3280757 BK 7572 PG 2966 E 3280757 B 7572 P 2966-2970
RICHARD T. MAUGHAN
DAVIS COUNTY, UTAH RECORDER
8/11/2020 3:23:00 PM
FEE \$40.00 Pgs: 5
DEP eCASH REC'D FOR BACKMAN TITLE SER

Parcel No. 04-144-0007

WHEN RECORDED MAIL TO:

ONSET FINANCIAL INC. 274 W. 12300 S. DRAPER, UT 84020

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY RECORDED AT THE REQUEST OF BACKMAN TITLE SERVICES, LTD,

#### SUBORDINATION AGREEMENT

Please Note: This agreement results in your security interest in the property taking lower priority than that of some other or later security instrument(s). It is recommended you consult with an attorney prior to executing this Subordination Agreement.

ONSET FINANCIAL,

FOR \$10.00 AND OTHER GOOD, AND VALUABLE AND ADEQUATE CONSIDERATION THIS DAY RECEIVED HEREBY AGREES THAT THE TRUST DEED HELD BY MOUNTAIN WEST SMALL BUSINESS FINANCE, AS BENEFICIARY, IN THE ORIGINAL SUM NOT TO EXCEED \$ 3594000 DATED AUSUF 3 , 2020, WHICH WAS EXECUTED BY PROVIDENTIAL BBA PROPERTY, LI,C, AS TRUSTORS, AND RECORDED AUGUST 11, 2020 , AS ENTRY NO. 3280686 , IN BOOK 75 72 , AT PAGE 2606 OF OFFICIAL RECORDS COVERING THE FOLLOWING DESCRIBED PROPERTY IN DAVIS COUNTY, UTAH.

DAVIS COUNTY SERIALS 04-069-0100, 04-069-0003, 04-069-0001, 04-003-0028, 04-003-0027, 04-003-0029, 04-003-0134, 04-069-0005, 04-069-0101, 04-069-0095, 04003-0026, and 04-144-0006

See Attuched Exhibit "A"

IS NOW A LIEN UPON SAID PROPERTY, AND THAT THE INTEREST AND RIGHTS OF ONSET FINANCIAL, INC., IN SAID PROPERTY BY VIRTUE OF THAT UCC FINANCING STATEMENT IN FAVOR OF ONSET FINANCIAL, INC., RECORDED OCTOBER 30, 2018, AS ENTRY NO. 3125682 AND AMENDED ON DECEMBER 10, 2018 AS ENTRY NO. 3133121 IN BOOK 7156 AT PAGE 672, OF OFFICIAL RECORDS, ARE HEREBY SUBORDINATED TO SAID TRUST DEED, AND THAT ALL RIGHTS OF SAID ONSET FINANCIAL, ARE SUBJECT, SUBSEQUENT AND JUNIOR TO THE TRUST DEED IN FAVOR OF MOUNTAIN WEST SMALL BUSINESS FINANCE.

DATED THIS AUGUST 1, 2020

BY: SCOTT FUNLINSON

Its: VP AND GENERAL COUNSEL

STATE OF UTAH

SS

COUNTY OF SALT LAKE)

ON AUGUST 11, 2020, PERSONALLY APPEARED BEFORE ME, <u>SCOTT FINLINSON</u>, WHO BY ME DULY SWORN, DID SAY THAT HE IS THE <u>VP AND GENERAL COUNSEL</u> OF ONSET FINANCIAL AND THAT SAID INSTRUMENT WAS SIGNED IN BEHALF OF SAID CORPORATION BY AUTHORITY OF ITS BY-LAWS (OR BY A RESOLUTION OF ITS BOARD OF DIRECTORS) AND SAID <u>SCOTT FINLINSON</u> ACKNOWLEDGED TO ME THAT SAID CORPORATION EXECUTED THE SAME.

NOTE OF THE PROPERTY OF THE PR

Order No.: 6-089289

### EXHIBIT "A"

## LEGAL DESCRIPTION

#### PARCEL 1:

Beginning on the East line of a street at a point 100.96 feet East and South 0 deg .07' West 82 feet from the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Meridian, in the City of Bountiful and running thence South 0 deg. 07' West 251.86 feet along the East line of said street to a point 150 North of the North line of another street; thence East 150.0 feet; thence South 0 deg. 07' West 150.0 feet to the North line of said street; thence South 108.92 feet along the North line of said street; thence North 0 deg. 07' East 236.5 feet; thence South 26.08 feet; thence North 0 deg. 07' East 165.72 feet; thence South 89 deg. 38'33" West 50 feet; thence North 0 deg. 11'23" West 82.00 feet to the North line of said Section 29; thence South 39.90 feet; thence South 0 deg. 07' West 82 feet; thence West 180 feet to the point of beginning.

Less any portion within 400 East Street and 500 South Street.

Also beginning at a point which is East 479.73 feet from the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Meridian, and running thence North 20 deg. 19'46" West 23.83 feet; thence North 89 deg. 45' West 50.13 feet; thence South 10 deg. 35' West 24.69 feet, more or less, to the North line of said Section 29; thence East 62.97 feet to the point of beginning.

#### PARCEL 2:

Beginning on the East line of a 4 rod street (400 East Street), at a point 100.96 feet East and South 0 deg. 04' West 333.86 feet from the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Base and Meridian, and running thence South 0 deg. 04' West 150.00 feet along the East line of said street to the North line of a 4 rod street (500 South Street); thence South 150.00 feet along said North line; thence North 0 deg. 04' East 150.00 feet; thence West 150.00 feet to the point of beginning.

Less any portion within 400 East Street and 500 South Street.

