

2025-001392

Klamath County, Oregon

02/27/2025 09:26:01 AM

Fee: \$92.00

Recording Requested by:  
SIMPLIFILE  
WHEN RECORDED MAIL TO:

AgWest Farm Credit, PCA  
3003 South Fair Lane  
Tempe, AZ 85282

Advance Loan No. 8033870

Space Above This Line For Recorder's Use

## Modification and Notice Of Advance Under Deed Of Trust

**THIS NOTICE OF ADVANCE UNDER DEED OF TRUST IS GIVEN WITH REFERENCE TO THE FOLLOWING:**

**WHEREAS Aguila G Boys-FH592, LLC, an Oregon limited liability company, AGUILA G-BOYS MR542, LLC an Arizona limited liability company; and AGUILA G-BOYS LK 300, LLC, an Arizona limited liability company** are named as Grantor ("Grantor") in that certain deed of trust ("Deed of Trust") dated December 8, 2021 wherein First American Title Insurance Company, an Oregon Corporation is named trustee and Farm Credit West, PCA as beneficiary; which instrument was recorded January 4, 2022, under Recorder's Document No. 2022-000073 and re-recorded January 04, 2022 under Recorder's Document No. 2022-000124, Official records of the County of Klamath, State of Oregon, which may be supplemented or amended from time to time.

**AND WHEREAS** the Deed of Trust was given to secure the payment and performance of the obligations of the Grantor evidenced by a promissory note(s) and/or guaranties as indicated within such Deed of Trust in favor of AgWest Farm Credit, PCA, successor in interest to Farm Credit West, PCA in connection with Loan No(s) 8033862.

**AND WHEREAS** the Deed of Trust provides that the same is also given to secure the payment of such additional sum or sums that may thereafter be advanced by said beneficiary to or guaranteed by Grantor;

**NOW, THEREFORE, NOTICE IS HEREBY GIVEN** that AgWest Farm Credit, PCA has advanced an additional \$15,000,000.00; that the said amount is guaranteed or payable by Grantor with interest as prescribed in a promissory note dated July 25, 2024; that the said guaranty or note is acknowledged by the undersigned to be secured by the Deed of Trust to the extent such guaranty or note expressly references the Deed of Trust. Grantor authorizes AgWest Farm Credit, PCA ("Beneficiary") to file financing statements in all jurisdictions as Beneficiary may elect for any

personal property pledged to Beneficiary pursuant to the provisions recited in the Deed of Trust. **This Promissory Note contains revolving line of credit provisions.**

**FURTHER NOTICE IS HEREBY GIVEN** the Deed of Trust may also secure other guaranties, loans, sums or advances, outlays and interest accrued to the extent expressly secured by the Deed of Trust.

This Notice of Advance Under Deed of Trust may be executed in one or more counterparts, including both counterparts that are executed on paper and counterparts that are electronic records and executed electronically, each of which is for all purposes deemed an original and all such counterparts taken together, constitute one and the same instrument. Only one such counterpart signed by the party against whom enforceability is sought needs to be produced to evidence the existence of this Notice of Advance Under Deed of Trust. A signed copy of this Notice of Advance Under Deed of Trust delivered by facsimile or email shall be deemed to have the same legal effect as an original signature of this Notice of Advance Under Deed of Trust.

Dated: December 26, 2024

**Aguila G-Boys-FH592, LLC, an Oregon Limited Liability Company**

**AGUILA G-BOYS MR 542, LLC, an Arizona Limited Liability Company**

**AGUILA G-BOYS LK 300, LLC, an Arizona Limited Liability Company**



**Arnott K. Duncan, III, in each of the following capacities: as Manager of Aguila G-Boys FH592, LLC, as Manager of AGUILA G-BOYS MR542, LLC; and as Manager of AGUILA G-BOYS LK 300, LLC**

Notary Page

A Notary Public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

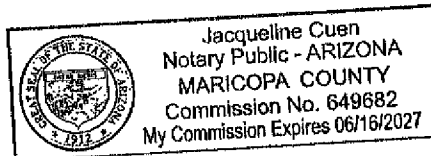
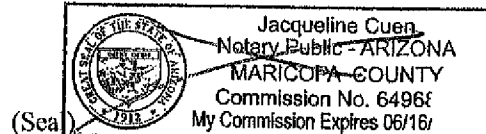
State of Arizona )  
County of Maricopa )

On 1/3/2025, before me, Jacqueline Cuen, Notary Public, personally appeared Arnold R. Duen, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Arizona that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Notary Signature [Signature]



J.C. 1/3/2025