



\*W2527612\*

LN# 49029091

E# 2527612 PG 1 OF 11  
ERNEST D ROWLEY, WEBER COUNTY RECORDER  
19-May-11 11:17 AM FEE \$30.00 DEP SC  
REC FOR: CACHE TITLE- LOGAN  
ELECTRONICALLY RECORDED

Upon recordation, return to:

Cache Valley Bank  
Branch 49  
P.O. Box 4778  
Logan, UT 84323-4778

Tax Map No. or Tax Parcel Identification No.: 15-072-0019

**ASSIGNMENT OF REAL ESTATE DEED OF TRUST  
(Entry No. 2314230 )**

KNOW ALL MEN BY THESE PRESENTS:

THAT, THE FEDERAL DEPOSIT INSURANCE CORPORATION (acting in any capacity, "FDIC") IN ITS CAPACITY AS RECEIVER FOR BARNES BANKING COMPANY at 550 17th Street NW, Washington, D.C. 20429-0002, (hereinafter referred to as "Assignor" or "Grantor"), for value received, does by these presents, grant, bargain, sell, assign, transfer and set over to **WEST RADCVENTURE 2010-2, LLC**, A Delaware Limited Liability Company, its successors and assigns (hereinafter referred to as "Assignee" or "Grantee", at 101 North Main, Logan, Utah 84321 all right, title and interest in and to that certain:

Real Estate Deed of Trust executed by DESTINATION HOMES, INC., dated December 21, 2007, in the original principal sum of ONE MILLION FIVE HUNDRED SEVENTY THOUSAND ONE HUNDRED AND NO/100 Dollars (\$1,570,100.00) of Deed of Trust in favor of BARNES BANKING COMPANY, of KAYSVILLE, UTAH, Trustee for, and on behalf of, BARNES BANKING COMPANY (the "Deed of Trust", which Deed of Trust was recorded on JANUARY 7, 2008 in the Recorder's Office of the County of WEBER, State of UTAH, as Entry No. 2314230.

West RADCVenture 2010-2  
Asset Contribution and Sale Agreement  
EXECUTION VERSION

The Deed of Trust, as such may have been assigned and modified, covers the following described property:

**SEE ATTACHED EXHIBIT "A"**

TO HAVE AND TO HOLD the same unto said WEST RADC VENTURE 2010-2, LLC, A DELAWARE LIMITED LIABILITY COMPANY, ITS SUCCESSORS AND ASSIGNS.

THIS ASSIGNMENT IS MADE WITHOUT RECOURSE, REPRESENTATION OR WARRANTY, EXPRESS OR IMPLIED, WRITTEN OR ORAL, BY THE FDIC IN ITS CAPACITY AS RECEIVER FOR BARNES BANKING COMPANY OR IN ITS CORPORATE CAPACITY. THE LOAN, AS ASSIGNED AND MODIFIED, IS CONVEYED "AS IS" AND "WITH ALL FAULTS," WITHOUT ANY REPRESENTATION OR WARRANTY WHATSOEVER, INCLUDING AS TO COLLECTABILITY, ENFORCEABILITY, VALUE OF COLLATERAL, ABILITY OF ANY OBLIGOR TO REPAY, CONDITION, FITNESS FOR ANY PARTICULAR PURPOSE, MERCHANTABILITY OR ANY OTHER WARRANTY, EXPRESS OR IMPLIED, BY ANY PERSON, INCLUDING THE FDIC OR ITS OFFICERS, EMPLOYEES, AGENTS OR CONTRACTORS.

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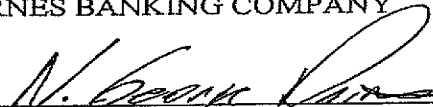
IN WITNESS WHEREOF, FEDERAL DEPOSIT INSURANCE CORPORATION IN ITS CAPACITY AS RECEIVER FOR BARNES BANKING COMPANY, has caused this instrument to be executed this 20<sup>th</sup> day of April, 2011, to be effective as of the 20<sup>th</sup> day of April, 2011

ASSIGNOR:

Signed, sealed and delivered  
In the presence of:

