Ball Janik LLP
RECORDING REQUESTED BY
AND PLEASE RETURN TO: Attn: Kristi Gross
Attn: Kristi Grass
BNY Asset Solutions LLC
600 E. Las Colinas Blvd., Ste. 1300
Irving, TX 75039



2/13/2002 Page 1 of 3 9:49AM

This Space For Recording Office Use Only

ASSIGNMENT

Thomas F. Lennon, Receiver of Capital Consultants, LLC, an Oregon limited liability company in the cases of <u>Securities and Exchange Commission v. Capital Consultants, LLC, et.</u> <u>al.</u> (Case No. 00-1290-KI) and <u>Elaine L. Chao, Secretary of Department of Labor v. Capital Consultants, LLC, et. al.</u> (Case No. 00-1291-KI) pending in the United States District Court, District of Oregon ("Assignor"), in consideration of Ten Dollars (\$10.00) and other valuable consideration, the receipt and sufficiency of which are acknowledged, hereby sells, grants, assigns, transfers and conveys to PNW, LLC ("Assignee"), with a mailing address at c/o Goldman Sachs Mortgage Company, 85 Broad Street, New York, NY 10004, all of Assignor's right, title and interest, if any, now owned or hereafter acquired, in, to and under the following described mortgage, deed of trust, collateral assignment, other encumbrance or subordination agreement (as applicable):

Leasehold Deed of Trust, Security Agreement, Assignment of Rents and Fixture Filing dated June 25, 1998, by Washington Alder, LLC, as trustor, in favor of First American Title Insurance Company of Skagit County, as trustee, and Capital Consultants, Inc., an Oregon corporation, as investment advisor and agent for certain participant lenders, as beneficiary, recorded on June 29, 1998 as Document Number 9806290067 in Book 1833, Page 125 of the records of Skagit County, Washington;

as amended, assigned and/or supplemented by the following described instrument(s):

First Amendment to Deed of Trust, Security Agreement, Assignment of Rents and Fixture Filing dated June 7, 1999, recorded on June 11, 1999 as Document Number 9906110117 in Book 2004, Page 109 of the records of Skagit County, Washington.

To have and to hold unto Assignee, its successor and assigns forever.

This Assignment is made WITHOUT RECOURSE AND WITHOUT REPRESENTATION OR WARRANTY OF ANY NATURE, EXPRESS OR IMPLIED, EXCEPT AS SET FORTH (IF AT ALL) IN THE OVERBID PURCHASE CONTRACT DATED JANUARY 24, 2002, BETWEEN THOMAS F. LENNON, RECEIVER OF CAPITAL CONSULTANTS, LLC, AN OREGON LIMITED LIABILITY COMPANY IN THE CASES OF SECURITIES AND EXCHANGE COMMISSION V. CAPITAL CONSULTANTS, LLC, 3

ET. AL. (CASE NO. 00-1290-KI) AND <u>ELAINE L. CHAO, SECRETARY OF DEPARTMENT</u> OF LABOR V. CAPITAL CONSULTANTS, LLC, ET. AL. (CASE NO. 00-1291-KI) PENDING IN THE UNITED STATES DISTRICT COURT, DISTRICT OF OREGON, AS SELLER, AND MTGLQ INVESTORS, LP, AS BUYER.

IN WITNESS WHEREOF, Assignor has executed and delivered this Assignment.

Dated: February (0, 2002

-Thomas F. Lennon, as Receiver for Capital Consultants, LLC, an Oregon limited liability company in the cases of <u>Securities and Exchange</u> <u>Commission v. Capital Consultants, LLC, et. al.</u> (Case No. 00-1290-KI) and <u>Elaine L. Chao,</u> <u>Secretary of Department of Labor v. Capital</u> <u>Consultants, LLC, et. al.</u> (Case No. 00-1291-KI) pending in the United States District Court, District of Oregon, and pursuant to Order Approving Receiver's Sale of Certain Private Investment Assets at Auction entered by the District Court in these cases



STATE OF CALIFORNIA)) ss. COUNTY OF SAN DIEGO) lavi On Februar 1,2002, before me, _ , a Notary Public in and for said state, personally appeared Thomas F. Lennon, 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 upon behalf of which the person acted, executed the instrument. WITNESS my hand and official seal. Notary Public in and for said State (SEAL) KIM DE CLAIR Commission # 1208349 Notary Public - California San Diego County ty Comm. Expires Jan 16, 2003 0020213 006 Skagit County Auditor 2/13/2002 Page 3 of 3 9:49AM

-3-