

AGREEMENT
MODIFICATION OF PROMISSORY NOTE & TRUST DEED

Grantor: Gail Marcum Lepley & Constance C. Lepley
Robert Petrik & Jeanne Petrik

Beneficiary: Gerald W. Bercovitz, Trustee

After recording, return to: William L. Sisemore, Attorney at Law
803 Main St., Ste #201
Klamath Falls, OR 97601-6070

FOR VALUABLE CONSIDERATION, We, the undersigned, do hereby modify, amend, and change the promissory note dated February 22, 1988, executed by Gail Marcum Lepley and Constance C. Lepley, husband and wife and Robert Petrik and Jeanne Petrik, husband and wife, in favor of Gerald William Bercovitz and Evelyn Bercovitz, husband and wife, and the trust deed dated February 22, 1988, securing the promissory note, and recorded in Volume M88, page 2523, Microfilm Records, Klamath County, Oregon, the beneficial interest of which was assigned to the Gerald W. Bercovitz Living Trust, in the following particulars:


The full amount of the unpaid principal balance and interest accrued shall be due and payable on or before June 5, 2001, unless all parties to the promissory note and trust deed reach a mutually acceptable agreement for additional extensions of the due date. In all other respects, the terms of the promissory note and trust deed shall remain as originally set forth in the promissory note and trust deed.

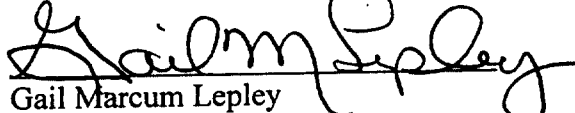
First American Title Insurance Company of Oregon, successor-in-interest to Klamath County Title Company, is hereby directed to amend its collection escrow instructions to reflect the above changes as set forth by this Agreement.

The costs involved in this Agreement, including the amendment fee to First American Title Insurance Company of Oregon, attorney's fees to William L. Sisemore, and recording fees for this Agreement, shall be paid by the grantors of the promissory note and trust deed.

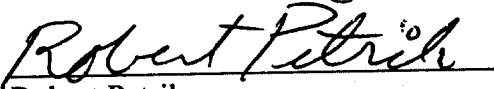
THIS AGREEMENT HAS BEEN PREPARED BY WILLIAM L. SISEMORE AS ATTORNEY FOR GERALD W. BERCOVITZ. THE GRANTORS OF THE TRUST DEED AND PROMISSORY NOTE ARE ADVISED THAT THEY HAVE THE RIGHT AND SHOULD CONSULT WITH THEIR OWN ATTORNEY BEFORE SIGNING THIS AGREEMENT.


Dated: ^{Sept} June 1, 2000.


Gerald William Bercovitz, Trustee of the
Gerald W. Bercovitz Living Trust


Gail Marcum Lepley


Constance C. Lepley


Robert Petrik


Jeanne Petrik

NS

200 OCT 24 AM 11:06



STATE OF OREGON,

} ss.

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SHIRLEY M. MEILICKE

10899 HANNOY RD

EAGLE POINT, OR 97524

Grantor's Name and Address

HENRY J. HEPPNER

P.O. Box 2627

WHITE CITY, OR 97503

Grantee's Name and Address

After recording, return to (Name, Address, Zip):

HENRY J. HEPPNER

P.O. Box 2627

WHITE CITY, OR 97503

Until requested otherwise, send all tax statements to (Name, Address, Zip):

HENRY J. HEPPNER

P.O. Box 2627

WHITE CITY, OR 97503

SPACE RESERVED
FOR
RECORDER'S USE

State of Oregon, County of Klamath

Recorded 10/24/00, at 11:06 a.m.

In Vol. M00 Page 38701

Linda Smith,

County Clerk Fee \$ 21⁰⁰

BARGAIN AND SALE DEED - STATUTORY FORM

(INDIVIDUAL GRANTOR)

SHIRLEY M. MEILICKE

, Grantor,

conveys to HENRY J. HEPPNER

, Grantee,

the following real property situated in KLAMATH County, Oregon, to-wit:

LOT 178, of Running Y Resort, Phase 3 Plat
Recorded in Klamath County, OR (The "Homesite").

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

The true consideration for this conveyance is \$33000.00 (Here, comply with the requirements of ORS 93.030.)

THIRTY THREE THOUSAND and 00/100

Dated this 24th day of OCTOBER, 192000

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN
THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGU-
LATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON
ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPRO-
PRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES
AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST
PRACTICES AS DEFINED IN ORS 30.930.

x Shirley M. Meilicke

STATE OF OREGON, County of Klamath

) ss.

This instrument was acknowledged before me on 24th Oct, 192000,
by Shirley M. Meilicke

Notary Public for Oregon

My commission expires Mar. 15, 2003