

MODIFICATION OF MORTGAGE

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THIS SUPPLEMENTAL INDENTURE made and entered into this   /   day of November, 1973, between BARTLETT, BURY, ROBINSON & TUTTLE, INC., an Oregon corporation hereinafter called the Mortgagor, and WESTERN BANK, Trustee of WILLIAM A. BARTLETT, M. D., P. C., Profit Sharing Plan; WESTERN BANK, Trustee of WILLIAM A. BARTLETT, M. D., P. C., Money Purchase Pension Plan; CHARLES D. BURY, M. D., ALDEN B. GLIDDEN, M. D., MURRAY E. ROBINSON, M. D., KENNETH L. TUTTLE, KAREN L. TUTTLE, and JOHN A. GERBERT, Trustees of the KENNETH L. TUTTLE, M. D., P. C., Employees Profit Sharing and Pension Plan, hereinafter called the Mortgagees,

WITNESSETH:

WHEREAS, Mortgagor, by an indenture dated April 1, 1973, made and executed by Mortgagor to Mortgagees, which said Mortgage was recorded in Volume M-73, page 7480, records of Klamath County, Oregon, mortgaged certain property therein described to secure six promissory notes, copies of which were attached thereto, and incorporated by reference; and

WHEREAS, Mortgagor, since the execution of said Mortgage, has secured a commitment for certain further advances on the part of Mortgagees, and Mortgagor and Mortgagees desire to modify the original Mortgage to provide security for the repayment of such advances;

NOW, THEREFORE, in consideration of the premises and of said advances on the part of Mortgagees, the original Mortgage referred to above is hereby modified, altered and changed in the following respects only:

By adding to said Mortgage the following paragraph:

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"This Mortgage is also given as security to Mortgagees for all indebtedness that may in the future be incurred by Mortgagor to Mortgagees and such future indebtedness shall bear interest at the rates provided in the instruments evidencing such indebtedness and shall be payable to Mortgagees at the same place designated in the original Notes and Mortgage. All such future indebtedness shall be deemed a part of the indebtedness secured by this Mortgage and shall be recoverable as such."

In the event of any conflict between the provisions of this Modification and the provisions of the original Mortgage, the provisions of this Modification shall govern.

This Modification is supplemental to the original Mortgage, which is, by reference, made a part hereof.

IN WITNESS WHEREOF, BARTLETT, BURY, ROBINSON & TUTTLE, INC., an Oregon corporation pursuant to a resolution of its Board of Directors, duly and legally adopted, has caused these presents to be signed by its President and Secretary, and its corporate seal to be hereunto affixed this 9 day of November, 1973.

BARTLETT, BURY, ROBINSON  
& TUTTLE, INC.  
An Oregon Corporation

By: William C. Jau  
President

By: Jennell E. Tuttle  
Secretary

STATE OF OREGON  
County of Klamath

)  
) ss.  
)

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On this 9<sup>th</sup> day of November, 1973, before me appeared WILLIAM A. BARTLETT, M. D., and KENNETH L. TUTTLE, M. D., both to me personally known, who being duly sworn, did say that he, the said WILLIAM A. BARTLETT, M. D., is the President and he, the said KENNETH L. TUTTLE, M. D., is the Secretary of BARTLETT, BURY, ROBINSON & TUTTLE, INC., the within named Corporation, and that the seal affixed to said instrument is the corporate seal of said Corporation, and that the said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors, and WILLIAM A. BARTLETT, M. D., and KENNETH L. TUTTLE, M. D., AND KENNETH L. TUTTLE, M. D., acknowledged said instrument to be the free act and deed of said Corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal the day and year last above written.

*Virginia M. Peterson*  
 NOTARY PUBLIC FOR OREGON  
 My Commission Expires: 1-22-74

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of WESTERN BANK COOS BAY ORE  
 this 5th day of DECEMBER A.D. 1973 at 11:57 o'clock A.M., and  
 duly recorded in Vol. M 73, of DEEDS on Page 15715

FEE \$ 6.00

Wm D. MILNE, County Clerk  
*Hazel Draper*

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