



E# 2490120 PG 1 OF 6  
ERNEST D ROWLEY, WEBER COUNTY RECORDER  
03-SEP-10 944 AM FEE \$20.00 DEP SC  
REC FOR: BACKMAN FPTP  
ELECTRONICALLY RECORDED

Tax Serial Number:  
07-079-0050

RECORDATION  
REQUESTED BY:  
Goldenwest Federal Credit  
Union  
Corporate Branch  
5025 South Adams Ave  
Ogden, UT 84403

WHEN RECORDED MAIL  
TO:  
Goldenwest Federal Credit  
Union  
Corporate Branch  
5025 South Adams Ave  
Ogden, UT 84403

SEND TAX NOTICES TO:  
OGDEN ORTHOPEDIC  
MEDICAL PROPERTY  
HOLDINGS, LLC  
1899 27TH STREET  
OGDEN, UT 84403

FOR RECORDER'S USE ONLY

6

6-0384121

### MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated August 31, 2010, is made and executed between OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC, whose address is 1899 27TH STREET, OGDEN, UT 84403 ("Trustor") and Goldenwest Federal Credit Union, whose address is Corporate Branch, 5025 South Adams Ave, Ogden, UT 84403 ("Lender").

DEED OF TRUST. Lender and Trustor have entered into a Deed of Trust dated August 26, 2009 (the "Deed of Trust") which has been recorded in Weber County, State of Utah, as follows:

RECORDED ON AUGUST 31, 2009 IN THE OFFICE OF THE WEBER COUNTY RECORDER, PAGE 1 -14.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in Weber County, State of Utah:

See SCHEDULE "A", which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as property located at approximately 5788 South Adams Avenue Parkway, Ogden, UT 84405. The Real Property tax identification number is 07-079-0050.

MODIFICATION. Lender and Trustor hereby modify the Deed of Trust as follows:

CONVERTING FROM A CONSTRUCTION LOAN TO A LONG TERM LOAN.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by

**MODIFICATION OF DEED OF TRUST  
(Continued)**

Loan No: 2147018.01

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the Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Deed of Trust does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

**TRUSTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND TRUSTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED AUGUST 31, 2010.**

TRUSTOR:

OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC

By:   
DANN C. BYCK


By:   
DEANNA L. BYCK

By:   
JEFFREY J. ROCCO

By:   
ALEXANDRA S. ROCCO

LENDER:

GOLDENWEST FEDERAL CREDIT UNION

X   
Authorized Officer

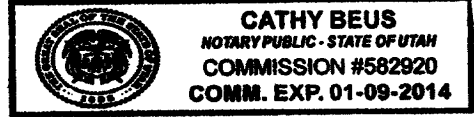
MODIFICATION OF DEED OF TRUST  
(Continued)

Loan No: 2147018.01

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LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Utah )  
 )  
COUNTY OF Weber ) SS  
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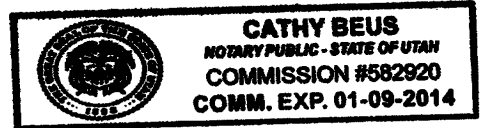


On this 31st day of August, 20 10, before me, the undersigned Notary Public, personally appeared DANN C. BYCK, member of OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Cathy Beus Residing at  Ogden, Ut  
Notary Public in and for the State of Utah My commission expires 01-09-2014

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Utah )  
 )  
COUNTY OF Weber ) SS  
 )



On this 31st day of August, 20 10, before me, the undersigned Notary Public, personally appeared DEANNA L. BYCK, member of OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Cathy Beus Residing at  Ogden, Ut  
Notary Public in and for the State of Ut My commission expires 01-09-2014

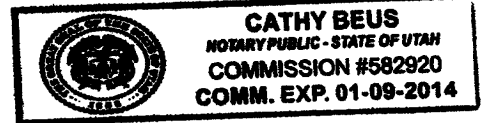
MODIFICATION OF DEED OF TRUST  
(Continued)

Loan No: 2147018.01

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LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Utah )  
 )  
 ) SS  
COUNTY OF Weber )



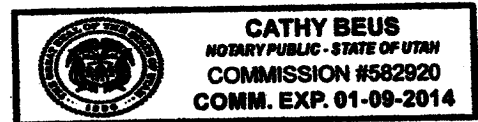
On this 31st day of August, 20 10, before me, the undersigned Notary Public, personally appeared JEFFREY J. ROCCO, member of OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Cathy Beus  
Notary Public in and for the State of Utah

Residing at Ogden, Ut  
My commission expires 01-09-2014

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF Utah )  
 )  
 ) SS  
COUNTY OF Weber )



On this 31st day of August, 20 10, before me, the undersigned Notary Public, personally appeared ALEXANDRA S. ROCCO, member of OGDEN ORTHOPEDIC MEDICAL PROPERTY HOLDINGS, LLC, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By Cathy Beus  
Notary Public in and for the State of Utah

Residing at Ogden, Ut  
My commission expires 01-09-2014

MODIFICATION OF DEED OF TRUST  
(Continued)

Loan No: 2147018.01

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LENDER ACKNOWLEDGMENT

STATE OF Utah )  
 )  
 ) SS  
COUNTY OF Weber )



On this 31st day of August, 20 10, before me, the undersigned Notary Public, personally appeared David Bellert and known to me to be the AVP/Business Loan Manager authorized agent for Goldenwest Federal Credit Union that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of Goldenwest Federal Credit Union, duly authorized by Goldenwest Federal Credit Union through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and in fact executed this said instrument on behalf of Goldenwest Federal Credit Union.

By Cathy Beus  
Notary Public in and for the State of Utah

Residing at Ogden, UT  
My commission expires 01-09-2014

Order No.: 6-038464

**EXHIBIT "A"****LEGAL DESCRIPTION**

A parcel of land in the Northeast Quarter of Section 20, Township 5 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey described as follows:

Beginning at the West Corner of Lot 3, Pleasant Valley Business Park, on the Southeast right of way line of dedicated Adams Avenue, said point being South 00°02'26" East along the Section Line 849.68 feet and West 653.46 feet from the Northeast Corner of Section 20, Township 5 North, Range 1 West, Salt Lake Base and Meridian, U.S. Survey and running thence as follows:

South 2~~4~~<sup>8</sup>°26'04" East 234.00 feet along the Southwest line of said Lot 3; thence South 03°50'22" East 163.48 feet; thence South 86°09'38" West 223.49 feet to a tangent curve to the right; thence Northwesterly 245.86 feet along said tangent curve to the right (R=367.00', Delta = 38°22'59", T = 127.74', CH = 241.29', CHB = N. 74°38'53" W.) to a tangent line; thence North 55°27'23" West 83.82 feet to a non-tangent curve to the right; thence Northerly 22.41 feet along said non-tangent curve to the right (R = 29.00', Delta = 44°16'33", T = 11.80', CH = 21.86', CHB = N. 04°52'40" W.) to a non-tangent curve right on the Southeast right of way line of said dedicated Adams Avenue; thence Northeasterly 196.09 feet along said right of way line and non-tangent curve to the right (R = 683.00', Delta = 16°26'59", T = 98.72', CH = 195.42', CHB = N 53°20'27" E.) to a tangent line; thence North 61°33'56" East 281.38 feet along said right of way line and tangent line to the point of beginning.

Basis of bearing: the section line from the Northeast Corner of Section 20 bears South 00°02'26" East.

Parcel No.: 07-079-0050 ✓ *mm*