

APN 1220-17-501-022

SHORT FORM DEED OF TRUST AND ASSIGNMENT OF RENTS

ORDER NO.:

THIS DEED OF TRUST made this 6th day of FEBRUARY 2002, between JEFFREY P. PISCIOTTA A MARRIED MAN AS HIS SOLE AND SEPARATE PROPERTY, here in called TRUSTOR, whose address is POST OFFICE BOX 336 GARDNERVILLE NV 89410 and TRUSTEE, and

CHARLES S. BYRNE AND DONNA M. BYRNE, A MARRIED COUPLE, here in called BENEFICIARY,

WITNESSETH: That Trustor irrevocably grants, transfers and assigns to Trustee in trust, with power of sale, that property in DOUGLAS County, Nevada, described as:

973 HEAVENLY VIEW COURT GARDNERVILLE, NV 89410 A.P.N. 1220-17-501-022

LEGAL DESCRIPTION ATTACHED AS EXHIBIT A

THIS INSTRUMENT IS BEING RECORDED AS AN ACCOMMODATION ONLY. NO LIABILITY, EXPRESSED OR IMPLIED, IS ASSUMED AS TO IT'S REGULARITY OR SUFFICIENCY NOR AS TO ITS EFFECT, IF ANY, UPON TITLE TO ANY, REAL PROPERTY DESCRIBED THEREIN.

STEWART TITLE OF DOUGLAS COUNTY

Together with the rents, issues and profits thereof, subject, however, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits.

For the purpose of securing (1) payment of the the sum of \$ 64,311.08 with interest thereon according to the terms of a promissory note or notes of even date herewith made by Trustor, payable to order of Beneficiary, and all extensions or renewals thereof; and (2) the performance of each agreement of Trustor incorporated herein by reference or contained herein; (3) payment of additional sums and interest thereon which may hereafter be loaned to Trustor, or to his successors or assigns, when evidenced by a promissory note or notes reciting that they are secured by this Deed of Trust.

To protect the security of this Deed of Trust, and with respect to the property above described, Trustor expressly makes each and all of the agreements, and adopts and agrees to perform and be bound by each and all of the terms and provisions set forth in subdivision A, and it is mutually agreed that each and all of the terms and provisions set forth in subdivision B of the fictitious Deed of Trust recorded in the office of each County Recorder in the State of Nevada, in the book and at the page thereof, or under the document file number, noted below opposite the name of such county, namely:

Table with 8 columns: COUNTY, BOOK, PAGE, DOC. NO., COUNTY, BOOK, PAGE, DOC. NO. Lists recording information for various counties including Carson City, Churchill, Clark, Douglas, Elko, Esmeralda, Eureka, Humboldt, Lander, Lincoln, Lyon, Mineral, Nye, Pershing, Storey, Washoe, and White Pine.

shall inure to and bind the parties hereto with respect to the property above described. Said agreement, terms and provisions contained in said subdivision A and B, (identical in all counties, and printed on the reverse side hereof) are by the within reference thereto, incorporated herein and made a part of this Deed of Trust for all purposes as fully as if set forth at length herein, and Beneficiary may charge for a statement regarding the obligation secured hereby, provided the charge therefor does not exceed a reasonable amount. The Beneficiary or the collection agent appointed by him may charge a fee of not to exceed \$15.00 for each change in parties, or for each change in a party making or receiving a payment secured hereby.

The undersigned Trustor requests that a copy of any notice of default and any notice of sale hereunder be mailed to him at his address hereinbefore set forth.

STATE OF NEVADA COUNTY OF Douglas ON 7/2/02 personally appeared before me, a Notary Public, JEFFREY P. Pisciotta

SS Jeffrey P. Pisciotta

personally known or proved to me to be the person whose name(s) is/are subscribed to the above instrument who acknowledged that he executed the instrument.

Notary Public signature



WHEN RECORDED MAIL TO: Charles and Donna Byrne 3350 Dartmouth Drive Carson City, NV 89410

FOR RECORDER'S USE 0546312 BK0702PG00921

EXHIBIT "A"

LEGAL DESCRIPTION

ESCROW NO.: 010801768

That portion of the Northwest One-Quarter of the Northwest One-Quarter of Section 17, Township 12 North, Range 20 East, M.D.B.&M. in the County of Douglas, State of Nevada, more particularly described as follows:

PARCEL 3A

Beginning at the Northeasterly corner of Parcel 1 of that certain Parcel Map #1019 for the Clark Family Trust, recorded in Book 796 at Page 4151 as Document No. 392836 of the Official Records of said Douglas County; thence Southerly along the Easterly line of said Parcel Map #1019, S. $0^{\circ}37'40''$ W., 426.75 feet to the TRUE POINT OF BEGINNING; THENCE continuing Southerly along said Easterly line, S. $0^{\circ}37'40''$ W., 300.00 feet; thence N. $69^{\circ}40'13''$ W., 420.10 feet; thence N. $89^{\circ}27'40''$ W., 63.00 feet to an angle point in the Westerly line of said Parcel Map #1019; thence Northerly along said Westerly line N. $0^{\circ}32'20''$ E., 157.18 feet; thence S. $89^{\circ}32'00''$ E., 458.75 feet to the TRUE POINT OF BEGINNING.

The above described parcel is shown as Parcel 3A on that Certain Record of Survey in support of a Boundary Line Adjustment for the Clark Family Trust and Jeffrey P. Pisciotta, recorded in Book 0301 at Page 1462 as Document No. 509940 of the Official Records of said Douglas County.

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"IN COMPLIANCE WITH NEVADA REVISED STATUTE 111.312, THE HEREIN ABOVE LEGAL DESCRIPTION WAS TAKEN FROM INSTRUMENT RECORDED SEPTEMBER 15, 2000, BOOK 0900, PAGE 2464, AS FILE NO. 499443, RECORDED IN THE OFFICIAL RECORDS OF DOUGLAS COUNTY, STATE OF NEVADA."

REQUESTED BY
Stewart Title of Douglas County

IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2002 JUL -2 PM 3:11

LINDA SLATER
RECORDER

\$15⁰⁰ PAID *KJ* DEPUTY

0546312

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