

WHEN RECORDED MAIL TO:  
WENDY DISMUKE  
12788 SOUTH HICKERY RIDGE LANE  
MIDVALE UTAH 84020  
PH: 801-518-6444

W1978498



BST ORDER NO: 20053304

### TRUST DEED

THIS TRUST DEED is made this 25TH day of SEPTEMBER, 2002, between CHARLES B. SMITH, as Trustor, whose address is 3621 WEST 2550 SOUTH, OGDEN UTAH 84401, Backman Stewart Title Services, LTD., as Trustee, and WENDY DISMUKE, as Beneficiary.

Trustor hereby CONVEYS AND WARRANTS TO TRUSTEE IN TRUST, WITH POWER OF SALE, the following described property situated in WEBER County, Utah:

SEE ATTACHED EXHIBIT "A"

Parcel no. 15-088-0013 AND 15-088-0002

Together with all buildings, fixtures and improvements thereon and all water rights, rights of way, easements, rents, issues, profits, income, tenements, hereditaments, privileges and appurtenances thereunto now or hereafter used or enjoyed with said property, or any part thereof;

FOR THE PURPOSE OF SECURING payment of the indebtedness evidenced by a promissory note of even date herewith, in the principal sum of \$ 172,000.00, payable to the order of Beneficiary at the times, in the manner and with interest as therein set forth, and payment of any sums expanded or advanced by Beneficiary to protect the security hereof.

Trustor agrees to pay all taxes and assessments on the above property, to pay all charges and assessments on water or water stock used on or with said property, not to commit waste, to maintain adequate fire insurance on improvements on said property, to pay all costs and expenses of collection ( including Trustee's and Attorney's fees in event of default in payment of the indebtedness secured hereby) and to pay reasonable Trustee's fees for any of the services performed by Trustee hereunder, including a reconveyance hereof.

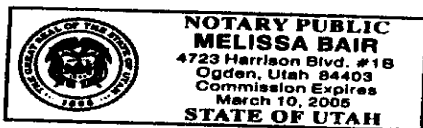
The undersigned Trustor(s) requests that a copy of any Notice of Default and of any Notice of Sale hereunder be mailed to him at the address hereinabove set forth.

  
\_\_\_\_\_  
CHARLES B. SMITH

\_\_\_\_\_

STATE OF UTAH            )  
  ss  
COUNTY OF WEBER        )

On SEPTEMBER 25, 2003, personally appeared before me CHARLES B. SMITH, the signer(s) of the foregoing instrument, who duly acknowledged to me that HE executed the same.



  
\_\_\_\_\_  
Notary Public

My Commission Expires:

Residing at:

EXHIBIT A

Order Number: 20053304

PARCEL 1:

PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 33, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING AT A POINT 763 FEET WEST OF THE NORTHEAST CORNER OF SAID NORTHEAST QUARTER; RUNNING THENCE WEST 94 FEET; THENCE SOUTH 200 FEET; THENCE EAST 94 FEET; THENCE NORTH 200 FEET TO THE PLACE OF BEGINNING.

SUBJECT TO A RIGHT-OF-WAY FOR A COUNTY ROAD ALONG THE NORTH LINE THEREOF.

PARCEL NO. 15-088-0013 ~~KA~~

PARCEL 2:

A PART OF THE NORTHEAST QUARTER OF SECTION 33, TOWNSHIP 6 NORTH, RANGE 2 WEST, SALT LAKE BASE AND MERIDIAN, U.S. SURVEY: BEGINNING 710 WEST OF THE NORTHEAST CORNER OF SAID QUARTER SECTION, AND RUNNING THENCE WEST 53 FEET, THENCE SOUTH 200 FEET, THENCE WEST 94 FEET, THENCE SOUTH 90 FEET, THENCE WEST 150 FEET, TO A POINT 313 FEET EAST OF THE WEST LINE OF THE EAST HALF OF THE NORTHEAST QUARTER SECTION, THENCE SOUTH 205 FEET, THENCE EAST 1007 FEET TO THE EAST SECTION LINE, THENCE NORTH 5 FEET, THENCE WEST 580.80 FEET, THENCE NORTH 235 FEET, THENCE WEST 130 FEET, THENCE NORTH 255 FEET TO BEGINNING.

PARCEL NO. 15-088-0002, ~~KA~~ 0029