

02 SEP 17 AM 10:22

MODIFICATION OF MORTGAGE

MODIFICATION OF MORTGAGE BETWEEN JEFFERY K. HAMILTON AND MICHELLE R. HAMILTON ("Borrower") and **SOUTH VALLEY STATE BANK and TRUST** ("Lender") dated September 1, 1998, recorded in the Record of Deeds in Klamath County on September 2, 1998 at 11:15, A.M., in Book M-98, Page 32301.

and Assignment of Deed of Trust to **FLEET MORTGAGE CORPORATION**, recorded in the Record of Deeds in Klamath County on September 22, 1998 at 3:05, P.M., in Book M-98, Page 34718.

The Borrower and Lender agree to modify the above-referenced mortgage to revise the mortgage description as follows:

See Exhibit "A" attached hereto and made a part hereof

Lender is releasing that portion of the premises as described in Exhibit "B" attached by instrument to be recorded herewith.

There are no other changes. All other provisions of the above-referenced mortgage are ratified and incorporated by reference herein.

By signing below, each of the parties accepts and agrees to the provisions of the Modification and reaffirms the terms, conditions, covenants, promises, and agreements contained in the original Mortgage.

Dated: August 12, 2002

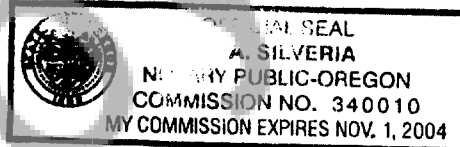
Jeffrey K. Hamilton
Jeffrey K. Hamilton

Michelle R. Hamilton
Michelle R. Hamilton

On September 16, 2002 personally appeared the above named Jeffrey K. Hamilton and Michelle R. Hamilton, who acknowledged the foregoing instrument to be their voluntary act and deed.

Before me: M. A. Silveria
Notary Public for Oregon
My commission expires: 11-01-04

Official Seal



WASHINGTON MUTUAL BANK, FA SUCCESSOR TO
WASHINGTON MUTUAL HOME LOANS, INC.
SUCCESSOR IN INTEREST BY MERGER TO
FLEET MORTGAGE CORP.

Julie Mulhern
By: JULIE MULHERN
Printed Name of Authorized Representative

ASSISTANT VICE PRESIDENT
Printed Title of Authorized Representative

State of Oregon, County of Klamath
Recorded 09/17/2002 10:22 a. m.
Vol M02, Pg 52909-11
Linda Smith, County Clerk
Fee \$ 31⁰⁰ # of Pgs 3

STATE OF WISCONSIN, County of MILWAUKEE) ss.

Personally appeared JULIE MULHERN who, being duly sworn, did say that he/she is the ASSISTANT VICE PRESIDENT of WASHINGTON MUTUAL BANK FA and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its Board of Directors; and he/she acknowledged said instrument to be its voluntary act and deed.

Before me: Linda Krause
LINDA KRAUSE
Notary Public for MILWAUKEE COUNTY
My commission expires: 6/13/04

Official Seal

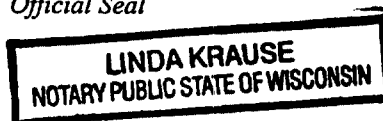


EXHIBIT "A"

A parcel of land situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, Township 38 South, Range 09 East, Willamette Meridian, Klamath County, Oregon being more particularly described as follows:

Parcel 2 of Land Partition 10-92, being a portion of lot 71 Fair Acres Subdivision No. 1, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

Excepting there from the following described parcel of land:

Commencing at the Southwest corner of said Parcel 2 thence, easterly along the south boundary of said parcel North 89°52'19" East a distance of 5.0 feet to a 5/8" iron pin, the True Point of Beginning; thence, leaving said south boundary North 80°22'17" East a distance of 53.09 feet to a 5/8" iron pin; thence, North 70°16'35" East a distance of 63.31 feet to a 5/8 inch iron pin; thence North 89°52'19" East a distance of 167.99 feet to a 5/8 inch iron pin on the easterly boundary of said Parcel 2; thence, South 00°07'41" East along said easterly boundary a distance of 30.00 feet to the southeast corner of said Parcel 2; thence, leaving said easterly boundary, South 89°52'19" West a distance of 280.00 feet to the southwest corner of said Parcel 2 and the True Point of Beginning, containing 0.15 acres more or less, with the basis of bearings being Klamath County Survey 6428.

EXHIBIT "B"

**Property Description for Property Line Adjustment 28-99
Hamilton to Owen**

A parcel of land located in Parcel 2 of Land partition 10-92 in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 35, T.38S., R.9E., W.M., Klamath County, Oregon, being more particularly described as follows:

Beginning at a point on the south line of land Partition 10-92 from which the southwest corner of said Land Partition 10-92 bears S89°52'19"W 5.00 feet; thence N80°22'17"E 53.09 feet; thence N70°16'35"E 63.31 feet; thence N89°52'19"E 167.99 feet; thence S00°07'41"E 30.00 feet to the southeast corner of Parcel 2 of said Land Partition 10-92; thence S89°52'19"W 280.00 feet to the point of beginning.