

E 2133404 B 3939 P 324-326  
RICHARD T. MAUGHAN  
DAVIS COUNTY, UTAH RECORDER  
12/27/2005 11:11 AM  
FEE \$14.00 Pgs: 3  
DEP RTT REC'D FOR FIRST AMERICAN T  
ITLE

FATJA 4534791  
**When recorded return to:**  
Attn Tiffany DeJarnatt  
Utah Certified Development Company  
2404 Washington Blvd #1000  
Ogden, Utah 84401

File Name Rosewood Painting, Inc  
Loan # 89000540-01

Property Tax ID: ~~10-253-0001~~ | 0-265-0001

**MEMORANDUM OF LEASE**

This Memorandum of Lease dated this **22nd day of December, 2005**, is between **Marshall Way Properties, LLC** (herein called "Lessor") and **Rosewood Painting, Inc.** (herein called "Lessee").

1. Premises. Lessor hereby leases to Lessee upon the terms and conditions of that certain lease dated **December 22, 2005** between the parties (herein called the "Lease") the terms and conditions of which Lease are incorporated by this reference. The premises consist of the land described on Exhibit "A" attached hereto and by reference is included herein
2. Term. The term of the Lease shall be **252 months** commencing on **November 1, 2005** and ending on **November 1, 2026**, subject to renewal or extension periods as follows **NONE**
3. Purpose of Memorandum of Lease. This Memorandum of Lease is prepared for the purpose of recordation and it in no way modifies the Lease.

**Lessor: Marshall Way Properties, LLC**

By:   
Paul W. Sutherland, Member

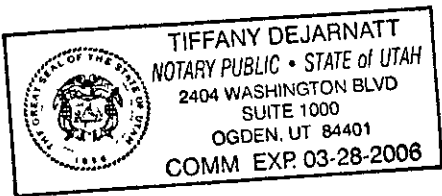
**Lessee: Rosewood Painting, Inc.**

By:   
Paul W. Sutherland, President

**ACKNOWLEDGEMENT**

STATE OF UTAH )  
 )  
COUNTY OF DAVIS )

On this 22nd day of December, 2005, personally appeared before me Paul W. Sutherland, who being by me duly sworn, did say that he is the Member of Marshall Way Properties, LLC, a limited liability company, and that the foregoing instrument was signed in behalf of said limited liability company with full authority.

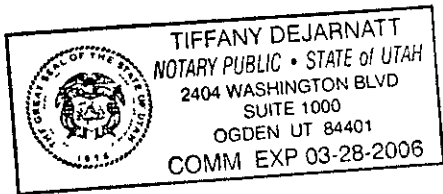


*[Handwritten Signature]*  
NOTARY PUBLIC  
Residing at: Ogden, Utah

**ACKNOWLEDGEMENT**

STATE OF UTAH )  
 )  
COUNTY OF DAVIS )

On this 22nd day of December, 2005, personally appeared before me Paul W. Sutherland, who being by me duly sworn, did say that he is the President of Rosewood Painting, Inc., a corporation, and that the foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board of directors.



*[Handwritten Signature]*  
NOTARY PUBLIC  
Residing at: Ogden, Utah

**EXHIBIT "A"**

**Debtor and Trustor: Marshall Way Properties, LLC  
to assist, Rosewood Painting, Inc.**

**Secured Party and Beneficiary: Utah Certified Development Company and  
The U. S. Small Business Administration**

**Real Property Description**

.....  
**LOT 1, MARSHALL WAY COMMERCIAL SUBDIVISION AMENDED, ACCORDING TO  
THE OFFICIAL PLAT THEREOF ON FILE AND OF RECORD IN THE DAVIS  
COUNTY RECORDER'S OFFICE.**

**10-253-0001**  
.....

**The address of such property is: 893 North Marshall Way, Layton, UT 84041**

**The owner of such real property is: Marshall Way Properties, LLC**