

10911

After recording return to:  
 Ag, America, FCB  
 P. O. Box 148  
 Klamath Falls, OR 97601

Customer/Note No. 22655/301

## MEMORANDUM OF LOAN MODIFICATION

Circle Five Ranch, Inc., Louis and Marien Randall, Deborah R. Kness ("Borrower"), whose address is 45850 Gerber Road, Bonanza, OR 97623, and Ag, America, FCB, whose address is 900 Klamath Avenue, P. O. Box 148, Klamath Falls, OR 97601 ("Lender") entered into that certain Loan Modification Agreement signed on November 20, 1995 ("Agreement") to amend the Note dated May 2, 1973, and any amendments thereto (the "Original Note") and Mortgage(s) dated May 2, 1973, recorded on May 30, 1973, in Book M73, Page 6520, and Mortgage dated October 31, 1973, recorded April 5, 1974, in Book M74, page 4180, records of Klamath County(ies), State of Oregon, and any amendments thereto (the "Loan Documents"), encumbering the real and/or personal property described therein, reference to which is made for the terms and the description of property. This Memorandum is an abstract of the Agreement. The Agreement provides for the indexing and adjustment of the interest rate, payment terms or balance due on the obligation evidenced by the Original Note and Loan Documents. The Original Note as amended by the Agreement is hereinafter referenced as the "Note." The interest rate, payment terms or balance due under the Note and Loan Documents may be indexed, adjusted, renewed or re negotiated.

The legal description of the property to which this Agreement applies is attached hereto and incorporated herein as Exhibit "A."

Dated: 11-20-95

CircleFive Ranch, Inc.

By: Louis Randall

Louis Randall, President

Attest: Deborah R. Kness

Deborah R. Kness, Secretary

Louis RandallMarien RandallDeborah R. Kness

STATE OF OREGON )

) ss

County of Klamath )

Hainsville Cattle Company

By: Louis Randall

Louis Randall, a partner

By: Marien Randall

Marien Randall, a partner

By: Deborah R. Kness

Deborah R. Kness, a partner

By: John K. and Catherine Aspell Family

By: John K. and Catherine Aspell Family

Trust, a partner

By: John K. Aspell

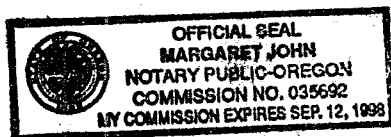
John K. Aspell, Trustee

By: Catherine Aspell

Catherine Aspell, Trustee

My Williams

On this 20 day of November, 1995, before me personally appeared Louis Randall and Deborah R. Kness, known to me to be the President and Secretary, respectively, of the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and each on oath stated that they were authorized to execute said instrument.



x Margaret John  
 Notary Public for the State of Oregon  
 Residing at Klamath Falls, OR  
 My Commission expires: 9-12-98

## MEMORANDUM OF LOAN MODIFICATION

DATED: November 20, 1995

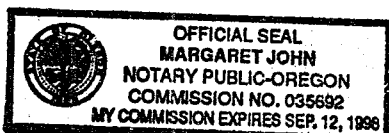
Page 2

STATE OF OREGON )

) ss.

County of Klamath )

On this 20 day of November, 1995, before me personally appeared Louis Randall and Marie Randall, husband and wife, to me known to be the persons described in and who executed the within instrument and acknowledged that they executed the same as their free act and deed.



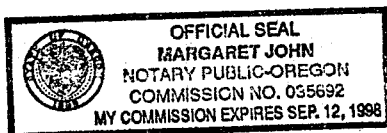
X Margaret John  
Notary Public for the State of Oregon  
Residing at Klamath Falls, Oregon  
My Commission Expires: 9-12-98

STATE OF OREGON )

) ss

County of Klamath )

On this 20 day of November, 1995, before me personally appeared Deborah R. Kness, to me known to be the person described and who executed the within instrument and acknowledged that she executed the same as her free act and deed.



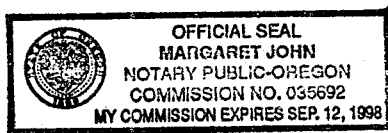
X Margaret John  
Notary Public for the State of Oregon  
Residing at Klamath Falls, Oregon  
My Commission Expires: 9-12-98

STATE OF OREGON )

) ss.

County of Klamath )

On this 20 day of November, 1995, before me personally appeared Louis Randall, Marien Randall and Deborah R. Kness, Partners to the Hainsville Cattle Company to be the persons described and who executed the within instrument and acknowledged that they executed the same as their free act and deed.



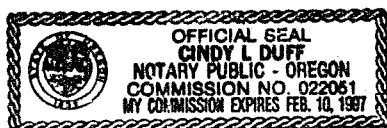
X Margaret John  
Notary Public for the State of Oregon  
Residing at Klamath Falls, OR  
My Commission Expires: 9-12-98

STATE OF ~~CALIFORNIA~~ )

) ss.

County of Deschutes )

On this 30th day of November, 1995, before me personally appeared John K. Aspell and Catherine Aspell, Trustees of the John K. and Catherine Aspell Family Trust, a partner to be the persons described and who executed the within instrument and acknowledged that they executed the same as their free act and deed.



X Cindy L. Duff  
Notary Public for the State of California  
Residing at Powell Butte  
My Commission expires: Feb. 10, 1997

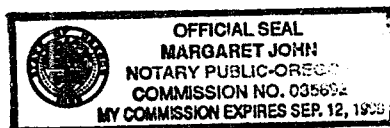
## MEMORANDUM OF LOAN MODIFICATION

DATED: November 20, 1995

Page 3

STATE OF OREGON )  
 ) ss.  
 County of Klamath )

On this 11 <sup>December</sup> of ~~November~~, 1995, before me personally appeared Greg Williams, Regional Vice President, to me known to be an authorized agent of the AgAmerica, FCB successor by merger to the Farm Credit Bank of Spokane, the corporation that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.



X Margaret John  
 Notary Public for the State of Oregon  
 Residing at Klamath Falls, OR  
 My Commission expires: 9-12-98

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Farm Credit the 21st day  
 of Dec A.D., 19 95 at 2:15 o'clock P.M., and duly recorded in Vol. M95,  
 of Mortgages on Page 34781.

FEE \$20.00

Bernetha G. Letsch, County Clerk  
 By Bernetha G. Letsch