



Upon Recording Return to:

Colin J. Bernard

McGill, Gotsdiner, Workman & Lepp, P.C., L.L.O.

11404 West Dodge Rd., Suite 500

Omaha, NE 68154-2584

## SECOND SUBSTITUTION OF TRUSTEE

THIS SECOND SUBSTITUTION OF TRUSTEE is made this 16th day of July, 2018, by Sortino Asset Management Company, LLC., (the "Beneficiary") and Colin J. Bernard, 11404 West Dodge Rd, Ste. 500, Omaha, Nebraska 68154 ("Substitute Trustee").

WHEREAS, Mutual of Omaha Bank ("Lender") made a loan to Upstream Brewing Company, LLC, a Colorado limited liability company ("Borrower"), evidenced by (i) that certain Promissory Note dated January 24, 2018 ("Note") in the original stated principal amount of \$473,917.52, executed by Borrower, as borrower, and payable to the order of Lender, which Note is secured by, *inter alia*, (i) that certain Assignment of Rents dated August 12, 2013 ("Assignment of Rents") between Borrower, as grantor, and Lender, as lender, and recorded on August 13, 2013 in the Office of Register of Deeds for Douglas County, Nebraska (the "Official Records") as Document No. 2013082604, and (ii) that certain Deed of Trust dated August 12, 2013 ("Deed of Trust") among Borrower, as trustor, Lender, as beneficiary, and Lender as trustee, and recorded on August 13, 2013 in the Official Records as Document No. 2013082603; and which Note, Assignment of Rents, and Deed of Trust have been endorsed, sold, transferred, assigned, granted, conveyed and delivered by Lender to Sortino Asset Management Company, LLC., a Nebraska limited liability company, by an Assignment of Beneficial Interest under Assignment of Rents and Deed of Trust executed effective as of February 6, 2018, and recorded on February 7, 2018 in the Official Records as Document Number 2018010127, and all with regard to the real estate legally described as:

Lot Eight (8), Block One Hundred Sixty-Five (165), Original City of Omaha, Douglas County, Nebraska.