FEDERAL DEPOSIT INSURANCE  
CORPORATION IN ITS CAPACITY  
AS RECEIVER FOR  
BARNES BANKING COMPANY

ATTEST: \_\_\_\_\_  
Print Name: \_\_\_\_\_  
Title: \_\_\_\_\_

By:   
Name: N. GEORGE DAINES  
Title: Attorney-in Fact

\_\_\_\_\_  
Witness #1  
Print Name: \_\_\_\_\_

SEAL

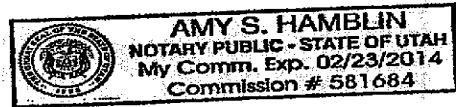
\_\_\_\_\_  
Witness #2  
Print Name: \_\_\_\_\_

ACKNOWLEDGMENT

STATE OF UTAH            )  
                                  )  
COUNTY OF CACHE        )        SS:

On this 20<sup>th</sup> day of April, 2011, before me personally appeared the Person(s) who executed the foregoing instrument, and he/she thereupon duly acknowledged to me that he/she executed the same to be his/her free act and deed.

WITNESS my hand and official seal.



Amy S. Hamblin  
Name of Notary: Amy S. Hamblin  
My Commission Expires: 2-23-2014

**EXHIBIT "A"**  
(Legal Description)

*Excepting therefrom: Those parcels, if any, for which to date, a valid and properly executed Partial Reconveyance has been recorded.*

**PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING 770.54 FEET EAST OF THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER AND RUNNING THENCE NORTH 00°21'40" EAST 884.87 FEET TO THE SOUTH LINE OF THE LAYTON CANAL, THENCE THE FOLLOWING 3 CALLS ALONG SAID CANAL NORTH 59°11' EAST 587 FEET, EASTERLY ALONG THE ARC OF A 140 FOOT RADIUS CURVE TO THE RIGHT 35.06 FEET, AND NORTH 73°32' EAST 10 FEET, MORE OR LESS, TO THE EAST LINE OF THE SOUTHWEST QUARTER OF SAID SOUTHEAST QUARTER, THENCE SOUTH 1200 FEET, MORE OR LESS, ALONG SAID EAST LINE TO THE SOUTH LINE OF SAID QUARTER SECTION, THENCE WEST 549.96 FEET ALONG SAID SOUTH LINE TO THE POINT OF BEGINNING.**

**TAX PARCEL NO. 15-072-0019**

15-458-0001 thru 0031 -  
 15-469-0001 thru 0008 -  
 15-470-0001 thru 0039 -  
 15-471-0001 thru 0007 -  
 15-481-0001 thru 0007 -  
 15-487-0001 thru 0012 -  
 15-489-0001 thru 0013 -  
 15-499-0001 thru 0012 -  
 15-500-0001 thru 0002 -  
 15-505-0001 thru 0042 -

## RIDER

**LIMITED POWER OF ATTORNEY  
Multibank Structured Transaction West RADC Venture 2010-2, LLC**

KNOW ALL PERSONS BY THESE PRESENTS that the FEDERAL DEPOSIT INSURANCE CORPORATION, a corporation organized and existing under an Act of Congress, hereafter called the "FDIC," pursuant to the applicable resolutions of the Board of Directors of the FDIC, and redelegations thereof, hereby designates the individuals set forth on Exhibit A, attached hereto and made a part hereof (the "Attorneys-in-Fact"), to act on behalf of the FDIC in any of its Receivership (the FDIC, in its separate capacities as receiver with respect to each such Receivership, the "Receiver") or corporate capacities related to the various failed financial institutions listed on Exhibit B, attached hereto and made a part hereof, for the sole purpose of executing the documents outlined below; and

WHEREAS the undersigned has full authority to execute this Limited Power of Attorney on behalf of the FDIC;

NOW THEREFORE, the FDIC grants to the Attorneys-in-Fact the authority, subject to the limitations herein, as follows:

1. To execute, acknowledge, seal and deliver on behalf of the FDIC, individually and not jointly by and through the FDIC, acting in any capacity, any and all instruments of transfer and conveyance, appropriately completed, with all ordinary or necessary endorsements, acknowledgments, affidavits and supporting documents as may be necessary or appropriate to evidence the sale and transfer of any asset pursuant to that certain Asset Contribution and Sale Agreement dated as of December 7, 2010 between West RADC Venture 2010-2, LLC and the Receiver.

