

MODIFICATION OF TRUST DEED

For good and valuable consideration, we, the undersigned, do hereby modify, amend, and change the description of the property referred to in that certain Deed of Trust between David C. Elliott and Eloise J. Elliott, grantor to William L. Sisemore, trustee, for Klamath First Federal Savings and Loan Association, as beneficiary, dated April 27, 1992, recorded May 1, 1992, in Volume M-92 on page 9510, records of Klamath County, Oregon, for property at ~~622~~ ⁶¹⁶ Conger Avenue.

The description is changed from the following described property hereinafter called first description and shown in Exhibit A.

To the following described property hereinafter called second description and shown in Exhibit B.

In all other respects, the original Mortgage remains the same.

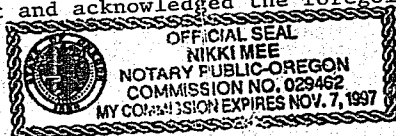
David C. Elliott
David C. Elliott

Eloise J. Elliott
Eloise J. Elliott

State of Oregon)
) ss
County of Klamath)

April 24 . 1995

Personally appeared the above named David C. Elliott and Eloise J. Elliott and acknowledged the foregoing document to be their voluntary act and deed.



Before me:

Nikki Mee
Notary Public for Oregon

IT IS AGREED:

1. The property described in the second description is accepted as the security for the loan secured by the original Trust Deed.
2. Any property described in the first description that is not included in the second description is hereby released from the Trust Deed.

Klamath First Federal Savings and Loan Association

By: Ray Z Hall

Return: KFFSL
540 Main St.
Klamath Falls, Oregon 97601

EXHIBIT A - Page 1 of 2

PARCEL 1: A tract of land situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being more particularly described as follows:

Beginning at a chiseled cross on a stone monument buried in the ground, said stone being North 41° East a distance of 1094 feet, more or less, by record from the one-fourth corner common to Sections 31 and 32, Township 39 South, Range 9 East of the Willamette Meridian, and from which stone monument a nail in a tree bears South 33°53' East a distance of 18.46 feet, the center insulator on a electrical transmission tower bears North 86°30' West and power pole K 4754 bears North 59°11' East; thence South 37°29'10" East a distance of 206.81 feet to a one-half inch iron pipe set in concrete on the Southerly edge of the Barnhisel entrance road; thence South 47°31'00" West 230.92 feet to a one-half inch iron pin; said point being the True Point of Beginning of this description; thence continuing South 47°31'00" West 37.00 feet to a one-half inch iron pin; thence North 46°43'00" West 75.00 feet; thence North 34°31'00" West 45.78 feet; thence North 56°33'30" East 147.27 feet to a one-half inch iron pin; thence South 33°32'00" East 79.97 feet to a one-half inch iron pin; thence South 47°31'00" West 96.82 feet to a one-half inch iron pin; thence South 42°29'00" East 18.00 feet to the True Point of Beginning, together with any land lying between the Northeasterly bank of Link River and the Southwesterly side of the above-described tract of land, with bearings based on recorded Surveys Numbered 1276, 2007 and 2126.

SUBJECT TO a 6-foot wide easement connecting tennis court and swimming pool areas for the exclusive use of owners of common ground and their guests situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and being more particularly described as follows:

Beginning at a chiseled cross on a stone monument buried in the ground, said stone being North 41° East a distance of 1094 feet, more or less, by record from the one-fourth corner common to Sections 31 and 32, Township 38 South, Range 9 East of the Willamette Meridian; thence South 37°29'10" East a distance of 206.81 feet; thence South 47°31'00" West 267.92 feet; thence North 46°43'00" West 75.00 feet; said point being the True Point of Beginning of this description, said easement to be six feet in width, and on the right side of the following described line; thence North 34°31'00" West 45.78 feet; thence North 56°33'30" East 147.27 feet; together with any land lying between the Northeasterly bank of Link River and the Southwesterly side of the above-described easement, with bearings based on Surveys Numbered 1276, 2007 and 2126.

Parcel 2: An undivided one-third interest in and to the common ground more particularly described as follows:

The Swimming pool area described as follows:

A tract of land situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian Klamath County, Oregon and being more particularly described as follows:

Beginning at a chiseled cross on a stone monument buried in the ground, said stone being N. 41° E. a distance of 1094 feet, more or less, by record from the one-fourth corner common to Section 31 and 32, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 52°00'00" E. along the northerly line of the Barnhisel property 19.00 feet; thence S. 50°08'40" W. 28.79 feet; thence S. 26°26'30" E. 30.84 feet thence S. 37°51'20" E. 42.04 feet; said point being the True Point of Beginning of this description; thence continuing S. 37°51'20" E. 72.83 feet; thence S. 06°16'20" E. 32.80 feet; on the northwesterly line of that easement recorded in Deed Volume 206, page 429, and Deed Volume 328, page 538, as recorded in the Klamath County Deed Records; thence S. 47°31'00" W. along said easement line 89.33 feet; thence N. 33°32'00" W. 79.97 feet; thence N. 56°33'30" E. 60.78 feet; thence N. 37°51'20" W. 32.92 feet; thence N. 52°08'40" E. 39.60 feet; to the True Point of Beginning, containing 8,522 square feet, with bearings based on recorded Survey's Numbered 1276, 2007 and 2126.

