

MTT-1396-7318

**RECORDATION REQUESTED BY:**

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

**M06-00767**

Klamath County, Oregon  
01/13/2006 02:34:41 PM  
Pages 2 Fee: \$61.00

**WHEN RECORDED MAIL TO:**

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

**SEND TAX NOTICES TO:**

South Valley Bank & Trust  
Commercial Branch  
P O Box 5210  
Klamath Falls, OR 97601

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

**MODIFICATION OF DEED OF TRUST**



**THIS MODIFICATION OF DEED OF TRUST** dated January 10, 2006, is made and executed between between Denis Barry, whose address is 30068 Modoc Point Road, Chiloquin, OR 97624 ("Grantor") and South Valley Bank & Trust, whose address is Commercial Branch, P O Box 5210, Klamath Falls, OR 97601 ("Lender").

**DEED OF TRUST.** Lender and Grantor have entered into a Deed of Trust dated December 2, 1997 (the "Deed of Trust") which has been recorded in Klamath County, State of Oregon, as follows:

Deed of Trust dated December 2, 1997 and recorded December 8, 1997 on page 39799 in Book M97 in records to Klamath County, Oregon, Modified December 24, 1998 and recorded December 29, 1998 on page 47479 in Book M98, Modified November 30, 1999 and recorded December 8, 1999 on page 48440 in Book M99, Modified January 16, 2001 and recorded January 19, 2001 on page 2287 in Book M01, Modified January 31, 2002 and recorded January 31, 2002 on page 6240-41 in Book M02, Modified January 24, 2003 and recorded February 27, 2003 on page 11907-08 in Book M03, Modified January 27, 2004 and recorded February 3, 2004 on page 6499 in Book M04, Modified December 10, 2004 and recorded January 13, 2005 on page 02848-49 in Book M05, .

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

All that portion of Government Lots 11 and 14 in Section 32, Township 35 South, Range 7 East of the Willamette Meridian, Klamath County, Oregon, lying Southwesterly of State Highway No. 427

The Real Property or its address is commonly known as 30068 Modoc Point Road, Chiloquin, OR 97624. The Real Property tax identification number is 3507-03200-01000

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

Extend maturity date to December 31, 2006 and increase Line of Credit amount to \$64,382.00.

**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 endorsers 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 JANUARY 10, 2006.**

**GRANTOR:**

x Denis Barry  
Denis Barry

**LENDER:**

**SOUTH VALLEY BANK & TRUST**

x Authorized Officer

AMERITITLE has recorded this instrument by request as an accommodation only, and has not examined it for regularity and sufficiency or as to its effect upon the title to any real property that may be described therein.

26.00  
+35.00

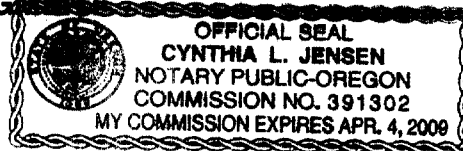


MODIFICATION OF DEED OF TRUST  
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INDIVIDUAL ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Clatsop ) SS  
)

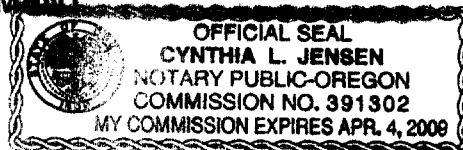


On this day before me, the undersigned Notary Public, personally appeared Denis Barry, to me known to be the individual described in and who executed the Modification of Deed of Trust, and acknowledged that he or she signed the Modification as his or her free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 10<sup>th</sup> day of January, 2006  
By Cynthia L. Jensen Residing at Clatsop Falls  
Notary Public in and for the State of Oregon My commission expires 4/4/09

LENDER ACKNOWLEDGMENT

STATE OF Oregon )  
COUNTY OF Clatsop ) SS  
)



On this 10<sup>th</sup> day of January, 2006, before me, the undersigned Notary Public, personally appeared Ruth Glick 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 Cynthia L. Jensen Residing at Clatsop Falls  
Notary Public in and for the State of Oregon My commission expires 4/4/09