



01/11/2023 10:31:40 AM

Fee: \$102.00

After recording return to:

Melvin D. Ferguson
Attorney at Law
514 Walnut Ave.
Klamath Falls, OR 97601

**MEMORANDUM
OF
AMENDMENT TO PROMISSORY NOTE,
TRUST DEED,
HOUSING DEVELOPMENT GRANT AGREEMENT
AND
NOVATION**

This Memorandum of Amendment to Promissory Note, Trust Deed, Housing Development Grant Agreement and Novation (hereinafter "Memorandum of Amendment" dated December 28, 2022 is made between Klamath County, a political subdivision of the State of Oregon (hereinafter "Klamath County"); the State of Oregon acting by and through its Oregon Health Authority - Health Systems Division; (hereinafter "OHA"); and Klamath Child and Family Treatment Center, Inc. dba Klamath Basin Behavioral Health (hereinafter "KBBH").

This Memorandum of Amendment summarizes modifications made by written agreement to the following documents:

1. Housing Development Grant Agreement dated September 24, 2008 between the State of Oregon Mental Health Division as Grantor and Klamath County as Grantee.
2. Promissory Note in the sum of \$100,000 dated February 23, 2009 in which Klamath County is the Payor and the State of Oregon Mental Health Division is the Payee.
3. Trust Deed dated February 23, 2009 and recorded February 24, 2009 as document number 2009-002851 in the real property records of Klamath County, Oregon which secures the afore described Promissory Note. Klamath County is the Grantor and the State of Oregon Mental Health Division is the Beneficiary with

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respect to the following described real property:

Parcel 2 of Land Partition 69-07 being a replat of Tract 40C of ENTERPRISE TRACTS situated in the NW 1/4 of Section 34, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

4. Commercial Real Estate Lease dated October 23, 2018 but effective July 1, 2018 between Klamath County as Landlord and KBBH as Tenant for that real property described in number 3 above.

Summary of Modifications

- A. Klamath County transferred to KBBH by Warranty Deed Parcel 2 of Land Partition 69-07 located in the NW 1/4 of Section 34, TWP 38 South, Range 9 EWM.
- B. Klamath County's lease of the afore described real property to KBBH merged into the deed.
- C. Klamath County assigned its Payor interest in the Promissory Note to KBBH.
- D. Klamath County assigned its Grantor interest in the Trust Deed to KBBH.
- E. The State of Oregon Mental Health Division now known as the Oregon Health Authority - Health Systems Division agreed to obligate Klamath Basin Behavioral Health as the Payor of the Promissory Note and as Grantor of the Trust Deed holding Klamath County harmless therefrom.

This Memorandum of Amendment is recorded in the real property records of Klamath County, Oregon to give notice of the existence of the amendments to the afore described documents. This Memorandum of Amendment is not to be used or construed to define, limit or modify said described agreements or any provision(s) in said agreements, in any manner. Interested persons are advised to review the entirety of the original documents and the Amendment to Promissory Note, Trust Deed, Housing Development Grant Agreement and Novation. This Memorandum of Amendment may be executed in Counterparts.

The parties have caused this Memorandum of Amendment to be executed on the date as noted but effective the day and year first above written.

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Klamath County, an Oregon political subdivision

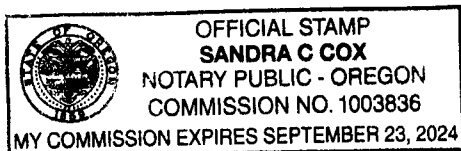
By: [Signature]
Derrick DeGroot
County Commissioner

By: [Signature]
Kelley Minty
County Commissioner

By: [Signature]
David A. Henslee
County Commissioner

STATE OF OREGON)
) ss.
County of Klamath)

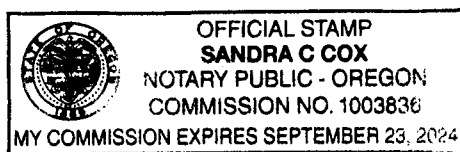
This instrument was acknowledged before me on November 29, 2022, by Derrick DeGroot.



[Signature]
Notary Public for Oregon
My commission expires: 9/23/24

STATE OF OREGON)
) ss.
County of Klamath)

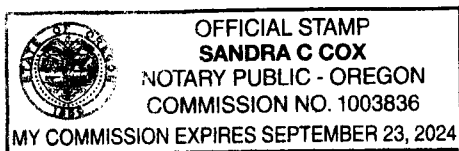
This instrument was acknowledged before me on November 29, 2022, by Kelley Minty.



[Signature]
Notary Public for Oregon
My commission expires: 9/23/24

STATE OF OREGON)
) ss.
County of Klamath)

This instrument was acknowledged before me on November 29, 2022, by David A. Henslee.



[Signature]
Notary Public for Oregon
My commission expires: 9/23/24

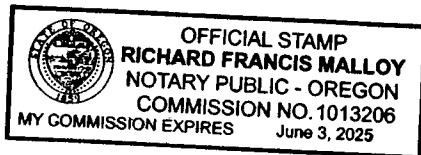
**MEMORANDUM OF AMENDMENT TO PROMISSORY NOTE, TRUST DEED,
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Oregon Health Authority-Health Systems Division
Formerly known as
Oregon Department of Human Services
Addictions and Mental Health Division

✓ By: [Signature]
Its: Michael J. Mitchell
Director of Business Operations

STATE OF OREGON)
) ss.
County of ~~Klamath~~ Marion)

This instrument was acknowledged before me on December 28th, 2022, by Michael J. Mitchell, as Director of Business Operations for Oregon Department of Human Services Addictions and Mental Health Division.



[Signature]

Notary Public for Oregon

My commission expires:

6-3-2025

*Oregon Health Authority-Health Systems Division formerly known as

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Klamath Child and Family Treatment Center, Inc.
dba Klamath Basin Behavioral Health

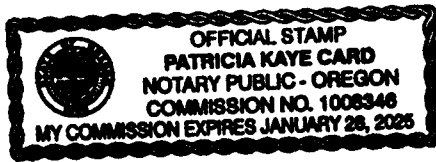
By:

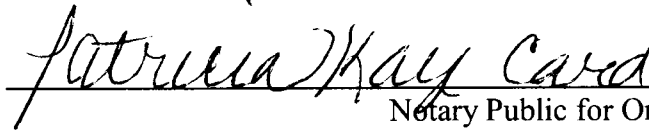


Kendall Alexander
Chief Executive Officer

STATE OF OREGON)
) ss.
County of Klamath)

This instrument was acknowledged before me on November 1, 2022, by Kendall Alexander, Chief Executive Officer for Klamath Child and Family Treatment Center, Inc. dba Klamath Behavioral Health.
Basin





Notary Public for Oregon

My commission expires: Jan 28, 2025

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HOUSING DEVELOPMENT GRANT AGREEMENT AND NOVATION**