

Assessor Parcel No(s):
1320-30-714-013

DOC # 0691029
12/18/2006 04:37 PM Deputy: GB

OFFICIAL RECORD

Requested By:
STEWART TITLE OF DOUGLAS
COUNTY

Douglas County - NV
Werner Christen - Recorder

Page: 1 Of 5 Fee: 18.00
BK-1206 PG- 6637 RPTT: 0.00



WHEN RECORDED MAIL

TO:
Nevada State Bank
Commercial Loan
Servicing Department
3800
P. O. Box 990
Las Vegas, NV
89125-0990

SEND TAX NOTICES TO:

K & S Properties
3130 Airway Avenue
Costa Mesa, CA
92626

FOR RECORDER'S USE ONLY

050503009

MODIFICATION OF DEED OF TRUST

THIS MODIFICATION OF DEED OF TRUST dated November 5, 2006, is made and executed between K & S Properties, a California General Partnership ("Grantor") and Nevada State Bank, whose address is Construction Lending Department - North, One West Liberty Street, 2nd Floor, Reno, NV 89501 ("Lender").

DEED OF TRUST. Lender and Grantor have entered into a Deed of Trust dated November 9, 2005 (the "Deed of Trust") which has been recorded in Douglas County, State of Nevada, as follows:

Recorded November 15, 2005, Document #0660725.

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

See Attached Exhibit "A"

Prepared by:
Stewart Title of No. Nevada
5355 Kietzke Ln., #103
Reno, NV 89521

The Real Property or its address is commonly known as 1673 Lucerne Street, Minden, NV 89423. The Real Property tax identification number is 1320-30-714-013.

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

Loan No: 9003

Page 2

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

This Deed of Trust shall now cover Parcel #1320-30-714-013 (1673 Lucerne Street, Minden, NV 89423) only; removing Parcel #1320-30-714-004. This Deed of Trust shall now secure new Promissory Note dated November 5, 2006 in the amount of \$1,100,000.00 herein.

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 NOVEMBER 5, 2006.

GRANTOR:

K & S PROPERTIES

By: 

Kevin A. Coleman, General Partner of K & S Properties

LENDER:

NEVADA STATE BANK


Authorized Officer

MODIFICATION OF DEED OF TRUST
(Continued)

Loan No: 9003

Page 3

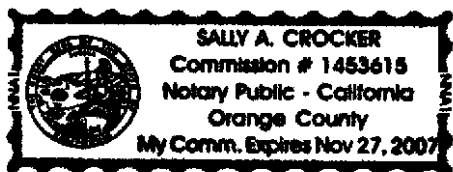
PARTNERSHIP ACKNOWLEDGMENT

STATE OF California

COUNTY OF Orange

)
) SS
)

This instrument was acknowledged before me on December 14, 2006 by Kevin A. Coleman, General Partner of K & S Properties, as designated agent of K & S Properties.



(Seal, if any)

Sally A. Crocker
(Signature of notarial officer)

Notary Public in and for State of California

MODIFICATION OF DEED OF TRUST
(Continued)

Loan No: 9003

Page 4

LENDER ACKNOWLEDGMENT

STATE OF Nevada

COUNTY OF Douglas

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) SS
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This instrument was acknowledged before me on Dec 18, 2006 by Jerilyn Johnson as designated agent of Nevada State Bank



Cathy L. Etheridge
(Signature of notarial officer)

Notary Public in and for State of Nevada

(Seal, if any)



"Exhibit A"

LEGAL DESCRIPTION

The land referred to herein is situated in the State of Nevada,
County of DOUGLAS, described as follows:

Being a portion of Lot 5 as shown in Final Subdivision Map
PD #03-007 for Minden Village recorded May 7, 2004, as
Document No. 612540, and Planned Unit Development further
described as follows:

Parcel 5-G as set forth on Record of Survey #2 for Minden
Village, a Planned Unit Development filed for record in the
Office of the county recorder of Douglas County, State of
Nevada, recorded March 8, 2005 in Book 0305, Page 2933, in
Document No. 638393.

APN 1320-30-714-013