

RECORDATION REQUESTED BY:

Sterling Savings Bank
Klamath Falls - Campus
2420 Dahlia St
Klamath Falls, OR 97601

2008-010575

Klamath County, Oregon



00050335200800105750020029

WHEN RECORDED MAIL TO:

Sterling Savings Bank
Loan Support
PO Box 2224
Spokane, WA 99210

07/24/2008 03:26:04 PM

Fee: \$26.00

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated July 24, 2008, is made and executed between SHIRLEY M MCAULIFFE and CORNELIUS J MCAULIFFE, HUSBAND AND WIFE ("Grantor") and Sterling Savings Bank, whose address is Klamath Falls - Campus, 2420 Dahlia St, Klamath Falls, OR 97601 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated May 6, 2003 (the "Deed of Trust") which has been recorded in KLAMATH County, State of Oregon, as follows:

RECORDED MAY 12, 2003 UNDER KLAMATH COUNTY AUDITOR'S FILE # VOL MO3 PAGE 31748.

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

A PARCEL OF LAND SITUATED IN THE NE1/4 SE1/4 OF SECTION 30, TOWNSHIP 39 SOUTH, RANGE 9 EAST OF THE WILLAMETTE MERIDIAN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHEAST CORNER OF THE NE1/4 SE1/4 OF SAID SECTION 30 AS SAID CORNER IS ESTABLISHED BY THE INTERSECTION OF THE CENTERLINE OF THE COUNTY This Report ROAD KNOWN AS DEL FATTI LANE WITH THE USRS LATERAL C-4 (OLD E 5-5) SAID ROAD BEING ESTABLISHED APRIL 28, 1909, AS DESCRIBED IN COUNTY ROADS RECORDS, FILE A-4, AND SURVEY VOLUME 2 PAGE 24 AND SAID LATERAL BEING ESTABLISHED AS SHOWN ON USRS KLAMATH PROJECT RIGHT-OF-WAY MAPS 12-201-1260-1261 THENCE NORTHERLY ALONG THE EAST LINE OF SAID SECTION 30 A DISTANCE OF 30 FEET TO THE FENCE LINE MARKING THE NORTHERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD; THENCE WESTERLY ALONG THE FENCE LINE MARKING THE NORTHERLY LINE OF SAID COUNTY ROAD AS ESTABLISHED BY THE ABOVE DESCRIBED ROAD RECORDS A DISTANCE OF 572 FEET TO AN EXISTING FENCE CORNER MARKING THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTHERLY ALONG AN EXISTING FENCE LINE A DISTANCE OF 500 FEET; THENCE EASTERLY PARALLEL WITH THE FENCE LINE MARKING THE NORTHERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD A DISTANCE OF 175 FEET; THENCE SOUTHERLY PARALLEL WITH THE FENCE LINE MARKING THE WESTERLY LINE OF THIS DESCRIPTION A DISTANCE OF 500 FEET TO THE EXISTING FENCE LINE MARKING THE NORTHERLY RIGHT-OF-WAY LINE OF SAID COUNTY ROAD; THENCE WESTERLY ALONG SAID FENCE LINE A DISTANCE OF 175 FEET TO THE TRUE POINT OF BEGINNING

The Real Property or its address is commonly known as 419 DEL FATTI LANE, KLAMATH FALLS, OR 97603. The Real Property tax identification number is 585931.

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

TERMS OF THE NOTE ARE HEARBY AMENDED AS FOLLOWS: NOTE DATED JULY 24, 2008 IN THE PRINCIPAL AMOUNT OF \$75,000.00 (WITH A MATURITY DATE OF JULY 24, 2038).

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 JULY 24, 2008.

GRANTOR:

x Shirley M. McAuliffe
SHIRLEY M MCAULIFFE

x Cornelius J McAuliffe
CORNELIUS J MCAULIFFE

LENDER:

STERLING SAVINGS BANK

x Carmen Babcock
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 AUG

INDIVIDUAL ACKNOWLEDGMENT

STATE OF OREGON

)

) SS

COUNTY OF KLAMATH

)



On this day before me, the undersigned Notary Public, personally appeared **SHIRLEY M MCAULIFFE** and **CORNELIUS J MCAULIFFE**, to me known to be the individuals described in and who executed the Modification of Deed of Trust, and acknowledged that they signed the Modification as their free and voluntary act and deed, for the uses and purposes therein mentioned.

Given under my hand and official seal this 24th day of July, 2008.

By Shauna L MitchellResiding at Klamath Falls, OregonNotary Public in and for the State of OregonMy commission expires 11.15.08

LENDER ACKNOWLEDGMENT

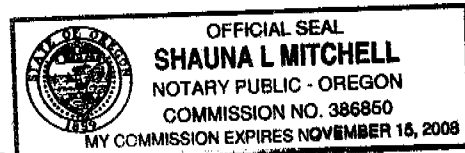
STATE OF OREGON

)

) SS

COUNTY OF KLAMATH

)



On this 24th day of July, 2008, before me, the undersigned Notary Public, personally appeared Carmen Babcock and known to me to be the loan officer, authorized agent for Sterling Savings Bank that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of Sterling Savings Bank, duly authorized by Sterling Savings Bank 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 in fact executed this said instrument on behalf of Sterling Savings Bank.

By Shauna L MitchellResiding at Klamath Falls, OregonNotary Public in and for the State of OregonMy commission expires 11.15.08