

**RECORDATION REQUESTED BY:**

Klamath First Federal Savings & Loan Association  
Main Office and Branch  
540 Main Street  
Klamath Falls, OR 97601

Vol M03 Page 30590

**WHEN RECORDED MAIL TO:**

Klamath First Federal Savings & Loan Association  
Main Office and Branch  
540 Main Street  
Klamath Falls, OR 97601

State of Oregon, County of Klamath

Recorded 05/07/2003 2:09 p m.

Vol M03 Pg 30590-91

Linda Smith, County Clerk

Fee \$ 26<sup>00</sup> # of Pgs 2

**SEND TAX NOTICES TO:**

JAMES J BELLET and SHERRY A BELLET, Trustees of THE  
JAMES J BELLET REVOCABLE TRUST under the provisions of a  
trust agreement dated June 17, 1992  
JAMES J BELLET and SHERRY A BELLET, Trustees of THE  
SHERRY A BELLET REVOCABLE TRUST under the provisions of  
a trust agreement dated June 17, 1992  
2346 NILE STREET  
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 dated May 5, 2003, is made and executed between JAMES J BELLET & SHERRY A BELLET, TRUSTEES OF THE JAMES J BELLET REVOCABLE TRUST, AS TO AN UNDIVIDED 1/2 INTEREST IN PARCEL 2 AND SHERRY A BELLET & JAMES J BELLET, TRUSTEES OF THE SHERRY A BELLET REVOCABLE TRUST, AS TO AN UNDIVIDED 1/2 INTEREST IN PARCEL 2 ("Grantor") and Klamath First Federal Savings & Loan Association, Main Office and Branch, 540 Main Street, Klamath Falls, OR 97601 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated January 9, 2002 (the "Deed of Trust") which has been recorded in KLAMATH County, State of Oregon, as follows:

Recorded on January 11, 2002 as Vol M02, Page 1991 in Klamath County, Oregon.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in KLAMATH County, State of Oregon:

The North 237.3 feet of Lots 1 and 2 in Block 2 of HOMELAND TRACTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

EXCEPT portion deeded to the State of Oregon in Volume 354, page 312, Deed Records of Klamath County, Oregon, for widening of South Sixth Street.

The Real Property or its address is commonly known as 5854 S SIXTH STREET, KLAMATH FALLS, OR 97603. The Real Property tax identification number is R-3909-001CB-02300-000

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

This Deed of Trust secures the Promissory Note dated May 5, 2003 from Bellet Construction, Inc. to Klamath First in the original amount of \$174,069.86, with a maturity date of April 15, 2013.

Title is vested in:

James J. Bellet & Sherry A. Bellet, Trustees of the James J. Bellet Revocable Trust, as to an undivided 1/2 interest in Parcel 2 and Sherry A. Bellet & James J. Bellet, Trustees of the Sherry A. Bellet Revocable Trust, as to an undivided 1/2 interest in Parcel 2.

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 endorser 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.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED MAY 5, 2003.

GRANTOR:

x James J. Bellet (Trustee)  
JAMES J BELLET, Trustee of THE JAMES J BELLET  
REVOCABLE TRUST under the provisions of a Trust  
Agreement dated June 17, 1992

x Sherry A. Bellet, Trustee  
SHERRY A BELLET, Trustee of THE SHERRY A  
BELLET REVOCABLE TRUST under the provisions of a  
Trust Agreement dated June 17, 1992

LENDER:

x Angela M Barry  
Authorized Officer

TRUST ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Klamath ) SS  
 )

On this 7th day of May, 20 03, before me, the undersigned Notary Public, personally appeared JAMES J BELLET, TRUSTEE of THE JAMES J BELLET REVOCABLE TRUST, and known to me to be an authorized trustee or agent of the trust that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the trust, by authority set forth in the trust documents or, by authority of statute, 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 trust.

By Christine L. Redd Residing at Klamath Falls, OR  
Notary Public in and for the State of Oregon My commission expires 11/16/2003

TRUST ACKNOWLEDGMENT

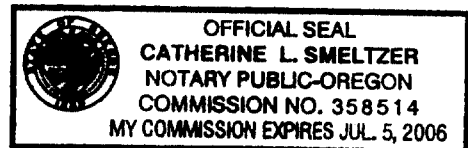
STATE OF Oregon )  
COUNTY OF Klamath ) SS  
 )

On this 7th day of May, 20 03, before me, the undersigned Notary Public, personally appeared SHERRY A BELLET, TRUSTEE of THE SHERRY A BELLET REVOCABLE TRUST, and known to me to be an authorized trustee or agent of the trust that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the trust, by authority set forth in the trust documents or, by authority of statute, 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 trust.

By Christine L. Redd Residing at Klamath Falls, OR  
Notary Public in and for the State of Oregon My commission expires 11/16/2003

LENDER ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Klamath ) SS  
 )



On this 16th day of May, 20 03, before me, the undersigned Notary Public, personally appeared Angeleen M. Barry and known to me to be the Business Banking Officer, authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender through its board of directors or otherwise, for the uses and purposes therein mentioned, and on oath stated that he or she is authorized to execute this said instrument and that the seal affixed is the corporate seal of said Lender.

By Catherine L. Smeltzer Residing at Klamath Falls, OR  
Notary Public in and for the State of Oregon My commission expires July 5, 2006