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Book - 9785 Pg - 997-1000
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
LANDMARK TITLE
BY: ZJM, DEPUTY - WI 4 P.

**RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:**

Wells Fargo Bank, National
Association
Real Estate Group (AU #07572)
1512 Eureka Road
Suite 350
Roseville, CA 95661

Attn: Eileen V. Oquendo
Loan No. 102006

**MEMORANDUM OF SIXTH MODIFICATION AGREEMENT
AMENDING DEED OF TRUST**

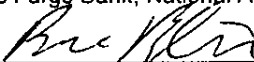
The undersigned declare that they have entered into a sixth modification agreement dated of even date herewith, wherein provision is made for (a) amendment of that certain deed of trust dated November 22, 2005 and executed by Borrower, as Trustor, to Landmark Title Company, as Trustee, in favor of Wells Fargo Bank, National Association, as Beneficiary, which was recorded on December 7, 2005, as Instrument No. 9575206, in Book 9227, at Page 3240-3266, in the Official Records of Salt Lake County, Utah, and/or (b) amendment of certain obligations secured by that deed of trust. This instrument is a memorandum of the sixth modification agreement, and the same is incorporated herein by this reference with the same effect and as though set forth herein in its entirety. The legal description is attached hereto and incorporated herein by this reference as Exhibit A.

Dated as of: June 3, 2009

45863

"BENEFICIARY/LENDER"

Wells Fargo Bank, National Association

By: 
Ben Bliss, Assistant Vice President

"BORROWER"

Boyer Quarry Bend, L.C., a Utah limited liability company

By: The Boyer Company, L.C., a Utah limited liability
company, Manager/Member

By: 
Steven B. Ostler, Chief Executive Officer and Manager

(ALL SIGNATURES MUST BE ACKNOWLEDGED)

DESCRIPTION OF SUBJECT PROPERTY

Exhibit A to Memorandum of Modification Agreement Amending Deed of Trust executed by Borrower, as Trustor to Landmark Title Company agent for Stewart Title Guaranty Company, as Trustee for the benefit of Wells Fargo Bank, National Association, as Beneficiary, dated as of June 3, 2009.

All the certain real property located in the County of Salt Lake, State of Utah, described as follows:

Lots 3, 5, 8, and 10, **QUARRY BEND SUBDIVISION**, according to the official plat thereof, filed in Book "2005P" of Plats, at Page 392 of the Official Records of the Salt Lake County Recorder.

EXCEPTING THEREFROM THE TRACTS IDENTIFIED AND DESCRIBED AS "ROAD DEDICATION A" AND "ROAD DEDICATION B" AND "ROAD DEDICATION C" IN THAT CERTAIN PLAT ENTITLED "ROAD DEDICATION SR-209" RECORDED JUNE 15, 2006 AS ENTRY NO. 9754372, IN BOOK 2006P OF PLATS, AT PAGE 168 OF THE OFFICIAL RECORDS OF THE SALT LAKE COUNTY RECORDER.

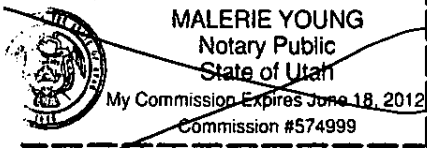
APN: 28-05-451-009; 28-05-331-002; 28-05-452-002; 28-05-451-010

STATE OF UTAH

SS.

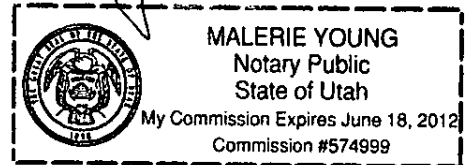
COUNTY OF Salt Lake

The foregoing instrument was acknowledged before me this 4th day of June, 2009 by Ben Bliss as AVP of Wells Fargo Bank, a NATIONAL ASSOCIATION.



Malerie Young
NOTARY PUBLIC
residing at Salt Lake City

My commission expires: June 18, 2012



STATE OF UTAH

SS.

COUNTY OF Salt Lake

The foregoing instrument was acknowledged before me this 4th day of June, 2009, by Steven B. Ostler as CEO and manager of The Bager Company, L.C., a Utah Limited Liability Company.



Rachael Nilsen
NOTARY PUBLIC
residing at Salt Lake City

My commission expires: 9-17-11