The Tennis Court Area described as follows:

A tract of land situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon and being more particularly described as follows:

Being at a chiseled cross on a stone monument buried in the ground, said stone being N. 41° E. a distance of 1094 feet, more or less, by record from the one-fourth corner common to Sections 31 and 32, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 37°29'10" E. a distance of 206.81 feet; to a one-half inch iron pipe set in concrete on the southerly edge of the Barnhisel entrance road; thence S. 47°31'00" W. 267.92 feet; thence N. 46°43'00" W. 75.00 feet; thence N. 34°31'00" W. 45.78 feet to a one-half inch iron pin, said point being the True Point of Beginning of this description; thence continuing N. 34°31'00" W. 180.33 feet; thence N. 56°02'30" E. 67.01 feet; thence S. 33°59'09" E. 180.91 feet; thence S. 56°33'30" W. 65.34 feet to the True Point of beginning, containing 11,952 square feet, together with any land lying between the northeasterly bank of Link River and the southwesterly side of the above described tract of land, with bearings based on recorded Survey's Numbered 1276, 2007 and 2126.

A 6-foot wide easement connecting tennis court and swimming pool areas for the exclusive use of owners of common ground and their guests situated in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 32, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon and being more particularly described as follows:

Beginning at a chiseled cross on a stone monument buried in the ground, said stone being N. 41° E. a distance of 1094 feet, more or less, by record from the one-fourth corner common to Sections 31 and 32, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 37°29'10" E. a distance of 206.81 feet; thence S. 47°31'00" W. 267.92 feet; thence N. 46°43'00" W. 75.00 feet; said point being the True Point of Beginning of this description, said easement to be six feet in width, and on the right side of the following described line; thence N. 34°31'00" W. 45.78 feet; thence N. 56°33'30" E. 147.27 feet; together with any land lying between the northeasterly bank of Link River and the southwesterly side of the above described easement with bearings based on Survey's Numbered 1276, 2007 and 2126.

Exhibit B

A TRACT OF LAND SITUATED IN THE SW1/4 NW1/4 OF SECTION 32, T38S, R9EWM, KLAMATH COUNTY, OREGON, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A 5/8 INCH IRON PIN WITH ALUMINUM CAP STAMPED "CITY OF KLAMATH FALLS" (FORMERLY CHISELED CROSS ON A STONE MONUMENT), SAID PIN BEING N41°E 1094 FEET, MORE OR LESS, BY RECORD FROM THE WEST 1/4 CORNER OF SAID SECTION 32; THENCE S52°00'00"E 19.00 FEET; THENCE S52°00'00"E 191.65 FEET; THENCE S69°39'00"W 52.37 FEET; THENCE S47°31'00"W 93.26 FEET TO THE TRUE POINT OF BEGINNING; THENCE S47°31'00"W 141.99 FEET; THENCE S42°49'00"E 18.00 FEET; THENCE S47°31'00"W 37.00 FEET; THENCE CONTINUING S47°31'00"W, 8 FEET, MORE OR LESS, TO THE LEFT BANK OF LINK RIVER; THENCE NORTHWESTERLY, ALONG SAID BANK, 121 FEET, MORE OR LESS, TO A POINT FROM WHICH A 5/8 INCH IRON PIN WITH TRU-LINE SURVEYING PLASTIC CAP BEARS N56°25'09"E; THENCE N56°25'09"E 10 FEET, MORE OR LESS; THENCE CONTINUING N56°25'09"E, 192.40 FEET; THENCE S33°16'52"E 83.51 FEET TO THE POINT OF BEGINNING, CONTAINING 0.47 ACRES, MORE OR LESS.

REFERENCE: CITY OF KLAMATH FALLS PROPERTY LINE ADJUSTMENT 006-94

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ Klamath County Title _____ the _____ 24th _____ day
of _____ April _____ A.D., 19 _____ 95 at 3:52 o'clock P _____ M., and duly recorded in Vol. _____ M95
of _____ Mortgages _____ on Page 10403

FEE \$25.00

By Bernetha G. Letson County Clerk