

Substitution of Trustee Page 1 of 2  
 Russell Shirts Washington County Recorder  
 11/02/2009 04:34:55 PM Fee \$12.00 By SSPAR

**WHEN RECORDED RETURN TO:**

Stucki Steele Pia Anderson & Rencher, LLC  
 Attn: Derek E. Anderson  
 299 South Main Street  
 Suite 2200  
 Salt Lake City, Utah 84111

**SUBSTITUTION OF TRUSTEE**

Derek E. Anderson, 299 South Main Street, Suite 2200, Salt Lake City, Utah, is hereby appointed Successor Trustee under that certain Construction Deed of Trust dated February 3, 2006 (the "*Trust Deed*"), executed by Daybreak Development Group, LLC, a Utah limited liability company, as "*Trustor*," to First Community Bank, as "*Trustee*," for the benefit of First Community Bank, as "*Beneficiary*," which Trust Deed was recorded February 3, 2006 as Entry No. 20060001462 of the Official Records of Washington County, Utah, encumbering the real property more particularly described on the attached Exhibit "A".

The Trust Deed covers the real property described on Exhibit A attached hereto, and situated in Washington County, State of Utah.

IN WITNESS WHEREOF, SOUTHERN UTAH DAYBREAK LOAN, LLC, the present beneficiary under the Trust Deed, has caused this instrument to be executed by its duly authorized officer this 2 day of November, 2009.

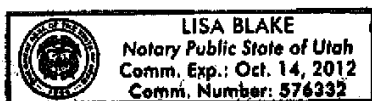
SOUTHERN UTAH DAYBREAK LOAN, LLC

By: [Signature]  
 Name: Richard H. Miller  
 Its: Manager

STATE OF UTAH                    )  
   : ss.  
 COUNTY OF SALT LAKE        )

The foregoing Substitution of Trustee was acknowledged before me this 2 day of November, 2009, by Richard H. Miller, Managing Member of Miller Funding Group, LLC, which is the manager of Southern Utah Daybreak Loan, LLC.

WITNESS my hand and official seal.



[Signature]  
 NOTARY PUBLIC

Exhibit "A"

Those parcels as described in Book 1254, at Pages, 762-763, in the records of Washington County, being located in the Southeast Quarter (SE1/4) of Section 34, Township 42 South, Range 15 West, Salt Lake Base and Meridian, being more particularly described as follows:

Beginning at a point located South  $0^{\circ}08'57''$  West along the Section line 16.50 feet and North  $89^{\circ}16'03''$  West 16.50 feet from the East Quarter Corner of Section 34, Township 42 South, Range 15 west, Salt Lake Base and Meridian, and running thence South  $0^{\circ}08'57''$  West 1251.03 feet; thence North  $89^{\circ}17'39''$  West 647.24 feet; thence North  $0^{\circ}14'41''$  East 1251.31 feet; thence South  $89^{\circ}16'03''$  East 645.16 feet to the point of beginning.

Tax I.D. Parcel # 1 W-5-2-34-211

Parcel # 2 W-5-2-34-212