



\*W2370107\*

**PREPARED BY AND WHEN  
RECORDED RETURN TO:**

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E# 2370107 PG 1 OF 5  
ERNEST D ROWLEY, WEBER COUNTY RECORDER  
15-OCT-08 11:53 AM FEE \$20.00 DEP SC  
REC FOR: METRO NATIONAL TITLE  
ELECTRONICALLY RECORDED

**DEED OF TRUST**

THIS INSTRUMENT is executed as of the 18th day of September, 2008, by WOLF CREEK PROPERTIES, LC, a Utah limited liability company ("Trustor"), whose address is 3923 North Wolf Creek Drive, P.O. Box 658, Eden, Utah 84310, in favor of METRO NATIONAL TITLE ("Trustee"), whose address is 345 East Broadway, Salt Lake City, Utah 84111, and each of the following (collectively, "Beneficiary"): STEVEN C. ROBERTS, individually and as a Trustee of the The Roberts Living Trust, dated as of April 11, 1995 (the "Trust"); J. SUZANNE ROBERTS individually and as a trustee of the Trust; and SCR INVESTMENTS, INC., a California corporation, whose address for purposed hereof is 3923 North Wolf Creek Drive, P.O. Box 658, Eden, Utah 84310.

TRUSTOR CONVEYS AND WARRANTS TO TRUSTEE IN TRUST, WITH POWER OF SALE, certain real property (the "Property") situated in Weber County, Utah, more particularly described on Exhibit "A", attached hereto and incorporated herein by this reference;

TOGETHER WITH all buildings, fixtures and improvements on the Property and all water rights, rights-of-way, easements, rents, issues, profits, income, tenements, hereditaments, privileges and appurtenances on or after the date of this instrument used or enjoyed with all or any part of the Property;

FOR THE PURPOSE OF SECURING for the benefit of Beneficiary the timely payment and performance of the obligations of Trustor under this instrument and that certain Indemnification Agreement, dated as of February 2007, between Steven C. Roberts, individually, Trustor, Wolf Creek Associates, Ltd., a Utah limited partnership ("Associates"), and Eden Investments, LLC, a Utah limited liability company ("Eden Investments") as amended by that certain First Amendment to Indemnification Agreement, dated September 5, 2008, between Beneficiary, Trustor, Associates and Eden Investments, and as may be amended, modified or supplemented hereafter.

TRUSTOR AGREES to pay all taxes and assessments on the Property, to pay all charges and assessments on water or water stock used on or with the Property, not to commit waste, to maintain adequate fire insurance on any improvements on the Property, to pay all costs and expenses of collection (including reasonable trustee's and attorneys' fees in the event of default in payment of the indebtedness secured by this instrument) and to pay reasonable trustee's fees for any

COURTESY RECORDING  
This Document is being recorded solely as a courtesy and an accommodation to the parties named herein. METRO NATIONAL TITLE hereby expressly disclaims any responsibility or liability for the accuracy of the content thereof.

of the services performed by Trustee under this instrument, including a reconveyance of the Property.

TRUSTOR has executed this instrument as of the date first set forth above.

TRUSTOR:

WOLF CREEK PROPERTIES, LC, a Utah limited liability company, by its Manager

EDEN INVESTMENTS, LLC, a Utah limited liability company, by its Manager

EDEN PROPERTIES, LLC, a Utah limited liability company, by its Managers

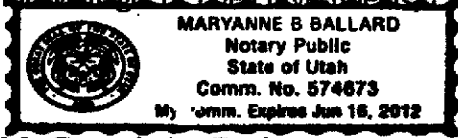
  
\_\_\_\_\_  
STEVE MALACHOWSKI

SCR INVESTMENTS, INC., a California corporation

By:   
\_\_\_\_\_  
Steven C. Roberts, President

State of Utah )  
 ) ss.  
County of Weber )

The foregoing instrument was acknowledged before me this 30<sup>th</sup> day of September, 2008, by Steven C. Roberts, the President of SCR Investments, Inc., a Manager of Eden Properties, LLC, the Manager of Eden Investments, LLC, the Manager of Wolf Creek Properties, LC



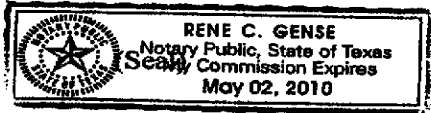
Maryanne B. Ballard  
Notary Public

My Commission Expires:  
January 16, 2012

Residing at:  
Eden, Utah Weber County

State of TEXAS )  
 ) ss.  
County of TRAVIS )

The foregoing instrument was acknowledged before me this 25<sup>th</sup> day of September, 2008, by Steve Malachowski, a Manager of Eden Properties, LLC, the Manager of Eden Investments, LLC, the Manager of Wolf Creek Properties, LC.



René C. Gense  
Notary Public

My Commission Expires:  
May 02, 2010

Residing at:  
AUSTIN, TX / TRAVIS CO.

**EXHIBIT A**  
**TO**  
**DEED OF TRUST**

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**Legal Description of Property**

EXHIBIT "A"

PROPERTY DESCRIPTION

The following described real property is located in Weber County, Utah:

Parcel I

Part of the Southwest Quarter of Section 29, Township 7 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey; Beginning 20 feet North and 50 feet West of the Northeast corner of Silver Bell Estates No. 2; running thence North 1140 feet; thence West 467 feet; thence South 1160 feet; thence East 140.39 feet; thence North 61D45'23" East 41.85 feet; thence East 289.74 feet to the place of beginning.

22-023-0086 *D*

Parcel II

All of the Northwest Quarter of the Southeast Quarter, the Northeast Quarter of the Southeast Quarter, the Southwest Quarter of the Southeast Quarter and the East 1/2 of the Northeast Quarter of the Southwest Quarter and the East 1/2 of the Southeast Quarter of the Southwest Quarter of Section 16, Township 7 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey.

22-006-0 004 *D*

Parcel III

Part of the Southwest Quarter of Section 15, Township 7 North, Range 1 East, Salt Lake Base and Meridian, U.S. Survey, more particularly described as follows: Beginning at the Southwest corner of said Section 15, running thence North 2640 feet, more or less, to the West Quarter corner of said Section 15; thence East 1485 feet along the Quarter Section line; thence South 2640 feet, more or less, parallel to the West line of said Section 15 to a point on the South line of Section 15; thence West 1485 feet to the point of beginning.

22-006-0019 *D*