

91798

11-30-94 10:52 FAX

Vol. 194 Page 36470

## RECORDATION REQUESTED BY:

WESTERN BANK  
421 South 7th Street  
P.O. Box 669  
Klamath Falls, OR 97601-0322

## WHEN RECORDED MAIL TO:

WESTERN BANK  
421 South 7th Street  
P.O. Box 669  
Klamath Falls, OR 97601-0322

## SEND TAX NOTICES TO:

ERVIN JAMES THORNTON ALSO KNOWN AS ERVIN J.  
THORNTON and ELSIE DEANE THORNTON  
4360 HOMEDALE  
KLAMATH FALLS, OR 97603

K-45881

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

## MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST IS DATED NOVEMBER 9, 1994, BETWEEN ERVIN JAMES THORNTON ALSO KNOWN AS ERVIN J. THORNTON and ELSIE DEANE THORNTON (referred to below as "Grantor"), whose address is 4360 HOMEDALE, KLAMATH FALLS, OR 97603; and WESTERN BANK (referred to below as "Lender"), whose address is 421 South 7th Street, P.O. Box 669, Klamath Falls, OR 97601-0322.

DEED OF TRUST. Grantor and Lender have entered into a Deed of Trust dated November 8, 1993 (the "Deed of Trust") recorded in KLAMATH County, State of Oregon as follows:

RECORDED AT KLAMATH COUNTY COURTHOUSE ON NOVEMBER 10, 1993 INSTRUMENT NO. 93-71096 VOL. M93 PAGE 29720

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property (the "Real Property") recorded in KLAMATH County, State of Oregon:

LOTS 8, 9, 10, 11 AND 12, AND THE SOUTHERLY 1 FOOT OF LOT 13, BLOCK 13 INDUSTRIAL ADDITION TO THE CITY OF KLAMATH FALLS, OREGON, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

The Real Property or its address is commonly known as 522 ADAM STREET, KLAMATH FALLS, OR 97601. The Real Property tax Identification number is R478879 & R478880.

MODIFICATION. Grantor and Lender hereby modify the Deed of Trust as follows:

EXTEND MATURITY DATE FROM NOVEMBER 8, 1994 TO NOVEMBER 9, 1995

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust 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 Deed of Trust 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 Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorser 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 Deed of Trust 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 DEED OF TRUST, AND EACH GRANTOR AGREES TO ITS TERMS.

GRANTOR:

*Ervin James Thornton*  
ERVIN JAMES THORNTON ALSO KNOWN AS ERVIN J. THORNTON

*Elsie Deane Thornton*  
ELSIE DEANE THORNTON

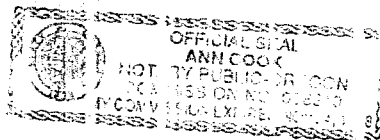
LENDER:

WESTERN BANK

By: *[Signature]*  
Authorized Officer

INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Klamath ) ss



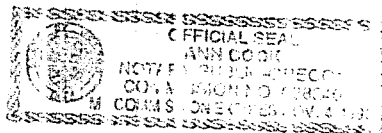
On this day before me, the undersigned Notary Public, personally appeared **ERVIN JAMES THORNTON ALSO KNOWN AS ERVIN J. THORNTON** and **ELSIE DEANE THORNTON**, to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 28th day of November, 19 94.

By Ann Cook Residing at Klamath Falls Or  
Notary Public in and for the State of Oregon My commission expires 11-04-98

LENDER ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Klamath Falls ) ss



On this 28th day of November, 19 94, before me, the undersigned Notary Public, personally appeared Charles Skyberg and known to me to be the Assistant 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 Ann Cook Residing at Klamath Falls OR  
Notary Public in and for the State of Oregon My commission expires 11-04-98

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STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Klamath County Title Co the 30th day  
of Nov A.D., 19 94 at 10:52 o'clock A M., and duly recorded in Vol. M94  
of Mortgages on Page 36470

FEE \$15.00

Evelyn Biehn  
By Charles Skyberg County Clerk