

## RECORDATION REQUESTED BY:

South Valley Bank & Trust  
P O Box 5210  
Klamath Falls, OR 97601

## WHEN RECORDED MAIL TO:

South Valley Bank & Trust  
P O Box 5210  
Klamath Falls, OR 97601

## SEND TAX NOTICES TO:

Timm Burr, Inc.  
12952 Crystal Springs Rd  
Klamath Falls, OR 97603

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

## MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST IS DATED MAY 28, 1998, BETWEEN Timm Burr, Inc., an Oregon Corporation (referred to below as "Grantor"), whose address is 12952 Crystal Springs Rd, Klamath Falls, OR 97603; and South Valley Bank & Trust (referred to below as "Lender"), whose address is P O Box 5210, Klamath Falls, OR 97601.

DEED OF TRUST. Grantor and Lender have entered into a Deed of Trust dated April 22, 1996 (the "Deed of Trust") recorded in Klamath County, State of Oregon as follows:

Recorded in the office of the County Clerk of Klamath County Oregon, Volume M96, page 11494, Microfilm #16635, Modified on May 22, 1997 at Volume M97, page 15722, reception #38088, Modified on December 24, 1997 at Volume M97, page 41998, reception #50662

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

See attached Exhibit A

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

The maturity of the Note has been extended to October 20, 1998

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 endorers 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:

Timm Burr, Inc.

By: Randy L. Shaw

Randy L. Shaw, President

## LENDER:

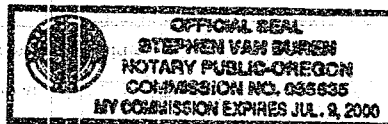
South Valley Bank & Trust

By: [Signature]

Authorized Officer

## CORPORATE ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Klamath ) SS



On this 29th day of May, 19 98, before me, the undersigned Notary Public, personally appeared Randy L. Shaw, President of Timm Burr, Inc., and known to me to be an authorized agent of the corporation that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the corporation, by authority of its Bylaws or by resolution of its board of directors, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this Modification and in fact executed the Modification on behalf of the corporation.

By: [Signature]

Notary Public in and for the State of Oregon

Residing at Klamath Falls

My commission expires 7/9/2000



NOTARY PUBLIC  
STEPHEN VAN BUREN  
COMMISSION NO. 035635  
MY COMMISSION EXPIRES JUL. 9, 2000

LENDER VOLUNTARILY



EXHIBIT A  
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The West 517.5 feet of the East 135 feet of Lot 2, Block 8, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon. Also described as Lot 2C, Block 8, Sycan Unit.

CALCAGNO

The Southerly 415 feet of the Easterly 1035 feet of Lot 10, Block 7, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

CLIFT

The Southerly 415 feet of the Easterly feet of Lot 10, Block 7, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

ALEXSON

The West 850 feet of Lot 9 in block 17, Excepting the North 400 feet, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

KUYKENDALL

The S  $\frac{1}{2}$  E  $\frac{1}{2}$  of Lot 12, Block 6, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon. Also known as 12C Block 6.

BURNS

N  $\frac{1}{2}$  E  $\frac{1}{2}$  of Lot 2 in Block 12, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

WILSON

The S  $\frac{1}{2}$  NW  $\frac{1}{4}$  SW  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 2, Township 37 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

THOMPSON

The S  $\frac{1}{2}$  SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 2, Township 37 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

MCCOY

The E  $\frac{1}{2}$  NE  $\frac{1}{4}$  NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 31, Township 35 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

INGLIS

The N  $\frac{1}{2}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  NW  $\frac{1}{4}$  of Section 2, Township 37 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

CHANDRA

The NE  $\frac{1}{4}$  of Government Lot 4, Section 2, Township 37 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

GARRISON

The E  $\frac{1}{2}$  NE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of Section 31, Township 35 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon. EXCEPTING THEREFROM, the E  $\frac{1}{2}$  NE  $\frac{1}{4}$  SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  in Section 31, Township 35 South, Range 11 East of the Willamette Meridian, Klamath County, Oregon.

19142

EXHIBIT A  
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The East 517.5 feet of Lot 2, Block 8, Measured along South line of said Lot, KLAMATH FALLS FOREST ESTATES SYCAN UNIT, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

DISHNO 1

Portion of Lot 3 Block 11, KLAMATH FALLS FOREST ESTATES SYCAN UNIT. Beginning Easterly corner of Lot 3, Block 11, thence Southerly along the Easterly line 1000'; thence N 54 degrees 02' 28" W 400'; thence S 54 degrees 02' 28" E 400' to point of beginning. Also known as Lot 3B Block 11.

DISHNO 2

Portion of Lot 3 Block 11, KLAMATH FALLS FOREST ESTATES SYCAN UNIT. Beginning at a point from which the most easterly corner bears n 35 Degrees 57' 32" E 1000'; thence N 54 degrees 02' 28" W 400'; thence S 35 degrees 57' 32" W to a point on the southerly line of said Lot 3; thence S 46 degrees 15' 40" E to the most southerly corner; thence N 35 degrees 57' 32" E 952.51 to the point of beginning. Also known as Lot 3C Block 11.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of South Valley Bank the 5th day  
of June A.D., 19 98 at 1:40 o'clock P. M., and duly recorded in Vol. M98  
of Mortgages on Page 19139

FEE \$25.00

By Bernetha G. Letsch, County Clerk