

03 JUN 19 PM 2:59

MTC-60535

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**RECORDING REQUESTED BY  
AND WHEN RECORDED MAIL TO:**

Wells Fargo Bank, National Association  
Real Estate Group, AU #07490  
1300 S.W. 5th Avenue, 12th Floor  
Portland, OR 97201

Attn: Kathy McIvor  
Loan #: 2543PO

State of Oregon, County of Klamath  
Recorded 06/19/2003 2:59 p m.  
Vol M03 Pg 42113-16  
Linda Smith, County Clerk  
Fee \$ 36.00 # of Pgs 4

**THIS MODIFICATION OF DEED OF TRUST SECURES A NOTE WHICH PROVIDES  
FOR A VARIABLE INTEREST RATE**

**LINE OF CREDIT INSTRUMENT (CONSTRUCTION LOAN)**  
**Maximum Principal Amount to be Advanced: \$4,050,000.00**  
**Maturity Date (exclusive of any renewal or extension rights): August 20, 2004**

THE PARTIES TO THIS MODIFICATION OF CONSTRUCTION AND PERMANENT DEED OF TRUST WITH ABSOLUTE ASSIGNMENT OF LEASES AND RENTS, SECURITY AGREEMENT AND FIXTURE FILING ("Modification"), made as of June 11, 2003 are Crestview Commons Limited Partnership, an Oregon limited partnership ("Trustor"), Amerititle ("Trustee"), and Wells Fargo Bank, National Association ("Beneficiary").

**RECITALS:**

- A. The parties to this Modification entered into that certain Construction and Permanent Deed of Trust with Absolute Assignment of Leases and Rents, Security Agreement and Fixture Filing made as of May 20, 2003 and recorded May 23, 2003 in Volume M03 Page 35012-33, Klamath County, Oregon records (the "Original Deed of Trust"). The Original Deed of Trust encumbers, among other collateral, the real property described on Exhibit A attached to this Modification and by this reference made a part of it.
- B. There was an inadvertent error in stating the maturity date of the first page of the Original Deed of Trust, and the parties desire to correct that inadvertent error.

NOW, THEREFORE, in consideration of the foregoing and for valuable consideration the parties agree as follows:

1. **RECITALS AND DEFINITIONS.** The recitals are incorporated in and made a part of this Modification. Capitalized terms that are not defined in this Modification and are defined in the Original Deed of Trust shall have the meaning given those terms in the Original Deed of Trust.
2. **MATURITY DATE.** The reference on page 1 of the Original Deed of Trust to the maturity date of August 20, 2003 shall be and is amended to read "Maturity Date (exclusive of any renewal or extension rights): August 20, 2004.
3. **EFFECT OF MODIFICATION.** The Original Deed of Trust as modified by this Modification shall be and remain in full force and effect.

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4. **STATUTORY NOTICE.** UNDER OREGON LAW, MOST AGREEMENTS, PROMISES AND COMMITMENTS MADE BY BANK AFTER OCTOBER 3, 1989 CONCERNING LOANS AND OTHER CREDIT EXTENSIONS WHICH ARE NOT FOR PERSONAL FAMILY OR HOUSEHOLD PURPOSES OR SECURED SOLELY BY THE TRUSTOR'S RESIDENCE MUST BE IN WRITING, EXPRESS CONSIDERATION AND BE SIGNED BY THE BANK TO BE ENFORCEABLE. TRUSTOR ACKNOWLEDGES RECEIPT OF A COPY OF THIS AGREEMENT.

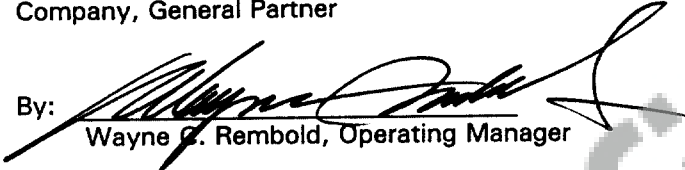
IN WITNESS WHEREOF, Trustor has executed this Deed of Trust as of the day and year set forth above.

"TRUSTOR"

Crestview Commons Limited Partnership, an Oregon  
limited partnership

By: RK Holdings, L.L.C., an Oregon limited liability  
Company, General Partner

By:

  
Wayne C. Rembold, Operating Manager

## EXHIBIT A

## DESCRIPTION OF SUBJECT PROPERTY

Exhibit A to Modification of Deed of Trust dated as of June 11, 2003.

All that certain real property located in the County of Klamath, State of Oregon, described as follows:

Parcel 1 of Land Partition 1-03, said Land Partition being Parcel 1 of Land Partition 14-97 and a portion of a tract of land situated in the NE1/4NE1/4 of Section 10, Township 39 South, Range 9 East, Willamette Meridian, Klamath County, Oregon.

Unofficial  
Copy

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STATE OF OREGON

COUNTY OF Multnomah ss.

This instrument was acknowledged before me on June 11, 2003, by Wayne C. Rembold as Operating Manager of RK Holdings, L.L.C., an Oregon limited liability company, General Partner of Crestview Commons Limited Partnership, an Oregon limited partnership.

Signature Bette Jean Owen  
Notary Public for Oregon

