

20221013000388380
10/13/2022 11:37:53 AM
ASSIGN 1/5

ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

ARGENTIC REAL ESTATE INVESTMENT LLC, a Delaware limited liability company
(Assignor)

to

AREIT 2021-CRE5 LTD, an exempted company incorporated in the Cayman Islands with
limited liability
(Assignee)

Effective as of October 5, 2021

County of Shelby
State of Alabama

DOCUMENT PREPARED BY AND WHEN RECORDED, RETURN TO:

McCoy & Orta, P.C.
100 North Broadway, 26th Floor
Oklahoma City, Oklahoma 73102
Telephone: 888-236-0007

ASSIGNMENT OF ASSIGNMENT OF LEASES AND RENTS

Effective as of the 5th day of October, 2021, **ARGENTIC REAL ESTATE INVESTMENT LLC, a Delaware limited liability company**, for the benefit of itself, and for the benefit of any companion participation holder(s), having an address at 31 West 27th Street, 12th Floor, New York, NY 10001, Attention: Michael Schulte ("Assignor"), as the holder of the instrument hereinafter described and for valuable consideration hereby assigns, sells, transfers and delivers to **AREIT 2021-CRE5 LTD, an exempted company incorporated in the Cayman Islands with limited liability**, for the benefit of itself, and for the benefit of any companion participation holder(s), having an address at c/o MaplesFS Limited, P.O. Box 1093, Boundary Hall, Cricket Square, Grand Cayman, KY1-1102 Cayman Islands, with a copy to c/o Argentic Real Estate Investment LLC, 31 West 27th Street, 12th Floor, New York, NY 10001 ("Assignee"), its successors, participants and assigns, without recourse, all right, title and interest of Assignor, except as expressly set forth in that certain Mortgage Asset Purchase Agreement, dated as of October 5, 2021, and subject to the rights and obligations of any companion participation holder(s) under any related participation agreement(s), in and to that certain:

ASSIGNMENT OF LEASES AND RENTS made by GWR HUNTLEY PARTNERS, LLC, a Delaware limited liability company to ARGENTIC REAL ESTATE INVESTMENT LLC, a Delaware limited liability company, dated as of June 16, 2021 and recorded on June 18, 2021, as Instrument Number 20210618000299090 in the Recorder's Office of Shelby County, Alabama ("Recorder's Office") (as the same may have been amended, modified, restated, supplemented, renewed or extended), (the "Assignment of Leases"), securing payment of note(s) of even date therewith, in the principal amount of \$20,837,000.00, and creating a lien on the property described in Exhibit A attached hereto and by this reference made a part hereof.

The Assignment of Leases was assigned to AREIT WH IV LLC, a Delaware limited liability company, by assignment instrument dated as of June 16, 2021 and recorded on August 1, 2022, as Instrument Number 20220801000300380, in the Recorder's Office.

The Assignment of Leases was further assigned to ARGENTIC REAL ESTATE INVESTMENT LLC, a Delaware limited liability company, by assignment instrument dated as of October 5, 2021 and being recorded prior to the recording of this instrument in the Recorder's Office.

Together with any and all other liens, privileges, security interests, rights, entitlements, equities, claims and demands as to which Assignor hereunder possesses or to which Assignor is otherwise entitled as additional security for the payment of the notes and other obligations described herein.

Reference No.: 3263.041

Matter Name: The Huntley Apartments

Pool: AREIT 2021-CRE5

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

[SIGNATURE(S) ON THE FOLLOWING PAGE]

15 IN WITNESS WHEREOF, the Assignor has caused this instrument to be executed this day of November, 2021, to be effective as of the date first written above.

ASSIGNOR:

ARGENTIC REAL ESTATE INVESTMENT LLC,
a Delaware limited liability company

By: Argentic Investment Management LLC, a
Delaware limited liability company, its Investment
Manager

By: 

