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02/23/2009 11:28 AM \$16.00
Book - 9688 Pg - 8522-8525
GARY W. OTT
RECORDER, SALT LAKE COUNTY, UTAH
LANDMARK TITLE
BY: ULR, 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 THIRD MODIFICATION AGREEMENT
AMENDING DEED OF TRUST**

The undersigned declare that they have entered into a third 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 Stewart Title Guaranty 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 third modification agreement, and the same is incorporated herein by this reference with the same effect and as though set forth herein in its entirety.

Dated as of: August 12, 2008

LTC 45863

"BENEFICIARY/LENDER"

Wells Fargo Bank, National Association

By: Ben Bliss
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: [Signature]

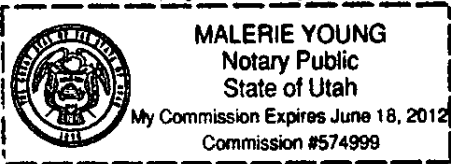
(ALL SIGNATURES MUST BE ACKNOWLEDGED)

STATE OF UTAH

SS.

COUNTY OF Salt Lake

The foregoing instrument was acknowledged before me this 21 day of August, 2009, by BENJAMIN BLISS as MVP of WELLS FARGO BANK NATIONAL ASSOCIATION, a



Malerie Young
NOTARY PUBLIC
residing at Salt Lake City

My commission expires: 10-18-12

STATE OF UTAH

SS.

COUNTY OF Salt Lake

The foregoing instrument was acknowledged before me this 20th day of August, 2009, by Deron Glenn as Manager of The Bayer Company, L.C, a Utah Limited Liability Company.



Rachael Niusulu
NOTARY PUBLIC
residing at Salt Lake City

My commission expires: 9-17-11

DESCRIPTION OF PROPERTY

Exhibit A to that certain Memorandum Of Third Modification Agreement Amending Deed Of Trust dated as of August 12, 2008, by and between BOYER QUARRY BEND, L.C., a Utah limited liability company ("Borrower") and WELLS FARGO BANK, NATIONAL ASSOCIATION ("Lender")

All that certain real property situated in Salt Lake County, 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.

[For reference only: Tax Parcel Numbers: 28-05-451-009; 28-05-331-002; 28-05-452-002; and 28-05-451-010]