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The form which the Attorneys-in-Fact shall use for endorsing promissory notes or preparing allonges to promissory notes is as follows:

Pay to the order of  
West RADC Venture 2010-2, LLC  
Without Recourse

**FEDERAL DEPOSIT INSURANCE  
CORPORATION AS RECEIVER FOR  
VARIOUS FAILED FINANCIAL  
INSTITUTIONS LISTED ON EXHIBIT B  
HERETO**

By: \_\_\_\_\_  
Name:  
Title: Attorney-in-Fact

All documents of assignment, conveyance or transfer shall contain this sentence: "This assignment is made without recourse and without representation or warranty, express, implied or by operation of law of any kind and nature whatsoever, by the Federal Deposit Insurance Corporation in any capacity.


2. To grant to each Attorney-in-Fact full power and authority to do and perform all acts necessary to carry into effect the powers granted by this Limited Power of Attorney as fully as the FDIC in any capacity might or could do with the same validity as if all and every such act had been herein particularly stated, expressed and especially provided for.

This Limited Power of Attorney shall be effective from December 7, 2010 and shall continue in full force and effect through December 7, 2011, unless otherwise terminated by an official of the FDIC or its successors and assigns authorized to do so ("Revocation"). At such time this Limited Power of Attorney will be automatically revoked. Any third party may rely upon this document as the named individuals' authority to continue to exercise the powers herein granted unless a Revocation has been recorded in the public records of the jurisdiction where this Limited Power of Attorney has been recorded, or unless a third party has received actual notice of a Revocation.


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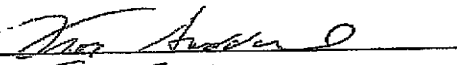
IN WITNESS WHEREOF, the FDIC by its duly authorized officer empowered to act on its behalf by appropriate resolution of its Board of Directors, or redelegations thereof, has caused these presents to be executed and subscribed in its name this 6th day of December, 2010, intending to be effective as of December 7, 2010.

**FEDERAL DEPOSIT INSURANCE CORPORATION**

By:   
Name: J. M. Elliott  
Title: Attorney-in-Fact

Signed, sealed and delivered  
in the presence of

By:   
Name: Kimberley D. Wiecke  
Witness

By:   
Name: Troy Fournier  
Witness


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ACKNOWLEDGMENT

UNITED STATES OF AMERICA )  
 )  
DISTRICT OF COLUMBIA )

James M. Elliott, affiant, for himself says that he is an Attorney-in Fact for the Federal Deposit Insurance Corporation, the Corporation in whose name the foregoing Limited Power of Attorney has been subscribed, that the said Limited Power of Attorney was subscribed on behalf of the said Corporation by due authority of the Corporation's Board of Directors, and that he acknowledges the said Limited Power of Attorney to be the free act and deed of the said Corporation.



Notary Public, District of Columbia  
United States of America

My Commission Expires:

MAURA E. O'SULLIVAN  
NOTARY PUBLIC DISTRICT OF COLUMBIA  
MY COMMISSION EXPIRES 12/14/2012

**EXHIBIT A**  
**TO LIMITED POWER OF ATTORNEY**

**Attorneys-in-Fact**

N. George Daines  
J. Gregg Miller  
Michael Lemon  
Tyler O Bray  
Donna DeHart  
Ted Ereksen

**THIS EXHIBIT A TO LIMITED POWER OF ATTORNEY HAS BEEN PREPARED BY THE FDIC AND MAY NOT BE AMENDED, REVISED, ALTERED OR SUBSTITUTED IN ANY WAY WITHOUT THE EXPRESS WRITTEN CONSENT OF THE FDIC.**

**SCHEDULE I**

West RADC Venture 2010-2, LLC

**List of Various Failed Financial Institutions**

<b>Bank Name</b>	<b>City</b>	<b>State</b>	<b>Fund</b>	<b>Closing Date</b>
Desert Hills Bank	Phoenix	AZ	10205	8/27/2010
Independent Bankers' Bank	Springfield	IL	10166	12/18/2009
AmTrust Bank	Cleveland	OH	10155	12/4/2009
Irwin Union Bank & Trust Company	Columbus	IN	10120	9/18/2009
Irwin Union Bank F.S.B.	Columbus	IN	10121	9/18/2009
Warren Bank	Warren	MI	10125	10/02/2009
Barnes Banking Company	Kaysville	UT	10171	1/15/2010
Centennial Bank	Ogden	UT	10193	3/05/2010
The Bank of Bonifay	Bonifay	FL	10234	5/07/2010

EXECUTION VERSION