

PREPARED BY:  
Adam Zwecker, Esq.  
Bilzin Sumberg Baena Price & Axelrod, LLP  
1450 Brickell Avenue, Suite 2300  
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(305) 375-6134

AFTER RECORDING RETURN TO:  
~~Adam Zwecker, Esq.~~  
~~Bilzin Sumberg Baena Price & Axelrod, LLP~~  
~~1450 Brickell Avenue, Suite 2300~~  
~~Miami, Florida 33131~~  
~~(305) 375-6134~~

AS TO MISSISSIPPI FORMATTING REQUIREMENTS,  
PREPARED BY:  
Edley H. Jones III (MSB No. 3201)  
McGlinchey Stafford, PLLC  
Post Office Drawer 22949  
Jackson, MS 39225-2949  
(601) 960-8400

GRS Title Services, LLC  
9903 E. Bell Rd #130  
Scottsdale, AZ 85260  
480-428-5575

INDEXING INSTRUCTIONS: Lots 40B, 48 & 49 of Revision of Lots 39, 40, 40B, 48 and 49 in Southaven First Commercial & Industrial Park Subdivision, in Section 22, Township 1 South, Range 8 West of Desoto County, Mississippi, and more particularly described in as shown in Plat Book 88, Page 19-20 of the records of the Chancery Clerk of DeSoto County, MS; AND NOTATIONAL ENTRIES to be made at Book 2719, Page 199; Deed Book 2951, Page 136; Deed Book 3059, Page 774; Book 2719, Page 225; Deed Book 2951, Page 135; Deed Book 3059, Page 778; and Deed Book 3378, Page 692

**RELEASE OF DEED OF TRUST, ASSIGNMENT OF LEASES AND RENTS,  
SECURITY AGREEMENT AND FIXTURE FILING AND OTHER LOAN  
DOCUMENTS**

THIS RELEASE is made as of July 3, 2012 by U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE REGISTERED HOLDERS OF WACHOVIA BANK COMMERCIAL MORTGAGE TRUST, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES SERIES, 2007-C33 having an address at c/o Wells Fargo Bank, N.A., Wachovia Real Estate Services, NC 1075 9th Floor, 201 S. College Street, Charlotte, North Carolina 28244-1075 ("Mortgagee").

Mortgagee, being the owner and holder, pursuant to (i) Deed of Trust, Assignment of Leases and Rents, Security Agreement and Fixture Filing ("Deed of Trust") dated as of April 27, 2007 from SPIRIT SPE PORTFOLIO 2007-2, LLC, a Delaware limited liability company ("Borrower"), to Butter, Snow, O'Mara, Stevens & Cannada, PLLC, Trustee for the benefit of BARCLAYS CAPITAL REAL ESTATE INC., a Delaware corporation ("Original Lender"), and recorded in Book 2719, Page 199, as modified by Assignment of Deed of Trust recorded in Book

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2719, Page 199 to Wells Fargo Bank, NA, as Trustee, filed September 29, 2008 at 11:49 a.m. in Deed Book 2951, Page 136, and as further modified by Assignment of Deed of Trust recorded in Book 2719, Page 199 to US Bank, National Association, as Trustee, filed July 22, 2009 at 10:51 a.m. in Deed Book 3059, Page 774 in the Land Records of Desoto County, Mississippi (the "Official Records"), and securing a certain Promissory Note dated April 27, 2007 in the original principal amount of \$150,017,942.00 (the "Note"), given by Borrower to Original Lender, which Deed of Trust encumbers that certain real property situated in the County of Desoto, State of Mississippi, as more particularly described in Exhibit "A" hereto, and (ii) UCC Financing Statement recorded in Book 2719, Page 225, as modified by Assignment of UCC recorded in Book 2719, Page 225 to Wells Fargo Bank, NA, as Trustee, filed September 29, 2008 at 11:49 a.m. in Deed Book 2951, Page 135, and as further modified by Assignment of UCC recorded in Book 2719, Page 225 to US Bank, National Association, as Trustee, filed July 22, 2009 at 10:51 a.m. in Deed Book 3059, Page 778, and as further modified by Continuation of UCC in Book 2719, Page 225 filed December 19, 2011 at 8:26 a.m. in Deed Book 3378, Page 692 in the Land Records of Desoto County, Mississippi (items i and ii above may hereinafter also be collectively referred to as the "Mortgage Documents"), in consideration of the receipt of substitute collateral, the sufficiency and receipt of which is hereby acknowledged, hereby releases and terminates the Mortgage Documents, provided however, that this instrument does not affect in any way the Note or any other obligations secured by the Mortgage Documents.

The Mortgage Documents released hereby encumber the real property legally described on Exhibit "A" attached hereto.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, Mortgagee has caused this Release to be executed in its name by its duly authorized attorney-in-fact as of the date acknowledged below.

**MORTGAGEE:**

**U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE REGISTERED HOLDERS OF WACHOVIA BANK COMMERCIAL MORTGAGE TRUST, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-C33**

By: LNR Partners, LLC, a Florida limited liability company, successor by statutory conversion to LNR Partners, Inc., a Florida corporation, as Attorney-In-Fact

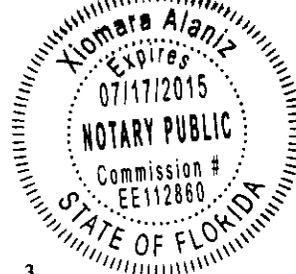
By:  Job Warshaw  
Name: Co-President  
Title: \_\_\_\_\_

STATE OF FLORIDA  
COUNTY OF MIAMI-DADE

Personally appeared before me, the undersigned authority in and for the said county and state, on this 28<sup>th</sup> day of June, 2012, within my jurisdiction, the within named Job Warshaw, who acknowledged to me that he/she is the Co-President of LNR PARTNERS, LLC, a Florida limited liability company, successor by statutory conversion to LNR Partners, Inc., a Florida corporation, as Attorney-in-Fact for **U.S. BANK NATIONAL ASSOCIATION, AS TRUSTEE FOR THE REGISTERED HOLDERS OF WACHOVIA BANK COMMERCIAL MORTGAGE TRUST, COMMERCIAL MORTGAGE PASS-THROUGH CERTIFICATES, SERIES 2007-C33**, and that for and on behalf of said limited liability company, and as the act and deed of said limited liability company, he/she executed the above and foregoing instrument, after first having been duly authorized by said limited liability company so to do.

  
NOTARY PUBLIC

Xiomara Alaniz



My commission expires:  
7/17/2015

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**EXHIBIT A**

**LEGAL DESCRIPTION**

**Lot 40B, 48 and 49 of Revision of Lots 39, 40, 40B, 48, 49 in Southhaven First Commercial & Industrial Park Subdivision, DeSoto County, MS, in section 22, township 1 South, Range 8 West and more particularly described in Plat Book 88 at Pages 19-20, of the records of the Chancery Clerk of DeSoto County, Mississippi**

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