

RETURN ADDRESS:

Horizon Bank
Documentation Dept - MG
2211 Rimland Drive Suite
230
Bellingham, WA 98226



200910090068

Skagit County Auditor

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MODIFICATION OF DEED OF TRUST

Reference # (if applicable): 200611290197

MLF1841

Additional on page ____

Grantor(s):

1. Cline Construction & Design LLC

Grantee(s)

1. Horizon Bank

Legal Description: Lot 2, SP97-060 in Gov. Lots 4 & 5, 5-34-2 E W.M.

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Assessor's Tax Parcel ID#: 340205-2-013-0200 (P112702)

THIS MODIFICATION OF DEED OF TRUST dated October 9, 2009, is made and executed between Cline Construction and Design LLC; which also appears of record as Cline Const and Design LLC, a Washington Limited Liability Company ("Grantor") and Horizon Bank, whose address is 1500 Cornwall Ave, PO Box 580, Bellingham, WA 98227-0580 ("Lender").

**MODIFICATION OF DEED OF TRUST
(Continued)**

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DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated November 21, 2006 (the "Deed of Trust") which has been recorded in Skagit County, State of Washington, as follows:

Skagit County Recording Number 200611290197 dated November 29, 2006.

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

Lot 2 of Skagit County Short Plat No. 97-060, recorded February 13, 1998, in Volume 13 of Short Plats, page 99, under Auditor's File No. 9802130083, records of Skagit County, Washington; being a portion of Government Lots 4 and 5 of Section 5, Township 34 North, Range 2 East, W.M.

Situate in the County of Skagit, State of Washington

The Real Property or its address is commonly known as 7242 San Juan Hill Lane, Anacortes, WA 98221. The Real Property tax identification number is 340205-2-013-0200 (P112702).

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

This Note is a renewal and replacement of Promissory Note from Borrower to Lender dated November 21, 2006 in the original amount of \$130,875.00. All references in the loan documents to the old Note shall be deemed to be a reference of the new Note.

The Deed of Trust now secures the Note dated October 9, 2009 in the original amount of \$23,930.74

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 endorser 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.

COUNTERPARTS. This Agreement may be executed in a number of identical counterparts and by each party on a separate counterpart. If so executed, all of such counterparts shall collectively constitute one agreement.

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 OCTOBER 9, 2009.

GRANTOR:

CLINE CONSTRUCTION & DESIGN LLC

By: 

John W. Cline, Manager of Cline Construction & Design LLC

LENDER:

HORIZON BANK

x 

Authorized Officer



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Skagit County Auditor

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MODIFICATION OF DEED OF TRUST
(Continued)

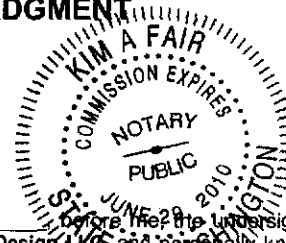
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LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF WASHINGTON

COUNTY OF SKAGIT

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On this 6th day of OCTOBER, 20 09, before me, the undersigned Notary Public, personally appeared John W. Cline, Manager of Cline Construction & Design LLC and personally known to me or proved to me on the basis of satisfactory evidence 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 Kim A. Fair

Residing at BURLINGTON

Notary Public in and for the State of WA

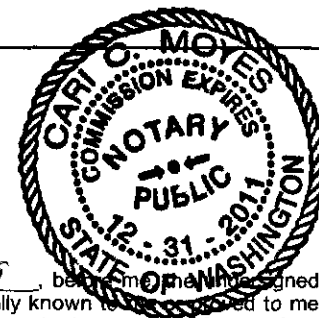
My commission expires 06/28/10

LENDER ACKNOWLEDGMENT

STATE OF Washington

COUNTY OF Whatcom

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On this 6th day of October, 20 09, before me, the undersigned Notary Public, personally appeared B. Ann Noble and personally known to me or proved to me on the basis of satisfactory evidence to be the Assistant Vice President, authorized agent for Horizon Bank that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of Horizon Bank, duly authorized by Horizon 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 Horizon Bank.

By Cari C. Moyes
CARI C. MOYES
Notary Public in and for the State of WA

Residing at Ferndale
My commission expires 12/31/11



200910090068
Skagit County Auditor