture Filing (Security for Construction Loan)

LIST OF LOAN DOCUMENTS

(Each dated effective as of August 11, 2017 unless otherwise noted)

1. Promissory Note executed by Borrower for the benefit of Assignor in the original amount of \$17,360,000.00;
2. Construction Loan Agreement between Borrower and Assignor (the "Loan Agreement");
3. Line of Credit Leasehold Deed of Trust, Assignment of Rents and Leases, Security Agreement and Fixture Filing (Security for Construction Loan) (the "Construction Deed of Trust") executed by Borrower, as grantor, to Amerititle, as trustee, for the benefit of Assignor, as beneficiary, and recorded as Instrument No. 2017-009111, of the Official Records of Klamath County, Oregon (the "Public Records"), encumbering the real property legally described on Exhibit A attached hereto and made a part hereof ("Property");
4. Guaranty of Payment and Completion, by ET CAP OR Holdings LLC ("ET Holdings") to and for the benefit of Assignor;
5. Guaranty of Payment and Completion, by ET Capital Solar Partners (USA), Inc. ("ET Partners") to and for the benefit of Assignor;
6. Guaranty of Payment and Completion, by ET Solutions AG ("ET Solutions") to and for the benefit of Assignor (ET Holdings, ET Partners and ET Solutions shall be collectively referred to as "Guarantors");
7. Indemnity Agreement, from Borrower and Guarantors to Assignor;
8. Security Agreement by Borrower to and for the benefit of Assignor;
9. Registration Agreement by Borrower in favor of Seminole Financial Services, LLC;
10. Assignment of Agreements by Borrower to and for the benefit of Assignor;
11. Collateral Assignment and Security Agreement by Borrower to and for the benefit of Assignor;
12. Collateral Assignment of Membership Interests, Capital Contributions and Pledge Agreement by ET Holdings for the benefit of Assignor;
13. Consent and Agreement (EPC) by and among Borrower, ET Solutions North America LLC, and Assignor;

14. Landlord Consent and Estoppel Certificate (Lease Agreement) by OR Solar 8A LLC to and for the benefit of Assignor; and
15. UCC-1 Financing Statements for the benefit of Assignor, as secured party, as required by Assignor.

EXHIBIT A

LEGAL DESCRIPTION

The NE1/4 of Section 25, Township 38 South, Range 10 East of the Willamette Meridian,
Klamath County, Oregon.