

05 JUN 2 PM 03:00

mtc-69075

RECORDATION REQUESTED BY:

Columbia River Bank
Kennewick Branch
1408 N Louisiana, Suite 102
Kennewick, WA 99336

Vol M05 Page 41097

State of Oregon, County of Klamath
Recorded 06/02/05 3:09 m
Vol M05 Pg 41097-98
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

WHEN RECORDED MAIL TO:

Columbia River Bank
Kennewick Branch
1408 N Louisiana, Suite 102
Kennewick, WA 99336

SEND TAX NOTICES TO:

WRMS, LLC
3907 BROOK DRIVE
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 26, 2005, is made and executed between between WRMS, LLC, AN OREGON CORPORATION ("Grantor") and Columbia River Bank, whose address is Kennewick Branch, 1408 N Louisiana, Suite 102, Kennewick, WA 99336 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated August 3, 1999 (the "Deed of Trust") which has been recorded in KLAMATH County, State of Oregon, as follows:

RECORDED SEPTEMBER 21, 1999 TO THE KLAMATH COUNTY OFFICIAL RECORDS TO VOLUME M99 PAGE 37492. MODIFICATION DEED OF TRUST DATED JULY 31, 2003 RECORDED AUGUST 26, 2004 TO VOLUME M04, PAGE 56705.

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

LOTS 12, 13, AND 14 OF TRACT 1293, BEING A PORTION OF TRACTS 9 THROUGH 11 OF "ALTAMONT RANCH TRACTS".
ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

The Real Property or its address is commonly known as 3901 BROOKE DRIVE, KLAMATH FALLS, OR 97603. The Real Property tax identification number is TAX ACCT. NO. 3909-010CB-02500-000 KEY NO. 875580, TAX ACCT. NO. 3909-010CB-02600-000 KEY NO. 875581, AND TAX ACCT. NO. 3909-010 CB-02700-000 KEY NO. 875582

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

INCREASE PRINCIPAL AMOUNT TO \$5,039,274 AND EXTEND MATURITY DATE TO APRIL 15, 2015. THIS DEED OF TRUST NOW ALSO SECURES LOAN #82499 DATED MAY 26, 2005.

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.

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 26, 2005.

GRANTOR:

WRMS, LLC

By: Michael D. Thorton
MICHAEL D. (MIKE) THORTON, Member of WRMS, LLC

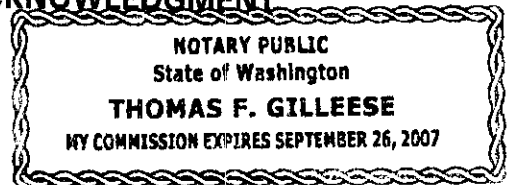
LENDER:

COLUMBIA RIVER BANK

x Thorton
Authorized Officer

260 am

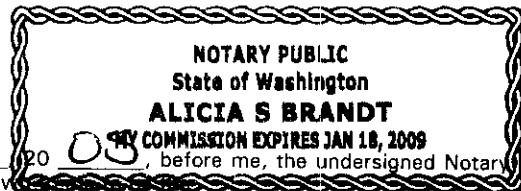
LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF WashingtonCOUNTY OF Benton)
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On this 26th day of MAY, 20 05, before me, the undersigned Notary Public, personally appeared **MICHAEL D. (MIKE) THORTON, Member of WRMS, LLC**, and known to me to be a member or designated agent of the limited liability company that executed the Modification of Deed of Trust and acknowledged the Modification to be the free and voluntary act and deed of the limited liability company, by authority of statute, its articles of organization or its operating agreement, 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 limited liability company.

By Thomas F. GilleeseResiding at 217 Kent Dr, Richland, WA 99352Notary Public in and for the State of WashingtonMy commission expires 9-26-2007

LENDER ACKNOWLEDGMENT

STATE OF WashingtonCOUNTY OF Benton)
) SS
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On this 27th day of May, 20 08, before me, the undersigned Notary Public, personally appeared Joan Gilleese and known to me to be the loan 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 Alicia BrandtResiding at KennelworthNotary Public in and for the State of WashingtonMy commission expires 11/8/09