

2006-017344
Klamath County, Oregon



08/29/2006 12:37:17 PM

Fee: \$26.00

WHEN RECORDED MAIL TO:
Bank of America, N.A.
GCIB Credit Services; MA6-535-02-15
1075 Main Street, 2nd Floor
Waltham, MA 02451

Attn: Denise Noonan

1st-06-399

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated June 23, 2006, is made and executed between Gold River Real Estate LLC; an Oregon limited liability company ("Grantor") and Bank of America, N.A., whose address is CCS-Commercial Banking (RE), WA1-501-13-30, P.O. Box 84448, Seattle, WA 98124 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated October 7, 2005 (the "Deed of Trust") which has been recorded in Klamath County, State of Oregon, as follows:

Recorded November 9, 2005, Recording No. MO5-68628, Klamath County, Oregon.

REAL PROPERTY DESCRIPTION. The Deed of Trust covers the following described real property located in Klamath County, State of Oregon:
LOT 4 OF TRACT 1357 KLAMATH COUNTY, OREGON. TAX ACCOUNT NO. 3909-01600-01300-000. KEY NO. 887359, CODE NO. 162.

The Real Property or its address is commonly known as Lot 4 of Tract 1357, Klamath Falls, OR 97601. The Real Property tax identification number is 3909-01600-01300-000.

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

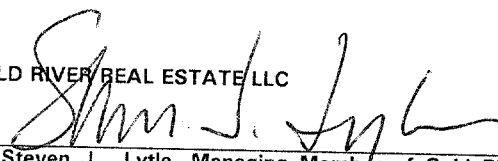
The maturity date of the Note is changed from July 1, 2006 to January 2, 2007.

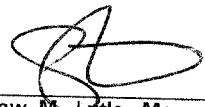
CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust as changed above nor obligate Lender 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 JUNE 23, 2006.

GRANTOR:

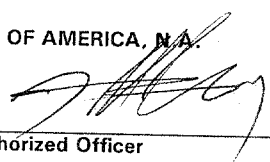
GOLD RIVER REAL ESTATE LLC

By: 
Steven J. Lytle, Managing Member of Gold River
Real Estate LLC

By: 
Andrew M. Lytle, Managing Member of Gold River
Real Estate LLC

LENDER:

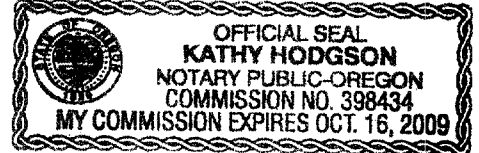
BANK OF AMERICA, N.A.

X 
Authorized Officer

26-F

MODIFICATION OF DEED OF TRUST (Continued)

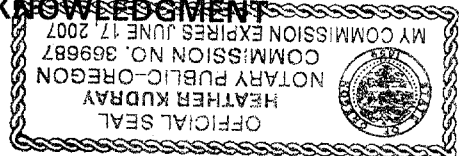
LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF OregonCOUNTY OF Multnomah))
) SS
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On this 30th day of June, 20 06, before me, the undersigned Notary Public, personally appeared **Steven J. Lytle, Managing Member of Gold River Real Estate 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 Kathy Hodgson Residing at 13109 NE Schuyler St, Portland OR
Notary Public in and for the State of Oregon My commission expires Oct. 16, 2009 97230

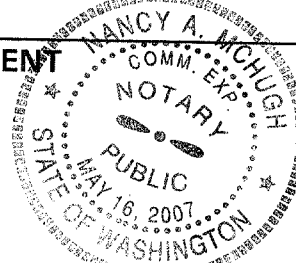
LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF OREGONCOUNTY OF MULTNOMAH))
) SS
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On this 30 day of June, 20 06, before me, the undersigned Notary Public, personally appeared **Andrew M. Lytle, Managing Member of Gold River Real Estate 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 Heather Kudray Residing at 1961 SW Camelot Ct, Astoria, OR 97125
Notary Public in and for the State of OREGON My commission expires JUNE 17, 2007

LENDER ACKNOWLEDGMENT

STATE OF WashingtonCOUNTY OF King))
) SS
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On this 17th day of July, 20 06, before me, the undersigned Notary Public, personally appeared Benjamin Martinez and known to me to be the vice president, 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 Nancy McHugh Residing at Federal Way
Notary Public in and for the State of Washington My commission expires May 16, 2007