

MODIFICATION AGREEMENT

STEWART TITLE OF DOUGLAS COUNTY

Account Number: 5001828A

Date: January 18, 2002

THIS MODIFICATION AGREEMENT, made on the above date, is by and between the RIDGE VIEW JOINT VENTURE, a Nevada joint venture, (hereinafter "Lender"), and Rigo Delgado and Melissa Aquino (hereinafter jointly and severally "Borrower"), having the address of 3175 Mount Rainier Drive, San Jose, CA 95127 and modifies the Note hereinafter defined.

- 1. When used herein, the following terms shall have the following meanings unless the context requires otherwise:
 - a. Note: that promissory Note dated September 20th, 1997, in the original principal balance of \$8,055.00 executed by Rigo Delgado and Melissa Aquino (hereinafter the "Note Maker") payable to the order of Lender, as amended if applicable, and secured by the Deed of Trust.
 - b. Deed of Trust: that Deed of Trust and Assignment of Rents recorded in the Official Records in Book 1097 at Page 4782 as Documented Number 0424761, as amended if applicable.
 - c. Official Records: the Official Records of Douglas County, Nevada.

WITNESSETH:

WHEREAS, Lender is the holder or agent of the holder of the Note which is secured by the Deed of Trust; and

WHEREAS, Borrower has been or will be making payments to Lender as set forth in the Note, and Lender and Borrower have agreed to modify and/or supplement certain of the Note terms.

NOW, THEREFORE, Lender and Borrower, in consideration of the above premises, the mutual covenants, conditions and agreements hereinafter set forth, and other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, agree as follows.

- 1. Except as modified hereby, the terms and conditions of the Note and Deed of Trust shall remain in full force and effect. In the event of any conflict between the terms of this Modification Agreement and the terms of the Note or Deed of Trust, this Modification Agreement shall control. A breach of the Agreement shall be default under the Note and Deed of Trust, each of which are incorporated herein by this reference. Lender, at its discretion, shall obtain such endorsements to Lender's policy of title insurance respecting the Deed of Trust as Lender deems necessary or advisable as a result of this Modification Agreement, and Borrower agrees to pay or reimburse Lender any costs therefor or related thereto upon demand. This agreement shall be binding upon the party's respective heirs, personal representatives, successors and assigns. This agreement is made in and shall be construed in accordance with the laws of Nevada. In the event this Modification Agreement is recorded in the Official Records, a release of the Deed of Trust shall automatically operate to release this agreement with respect to its effect upon the property described in and encumbered by the Deed of Trust.
- 2. The Note is hereby modified to provide that, notwithstanding anything therein or in the Deed of Trust which it secures to the contrary, interest shall commence to accrue on May 28th, 1999, and the commencement of scheduled monthly payments shall begin on January 27th, 2001 and continue on the same day of each month thereafter. The Maturity Date is hereby modified to be December 27th, 2007 at which time all amounts owing hereunder shall be due and payable in full.

IN WITNESS WHEREOF, Lender and Borrower have executed and delivered this Modification Agreement as of the Date first set forth above in Douglas County, Nevada.

"Lender"

"Borrower"

Ridge View Joint Venture

By: Robert W. Dunbar
Robert W. Dunbar, Agent

Rigo Delgado
Rigo Delgado
Melissa Aquino Delgado
Melissa Aquino

0536629

BK 0302 PG 03350

THIS INSTRUMENT IS BEING RECORDED AS AN ACCOMMODATION ONLY. NO LIABILITY, EXPRESSED OR IMPLIED, IS ASSUMED AS TO ITS REGULARITY OR SUFFICIENCY NOR AS TO ITS AFFECT, IF ANY, UPON TITLE TO ANY REAL PROPERTY DESCRIBED THEREIN.

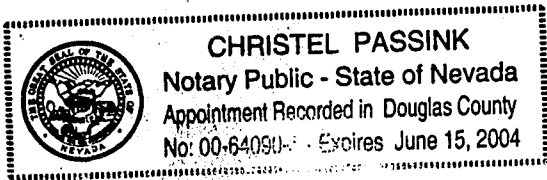
STEWART TITLE OF DOUGLAS COUNTY

NOTARY ACKNOWLEDGEMENT

STATE OF
COUNTY OF

This instrument was acknowledged before me on 3/4/02
date

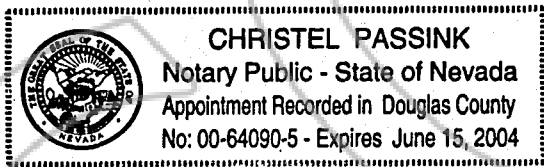
By Bob Dunbar
Name of document signer(s)



Notary seal

Christel Passink
Signature of Notary
3/4/02

This is attached to a Modification Agreement dated 1/18/02



0536629

BK 0302 PG 03351

THIS INSTRUMENT IS BEING RECORDED AS AN ACCOMMODATION ONLY. NO LIABILITY, EXPRESSED OR IMPLIED, IS ASSUMED AS TO ITS REGULARITY OR SUFFICIENCY NOR AS TO ITS AFFECT, IF ANY, UPON TITLE TO ANY REAL PROPERTY DESCRIBED THEREIN.

STEWART TITLE OF DOUGLAS COUNTY

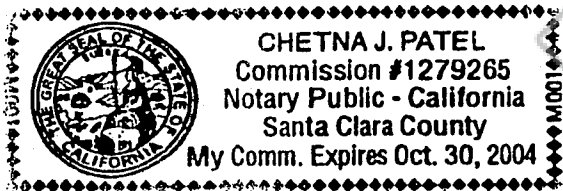
NOTARY ACKNOWLEDGEMENT

STATE OF CALIFORNIA
COUNTY OF SANTA CLARA

This instrument was acknowledged before me on 23rd FEB 2002
date

By Rigo Delgado and Melissa Aquino
Name of document signer(s)

Notary seal



Chetna Patel

Signature of Notary

This is attached to a Modification Agreement dated Jan-18 2002

REQUESTED BY
Stewart Title of Douglas County

IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2002 MAR 11 AM 10:18

LINDA SLATER
RECORDER

\$16⁰⁰ PAID KJ DEPUTY

0536629

BK0302PG03352