

11568440  
1/31/2013 4:14:00 PM \$14.00  
Book - 10103 Pg - 8919-8921  
Gary W. Ott  
Recorder, Salt Lake County, UT  
FIRST AMERICAN NCS  
BY: eCASH, DEPUTY - EF 3 P.

**When recorded return to:**  
Utah Certified Development Company  
5333 South Adams Ave., Suite B  
Ogden, Utah 84405

NCS - 558346  
Property Tax ID: 22-21-227-012-0000

**ASSIGNMENT OF NOTE, TRUST DEED, GUARANTEE(S),  
AND ASSIGNED LESSOR'S AND LESSEE'S LEASEHOLD INTEREST AS COLLATERAL  
AND SUBORDINATION, NONDISTURBANCE AND ATTORNMENT AGREEMENT**

STATE OF UTAH

COUNTY OF SALT LAKE

FOR VALUE RECEIVED, the undersigned hereby transfers, sets over and assigns unto U.S. Small Business Administration, an Agency of the United States, all of its right, title and interest in and to the following:

(1) That certain Promissory Note dated January 29, 2013, in the face principal amount of \$459,000.00 executed by **Graystone Holding Company, L.L.C.**, as Borrower, in favor of Utah Certified Development Company as Lender.

(2) That certain Trust Deed dated January 29, 2013, between **Graystone Holding Company, LLC, a Utah Limited Liability Company**, as Trustor, **Utah Certified Development Company**, as Beneficiary, and U.S. Small Business Administration, as Trustee, and recorded January 31, 2013, in the office of the SALT LAKE County Recorder, State of Utah, as Entry No. 11568328, with the real property subject to such Trust Deed more particularly described on attached Exhibit "A".

(3) That certain Assignment of Lease and Rents of Lessor's Interest as Collateral Agreement dated January 29, 2013, executed by **Graystone Holding Company, L.L.C.** as Lessor in favor of Utah Certified Development Company, as Assignee and that certain Assignment of Lease and Rents of Lessee's Interest as Collateral Agreement dated January 29, 2013, executed by Graystone Funding Company, LLC as Lessee and Assignor in favor of Utah Certified Development Company as Assignee.

(4) That certain Guarantee(s) dated January 29, 2013, executed by **Graystone Funding Company, LLC and Kipp V. Myers**, as Guarantor(s) in favor of Utah Certified Development Company, as Lender.

(5) That certain Subordination, Nondisturbance and Attornment Agreement dated January 17, 2013 executed by **SBA 2012 TC ASSETS LAND, LLC, a Delaware limited liability company** as Subordinator in favor of Utah Certified Development Company, as Lender.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed and its seal affixed by its duly authorized officer this 29th day of January, 2013.

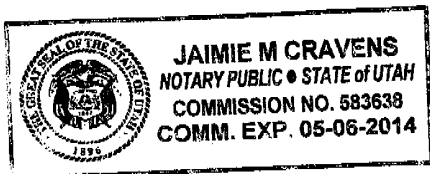
UTAH CERTIFIED DEVELOPMENT COMPANY

By: Caryl A. Eriksson  
Caryl A. Eriksson, Vice President

ATTEST: Tandra L. Humpherys  
Tandra L. Humpherys, Assistant Secretary

NOTARY ACKNOWLEDGEMENT

On this 29th day of January, 2013, personally appeared before me, Caryl A. Eriksson and Tandra L. Humpherys, who being by me duly sworn, did say that they are the Vice President and Assistant Secretary, respectively, of Utah Certified Development Company, a Corporation, and that the foregoing instrument was signed in behalf of said corporation by authority of a Resolution of its Board of Directors.



Jaimie M. Cravens  
NOTARY PUBLIC  
Residing at: Ogden, Utah

**EXHIBIT "A"**

**Debtor and Trustor:** Graystone Holding Company, L.L.C.  
to assist, Graystone Funding Company, LLC  
dba: Graystone Mortgage, LLC

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

**Real Property Description**

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**BEGINNING AT A POINT NORTH 89°56'00" WEST 267.286 FEET (267.29 FEET WEST BY DEED) AND SOUTH 00°04'00" WEST (SOUTH BY DEED) 33.00 FEET FROM THE NORTHEAST CORNER OF SECTION 21, TOWNSHIP 2 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN; AND RUNNING THENCE NORTH 89°56'00" WEST (WEST BY DEED) 80.00 FEET; THENCE SOUTHWESTERLY ALONG THE EASTERLY EDGE OF A ROAD AROUND A CURVE HAVING A RADIUS OF 20.00 FEET FOR A DISTANCE OF 24.45 FEET (24.43 FEET BY DEED); THENCE ALONG THE EASTERLY EDGE OF A ROAD SOUTH 20°00'00" WEST 120.64 FEET; THENCE SOUTH 00°04'00" WEST 101.42 FEET (SOUTH 101.48 FEET BY DEED); THENCE SOUTH 89°50'00" EAST 139.65 FEET (EAST 140.05 FEET BY DEED); THENCE NORTH 00°04'00" EAST (NORTH BY DEED) 228.00 FEET TO THE POINT OF BEGINNING.**

**A PORTION OF THE HEREIN DESCRIBED PROPERTY LIES WITHIN LOT 5, JEREMY SUBDIVISION.**

**THE BASIS OF BEARING IS NORTH 89°56'00" WEST ALONG THE NORTH LINE OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 2 SOUTH, RANGE 1 EAST, SALT LAKE BASE AND MERIDIAN.**

**22-21-227-012-0000**

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**The address of such property is: 1966 East 6200 South, Murray, UT 84121**

**The owner of such real property is:  
Graystone Holding Company, LLC, a Utah Limited Liability Company**