

85910

10-20-94P13 17 RCVD

Vol. 1194 Page 32691

RECORDATION REQUESTED BY:

WESTERN BANK
2805 South Sixth Street
P.O. Box 1864
Klamath Falls, OR 97601-0234

WHEN RECORDED MAIL TO:

WESTERN BANK
2805 South Sixth Street
P.O. Box 1864
Klamath Falls, OR 97601-0234

SEND TAX NOTICES TO:

DAVID D. HILL and SANDRA A. HILL
same
OR

mtc 34103

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE IS DATED OCTOBER 12, 1994, BETWEEN DAVID D. HILL and SANDRA A. HILL (referred to below as "Grantor"), whose address is , OR ; and WESTERN BANK (referred to below as "Lender"), whose address is 2805 South Sixth Street, P.O. Box 1864, Klamath Falls, OR 97601-0234.

MORTGAGE. Grantor and Lender have entered into a mortgage dated December 1, 1992 (the "Mortgage") recorded in Klamath County, State of Oregon as follows:

RECORDED DECEMBER 9, 1992 IN THE OFFICIAL RECORDS CLAMATH COUNTY, VOLUME M92, PAGE 29086.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property (the "Real Property") located in Klamath County, State of Oregon:

SEE ATTACHED EXHIBIT "A"

MODIFICATION. Grantor and Lender hereby modify the Mortgage as follows:

INCREASE HOME EQUITY LINE OF CREDIT FROM \$10,000 TO \$14,000.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorsers to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

EACH GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

x David D. Hill
DAVID D. HILL

x Sandra A. Hill
SANDRA A. HILL

LENDER:

WESTERN BANK

By:

Thick
Authorized Officer

10-12-1994
Loan No 480001717

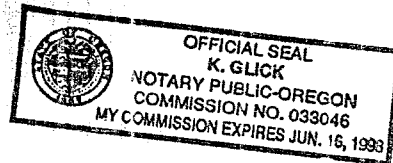
MODIFICATION OF MORTGAGE
(Continued)

32692

Page 2

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon
COUNTY OF Klamath) SS

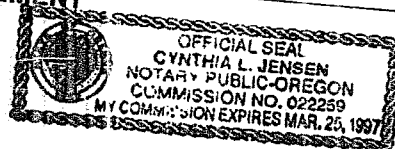


On this day before me, the undersigned Notary Public, personally appeared **DAVID D. HILL and SANDRA A. HILL**, to me known to be the individuals described in and who executed the Modification of Mortgage, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 12th day of October, 19 94.
By [Signature]
Notary Public in and for the State of Oregon Residing at Klamath Falls, Oregon
My commission expires June 16, 1993

LENDER ACKNOWLEDGMENT

STATE OF Oregon
COUNTY OF Klamath) SS



On this 12th day of October, 19 94, before me, the undersigned Notary Public, personally appeared R. Glick and known to me to be the Branch manager, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Cynthia L. Jensen
Notary Public in and for the State of Oregon Residing at Klamath Falls
My commission expires 3/25/97

32693

EXHIBIT "A" LEGAL DESCRIPTION

A parcel of land situated in the S1/2 of Section 26, Township 40 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at a 1/2 inch iron pin at a point on curve on the Northerly right of way line of Hill Road, a county road, from which the Southeast corner of said Section 26 bears South 50 degrees 27' 46" East, 2887.00 feet; thence along the arc of a 3789.72 foot radius curve to the right (delta = 00 degrees 49' 56"; long chord = North 63 degrees 22' 48" West, 55.05 feet) 55.05 feet to a 5/8 inch iron pin at the end of curve; thence North 62 degrees 57' 50" West continuing along said right of way line, 296.50 feet to a 5/8 inch iron pin at the beginning of a curve to the right; thence along the arc of a 447.47 foot curve to the right (delta = 18 degrees 33' 40"; long chord = North 53 degrees 41' 00" West, 144.22 feet) 144.96 feet to a 5/8 inch iron pin at the end of curve; thence North 44 degrees 24' 10" West continuing along said right of way line, 25.95 feet to a 1/2 inch iron pin; thence leaving said right of way line North 25 degrees 04' 36" East 301.49 feet to a 1/2 inch iron pin; thence South 55 degrees 08' 15" East, 187.54 feet to a 1/2 inch iron pin; thence South 21 degrees 09' 20" East, 460.18 feet to the point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Mountain Title Co the 20th day
of Oct A.D. 19 94 at 3:17 o'clock P.M., and duly recorded in Vol. M94
of Mortgages on Page 32691
FEE \$20.00
By Evelyn Biehn County Clerk
By Quinn Millendore