

MODIFICATION AGREEMENT

This Agreement made this 6th day of July , 1982 between LANDMARK ASSOCIATES, a Utah Limited Partnership, by FIRST INTERMOUNTAIN DEVELOPMENT, INC., a Utah Corporation, as General Partner, hereinafter called Mortgagor, and HOME SAVINGS AND LOAN, a Utah Corporation, hereinafter called Mortgagee,

WITNESSETH:

That whereas, on the 5th day of August, 1980, the Mortgagor executed and delivered to Mortgagee their certain mortgage note in the sum of ONE MILLION FOUR HUNDRED EIGHTY-ONE THOUSAND THREE HUNDRED DOLLARS (\$1,481,300.00),

Whereas, the Mortgagor secured payment of said mortgage note by the execution and delivery to Mortgagee of a mortgage dated the 5th day of August, 1980, and recorded August 5, 1980 as Entry No. 339351, in Book 184, at Page 449 of the official records of the County Recorder of Tooele County, Utah,

Whereas, in order to clarify certain rights on the part of the Mortgagor and the Mortgagee pertaining to the obtaining of fire and extended coverage insurance,

Now, therefore, it is herein agreed between the parties that fire and extended coverage insurance may be purchased from any insurance company of Mortgagor's choice, subject to approval of insurance carrier by Mortgagee, providing that such approval shall not be unreasonably withheld.

In consideration of the consent of the parties herein to this modification and the consent of the Secretary of Housing and Urban Development, acting by and through the Federal Housing Commissioner and the Utah Housing Finance Agency, this agreement is granted on the basis that all other terms, covenants, conditions and provisions of the above described mortgage note, together with the terms, covenants, conditions and provisions of the aforesaid mortgage securing said mortgage note shall be and remain unchanged and the said mortgage note and mortgage shall be as fully enforceable and binding upon the Mortgagor as herein modified, as though these presents had never been executed or entered into.

ORDERS MEMORANDUM

AD _____

ABSTRACT City

INDEX _____

GRANTEE ✓

GRANTOR ✓

DE Misc.

No. _____

RECORDED AT THE REQUEST OF 352337
Western States Title Co.

DATE JUL 16 1982 TIME 8:30 a.m.

BOOK 204 OF RECORDS PAGE 3841 FEE 7.00

DONNA S. MCKENDRICK TOOELE COUNTY RECORDER

Tooele County Recorder
DONNA S. MCKENDRICK

IN WITNESS WHEREOF, the parties have executed this Agreement the 6th day of July, 1982.

See Exhibit "A" incorporated herein by this reference for the description of the real property to which the above relates.

HOME SAVINGS AND LOAN,
A Utah Corporation

By *Fred A. Smolka*
Fred A. Smolka
Executive Vice President

LANDMARK ASSOCIATES, A Utah Limited Partnership, By First Intermountain Development, Inc., A Utah Corporation, General Partner

By *James V. Hunt*
President

Consented to by:

UTAH HOUSING FINANCE AGENCY,
A Body Politic and Corporate
of the State of Utah

By *Paul S. Sauters*
Title *Executive Director*

Consented to by:

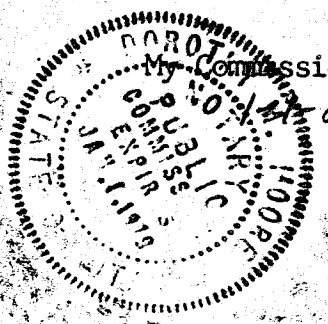
THE SECRETARY OF HOUSING AND
URBAN DEVELOPMENT, acting by and
through the Federal Housing Commissioner

By *J. Michael Summa*
Authorized Agent

STATE OF UTAH)
) SS.
County of Salt Lake)

On the 6th day of July, 1982, personally appeared before me Fred A. Smolka, who being duly sworn by me, did say that he is the Executive Vice President of HOME SAVINGS AND LOAN and that the foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors and said Fred A. Smolka acknowledged to me that HOME SAVINGS AND LOAN executed the same.

Dorothy Moore
Notary Public
Residing at Salt Lake City, Utah



STATE OF UTAH)
) SS.
County of Salt Lake)

On the 6th day of July, 1982, personally appeared before me Larry V. Lunt, who being duly sworn by me, did say that he is the President of FIRST INTERMOUNTAIN DEVELOPMENT, INC., a Utah Corporation, General Partner on behalf of Landmark Assoc. and that the foregoing instrument was signed on behalf of the corporation by authority of a resolution of its Board of Directors and said Larry V. Lunt acknowledged to me that FIRST INTERMOUNTAIN DEVELOPMENT, INC., executed the same.

Dorothy Moore
NOTARY PUBLIC
Residing at Salt Lake City, Utah

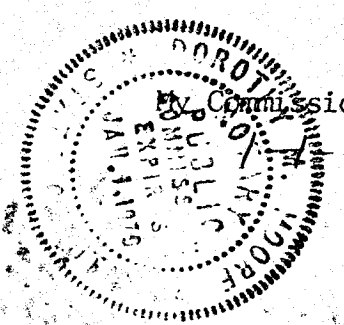


EXHIBIT "A"

Beginning at a point which is South $88^{\circ}39'00''$ East 262.266 feet from the Northwest corner of Lot 4, Block 4, Plat "B", Tooele City Survey; and running thence South $88^{\circ}39'00''$ East 245.00 feet; thence South $1^{\circ}27'00''$ West 662.773 feet, thence North $88^{\circ}31'00''$ West 245.00 feet to a point on the arc of a 15.0 foot radius curve to the right (the center of which bears N. $1^{\circ}29'00''$ East, thence Northerly 23.553 feet along the arc of said 15.0 foot radius curve; thence North $1^{\circ}27'00''$ West 632.098 feet to a point on the arc of a 15.0 foot radius curve to the right (the center of which bears South $88^{\circ}33'00''$ East); thence Easterly 23.536 feet along the arc of said 15.0 foot radius curve to the point of beginning. Contains 3.951 acres.