

2007-016242

Klamath County, Oregon

Record & Return to:
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Menomonee Falls, WI 53051



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09/17/2007 09:59:55 AM

Fee: \$46.00



MODIFICATION AGREEMENT

Grantor/Mortgagor:
BRYAN C. IRWIN

Account Number: 0703238188

This Modification of the WaMu Equity Plus(TM) Security Instrument ("Modification") is made and entered into on August 24, 2007 by and between WASHINGTON MUTUAL BANK ("we," "us," "our," or "Bank") and the other person(s) signing below ("collectively, the Grantor/Mortgagor").

Bank and Grantor/Mortgagor are parties to a WaMu Equity Plus Agreement and Disclosure (including any riders and previous amendments, the "Agreement"), which is being amended by a separate document with the same date as this Modification. The Agreement establishes an account for the borrower(s) identified therein (collectively, the "Borrower") with the Account Number identified above (the "Account") from which Borrower may obtain credit advances on a revolving basis from Bank. The Agreement is secured by a mortgage, deed of trust, trust indenture, deed to secure debt, security deed, or other security instrument (including any riders and previous amendments, the "Security Instrument") executed by Grantor/Mortgagor and recorded on 06/22/2005 as Instrument No. , in Book or Liber M05, Page(s) 46751, in the Official Records of KLAMATH County, Oregon. The Security Instrument secures the performance of Borrower's obligations under the Agreement and Grantor/Mortgagor's obligations under the Security Instrument, and encumbers the property described in the Security Instrument and located at the Property Address stated below (the "Property"), as more particularly described in Exhibit "A" attached to and incorporated into this Modification.

The maximum principal amount to be advanced pursuant to the Agreement secured by the Security Instrument is \$86,500.00. The entire amount owing under the Agreement is due and payable in full, if not paid earlier, on .

Bank and Grantor/Mortgagor, agree as follows:

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1. **Effect of this Modification.** This Modification modifies, amends and supplements the Security Instrument. To the extent of any inconsistency between the provisions of this Modification and the provisions of the Security Instrument, the provisions of this Modification shall prevail over and supersede the inconsistent provisions of the Security Instrument. Except as modified, amended or supplemented by this Modification, the Security Instrument shall remain in full force and effect. This Modification will be legally binding and effective upon the parties only when it is signed by Bank and each Grantor/Mortgagor.

2. **Modified Terms and Conditions.** The Security Instrument is modified, amended and supplemented by this Modification, as follows:

Credit Limit Increase: The Credit Limit stated in the Agreement and the Security Instrument is hereby increased by \$31,500.00, from the current amount of \$55,000.00 to the increased amount of \$86,500.00. All other terms and conditions relating to the Credit Limit including, without limitation, our ability to reduce the Credit Limit during any period when certain events have occurred and your obligation not to request or obtain a credit advance that will cause your Account balance to exceed your Credit Limit, remain in full force and effect (except for any changes resulting from the amendment of the Agreement referenced above).

3. **Other Changes to the Agreement.** The terms and conditions of the Agreement have been amended in certain respects, and reference is made to the amended Agreement for information relating to the same.

4. **Definition of Terms.** Except as otherwise provided in this Modification, the terms used in this Modification shall have the same meanings as the same or substantially equivalent terms used in the Security Instrument, whether or not the terms used in this Modification or the Security Instrument, are capitalized.

Property Address:

1985 MANZANITA ST KLAMATH FALLS, OR 97601-1865

By signing below, Bank and Grantor/Mortgagor accept and agree to the terms and conditions of this Modification effective as of the date first set forth above.

BANK:

WASHINGTON MUTUAL BANK

By:

Thom Biggs
(Bank Officer Signature)

Thom Biggs
(Printed Bank Officer Name)

Its:

Team Manager
(Bank Officer Title)

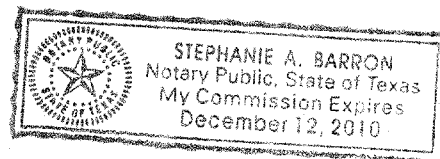
STATE OF Texas)
OREGON)

COUNTY OF Bexar) SS

The foregoing instrument was acknowledged before me this 5 day of September 07, by
Thom Biggs as Team Manager
(Bank Officer Name) (Bank Officer Title)
of WASHINGTON MUTUAL BANK

WITNESS my hand and official seal

My commission expires: 12-12-2010
Stephanie Barron
Notary Public



0703238188

GRANTOR/MORTGAGOR:


BRYAN C IRWIN

STATE OF OREGON)
COUNTY OF Klamath) SS

On this day personally appeared before me _____
BRYAN C IRWIN _____ and

_____ and

to me known to be the individuals described in and who executed the within and foregoing instrument, and acknowledged that they signed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned. Witness my hand and official seal this 28th day of August, 2007.

Julia Barragan
Notary Public in and for the State of Oregon
Residing at: Waco, Klamath Co
My Appointment expires: July 25, 2010

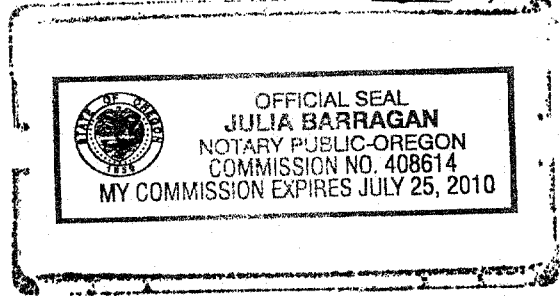


EXHIBIT "A"
ATTACHMENT TO MODIFICATION AGREEMENT

LYING AND BEING LOCATED IN THE CITY OF KLAMATH FALLS, COUNTY OF KLAMATH, STATE OF OREGON; ALL THAT CERTAIN PARCEL OR TRACT OF LAND KNOWN AS: THE PORTION OF LOTS 5 AND 6 IN BLOCK 35 OF HOT SPRINGS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON, DESCRIBED AS FOLLOWS: BEGINNING AT A POINT ON THE NORTHERLY LINE OF MANZANITA STREET, 50 FEET IN A SOUTHWESTERLY DIRECTION FROM THE MOST EASTERLY CORNER OF LOT 6 IN SAID BLOCK 35, AND RUNNING THENCE NORTHWESTERLY PARALLEL WITH PACIFIC TERRACE 100 FEET TO THE NORTHERLY LINE OF LOT 5 IN SAID BLOCK 35, THENCE SOUTHWESTERLY ALONG THE NORTHERLY LINE OF SAID LOT 5, 50 FEET, THENCE SOUTHEASTERLY PARALLEL WITH PACIFIC TERRACE 100 FEET TO THE NORTHERLY LINE OF MANZANITA STREET, THENCE NORTHEASTERLY 50 FEET TO THE PLACE OF BEGINNING, BEING THE CENTRAL 50 FEET OF LOTS 5 AND 6 IN BLOCK 35 OF HOT SPRINGS ADDITION TO THE CITY OF KLAMATH FALLS, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE RECORDS OF KLAMATH COUNTY, OREGON.