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## PARCEL 3:

Beginning on the East line of 400 East Street, 1.66 chains East from the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Base and Meridian, and running thence East 180 feet; thence South 82 feet, more or less, to the North boundary of the tract of the Grantee (South Davis Community Hospital, Inc.); thence West 180 feet; thence North 82 feet, more or less, to place of beginning.

Less any portion within 400 East Street.

#### PARCEL 4:

Beginning at a point on the East line of a street, said point being 1.58 chains East of the Southwest corner of Section 20, Township 2 North, Range 1 East, Salt Lake Base and Meridian, and running thence East 2 chains; thence North 1.125 chains; thence West 2 chains; thence South 1.125 chains to the point of beginning.

Less any portion within 400 East Street.

#### PARCEL 5:

Beginning at a point in the center of Highway No. 2, Davis County Road Survey 3.8 rods East and 4.5 rods North from the Southwest corner of Section 20, Township 2 North, Range 1 East, Salt Lake Meridian, United States Survey, and running thence North along the center of said Highway 103 feet; thence East 165 feet; thence South 98 feet; thence West 165 feet to the point of beginning.

Less any portion within 400 East Street.

#### PARCEL 6:

Beginning at a point 227.70 feet East and 4.50 rods North from the Southwest corner of Section 20, Township 2 North, Range 1 East, Salt Lake Meridian, United States Survey, and running thence North 98 feet; thence East 71.8 feet; thence South 170 feet to the quarter section line; thence West 71.8 feet; thence North 74 feet to the point of beginning.

#### PARCEL 7:

Beginning on the North line of Section 29 and a Westerly deed segment of the hospital corporation at a point North 89 deg. 38'33" East 302.48 feet along the section line from the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Base and Meridian, Bountiful, Utah, and running thence North 0 deg. 12'10" West 170.00 feet; thence North 89 deg. 38'33" East 2.28 feet to a point in a Southerly fence line in connection with the Barton Creek Drainage Channel, and a point on a 75 foot radius curve to the right (radius bears South 17 deg. 17'50" West); thence Southeasterly along said curve and fence line 29.06 feet (central angle = 22 deg. 12'08" and next point is nontangent); thence South 52 deg. 36' East 8.87 feet to a point on a 98 foot radius curve to the right (radius bears South 38 deg. 01'40" West); thence Southeasterly along said curve for an arc distance of 19.70 feet (central angle = 11 deg. 31'08" and next point is nontangent); thence South 42 deg. 54'13" East 19.87 feet; thence South 53 deg. 31'02" East 8.44 feet; thence South 49 deg. 42' East 17.47 feet; thence South 54 deg. 33'48" East 17.75 feet; thence South 52 deg. 06'24" East 56.36 feet; thence North 41 deg. 21'30" East 5.05 feet; thence South 55 deg. 44'56" East 15.77 feet to a point on a 66.6 foot radius curve to the right (radius bears South 31 deg 34'13" West); thence Southeasterly along said curve for an arc distance of 37.51 feet (central angle = 32 deg. 15'54" and next point is non-tangent); thence South 20 deg. 19'46" East 4.44 feet; thence North 89 deg. 40'49" West 51.47 feet; thence South 10 deg. 15'50" West 24.69 feet to said section line; thence South 89 deg. 38'33" West 127.82 feet along the section line to the point of beginning.

# PARCEL 8:

Beginning on the North line of 500 South Street at a point 368.92 feet East of the East line of 400 East Street, which point is 469.88 feet East and 483.86 feet South 0 deg. 07' West of the relocated monument at the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Meridian, in the City of Bountiful, and running thence North 0 deg. 07' East 236.5 feet; thence East 84.50 feet parallel to the North line of said 500 South Street; thence South 0 deg. 07' West 236.5 feet to the North line of said street; thence West 84.50 feet along the North line of said street to the point of beginning.

## PARCEL 9:

Beginning at a point on the North boundary of 500 South Street (a 66-foot wide right of way) which point is North 89 deg. 38'33" East 67.96 feet along the section line and South 0 deg. 11'23" East 516.71 feet along the centerline of 400 East Street (a 66 foot wide right of way) to an existing brass monument and North 89 deg. 44'04" East 486.42 feet along the centerline of said 500 South Street and North 0 deg. 11'23" West 33.0 feet from the relocated Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Base and Meridian, and running thence South 89 deg. 44'04" West 194.50 feet along the North boundary of said 500 South Street; thence North 0 deg. 11'23" West 236.50 feet; thence North 89 deg. 44'04" East 26.08 feet; thence North 0 deg. 11'23" West 165.72 feet; thence South 89 deg. 38'33" West 50.00 feet; thence North 0 deg. 11'23" West 82.00 feet; thence North 89 deg. 38'33" East 158.87 feet along said Section line; thence along the Westerly fence line of Barton Creek (a concrete-lined drainage canal) in the following four courses: South 14 deg. 30'00" East 78.47 feet; South 6 deg. 15'00" East 28.99 feet; 82.07 feet along the arc of a 330.00 foot radius curve to the left through a central angle of 14 deg. 15'00" (radius bears North 83 deg. 45'00" East from the beginning of the curve); South 20 deg. 30'00" East 53.05 feet; thence South 0 deg. 11'23" East 249.99 feet to the point of beginning.

## Less and excepting:

Beginning on the North line of 500 South Street at a point 368.92 feet East of the East line of 400 East Street, which point is 469.88 feet East and 483.86 feet South 0 deg. 07' West of the relocated monument at the Northwest corner of Section 29, Township 2 North, Range 1 East, Salt Lake Meridian, in the City of Bountiful, and running thence North 0 deg. 07' East 236.5 feet; thence East 84.50 feet parallel to the North line of said 500 South Street; thence South 0 deg. 07' West 236.5 feet to the North line of said street; thence West 84.50 feet along the North line of said street to the point of beginning.

PARCEL NO. 04-144-0007 (All Parcels)

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