7:

When recorded return to:

Attn: Tiffany DeJarnatt

Utah Certified Development Company

2404 Washington Blvd #1000

Ogden, Utah 84401 FATIA 4U71818

Property Tax ID: 11-100-0132, 11-100-0131/

2171444 BK 4043 PG 736

E 2171444 B 4043 P 736-737 RICHARD T. MAUGHAN

DAVIS COUNTY, UTAH RECORDER

05/26/2006 11:14 AM FEE \$13.00 Pas: 2

DEP RT REC'D FOR FIRST AMERICAN TI

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17- Kays- D

ASSIGNMENT OF NOTE, TRUST DEED, GUARANTEE(S)

STATE OF UTAH

COUNTY OF DAVIS

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 May 23, 2006, in the face principal amount of \$307,000.00 executed by Edgar Tires, Inc., as Borrower, in favor of Utah Certified Development Company as Lender.
- (2) That certain Trust Deed dated May 23, 2006, between Edgar Tires, Inc., as Trustor, Utah Certified Development Company, as Beneficiary, and U.S. Small Business Administration, as Trustee, and recorded May 26, 2005, in the office of the DAVIS County Recorder, State of Utah, as Entry No. 2171442, Book 4043, Page 125-133, with the real property subject to such Trust Deed more particularly described on attached Exhibit "A".
- (3) That certain Guarantee(s) dated May 23, 2006, executed by Edward R. Hanson and Garth S. Hanson, as Guarantor(s) 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 23rd day of May, 2006.

UTAH CERTIFIED DEVELOPMENT COMPANY

By: \_\_\_\_

Robert D. Richards, President

ATTEST:

Jaylene Derring, Assistant Secretary

NOTARY ACKNOWLEDGEMENT

On this 23rd day of May, 2006, personally appeared before me, Robert D. Richards and Jaylene Derring, who being by me duly sworn, did say that they are the 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.

TIFFANY DEJARNATT
NOTARY PUBLIC • STATE OF UTAH
7170 N 2500 W

P 0 BOX 303 HONEYVILLE UT 84314 COMM. EXP. 02/15/2010 NOTARY PUBLIC O Residing at Ogden, Utah

## **EXHIBIT "A"**

**Debtor and Trustor:** 

Edgar Tires, Inc.

dba: Kaysville Big O Tires

Secured Party and Beneficiary: Utah Certified Development Company and

The U.S. Small Business Administration

## **Real Property Description**

## PARCEL 1:

BEGINNING ON AN EASTERLY LINE OF A HIGHWAY AT A POINT NORTH 46°25' WEST 330.5 FEET FROM THE SOUTHEAST CORNER OF BLOCK 17, PLAT "D", KAYSVILLE TOWNSITE SURVEY, IN THE CITY OF KAYSVILLE; RUNNING THENCE NORTH 46°25' WEST 135 FEET; THENCE NORTH 43°35' EAST 170 FEET; THENCE SOUTH 46°25' EAST 191.33 FEET; THENCE SOUTH 61°55' WEST 179.09 FEET TO THE POINT OF BEGINNING.

LESS AND EXCEPTING FROM PARCEL 1 ANY PORTION OF SUBJECT PROPERTY LYING WITHIN THE BOUNDS OF 320 NORTH STREET.

## PARCEL 2:

BEGINNING ON THE EASTERLY LINE OF A STREET AT A POINT NORTH 46°25' WEST 280.50 FEET FROM THE SOUTHWEST CORNER OF BLOCK 17, PLAT "D", KAYSVILLE TOWNSITE SURVEY, AND RUNNING THENCE NORTH 61°27'10" EAST 187.60 FEET; THENCE NORTH 46°25' WEST 215.08 FEET; THENCE SOUTH 43°35' WEST 8.55 FEET; THENCE SOUTH 46°25' EAST 163.83 FEET; THENCE SOUTH 61°55' WEST 179.09 FEET TO THE EASTERLY LINE OF SAID STREET; THENCE SOUTH 46°25' EAST 50.00 FEET ALONG EASTERLY LINE TO THE POINT OF BEGINNING.

PARCEL 1: 11-100-0132 PARCEL 2: 11-100-0131

The address of such property is: 320 North Main Street, Kaysville, UT 84037

The owner of such real property is: Edgar Tires, Inc.