Name: Ryan Supple

Title: Authorized Signatory

ACKNOWLEDGMENT

STATE OF NEW YORK

§

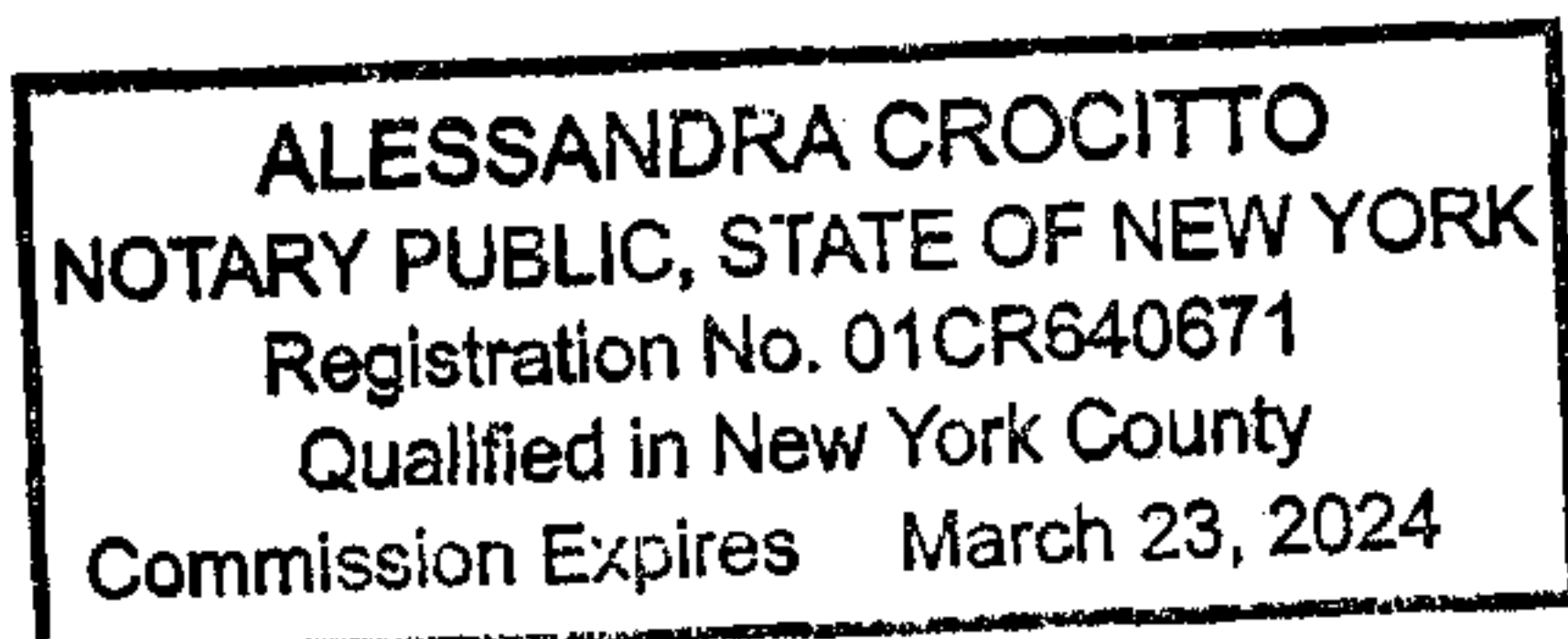
§

COUNTY OF NEW YORK

§

On the 15 day of November, 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan Supple, as Authorized Signatory of Argentic Investment Management LLC, a Delaware limited liability company, Investment Manager of ARGENTIC REAL ESTATE INVESTMENT LLC, a Delaware limited liability company, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

WITNESS my hand and official seal.





Notary Public

My Commission Expires:

EXHIBIT A

LEGAL DESCRIPTION

PARCEL I:

A parcel of land situated in the northwest quarter of the northwest quarter of Section 30, Township 20 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Begin at the northwest corner of said Section 30, said point being the point of beginning; thence south 89° 26' 05" east along north line of said 1/4-1/4 section a distance of 625.00 feet; thence south 00° 26' 48" west a distance of 1310.02 feet; thence north 89° 22' 20" west a distance of 625.00 feet; thence north 00° 26' 48" east a distance of 1309.34 feet to the point of beginning.

LESS AND EXCEPT the following:

Commence at the northwest corner of Section 30, Township 20 South, Range 2 West, and thence south 89° 26' 05" east a distance of 586.51 feet to the point of beginning; thence south 89° 26' 05" east a distance of 38.49 feet; thence south 00° 26' 48" west a distance of 359.29 feet; thence with a curve turning to the right with an arc length of 364.74 feet, with a radius of 780.00 feet, with a chord bearing of north 05° 40' 02" west with a chord length of 361.42 feet, which is the point of beginning.

PARCEL II:

Rights obtained that constitute an interest in real estate under that certain Declaration of Utility Easement by C&A Enterprises, L.L.C., an Alabama limited liability company, Cole Investment Realty, LLC, an Alabama limited liability company, Awtrey Investment Realty, LLC, an Alabama limited liability company, and Huntley Hall Apartments, Ltd., an Alabama limited partnership, dated June 10, 2004, filed June 10, 2004, and recorded in Instrument Number 20040610000314500, as affected by the dedication of Huntley Parkway according to the Resurvey of Lots 1, 2, 3, 4, 5, 7 and 8 Pelham Town Center as recorded in Map Book 40, Page 87, in the Probate of Shelby County, Alabama.



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
10/13/2022 11:37:53 AM
\$35.00 JOANN
20221013000388380

Allen S. Bayl