



200610230180  
Skagit County Auditor

10/23/2006 Page 1 of 3 1:26PM

**RETURN ADDRESS:**

Horizon Bank  
CML % Brandi Reid  
2211 Rimland Dr, Ste 230  
Bellingham, WA 98226

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**MODIFICATION OF DEED OF TRUST**

Reference # (if applicable): 200510120147

Additional on page \_\_\_\_

Grantor(s):

1. Hansell/Mitzel, LLC

FIRST AMERICAN TITLE CO.

85865

Grantee(s)

1. Horizon Bank

**ACCOMMODATION RECORDING ONLY**

Legal Description: Section 9, Township 34, Range 4; Ptn E 1/2

Additional on page 4, 5, 6 & 7

Assessor's Tax Parcel ID#: Parcel #340409-4-005-0600 (P124125), 340409-4-005-0700 (P124126), 340409-4-005-0800 (P124127), 340409-4-005-0900 (P124128)

**THIS MODIFICATION OF DEED OF TRUST dated October 16, 2006, is made and executed between between Hansell/Mitzel, LLC; A Washington Limited Liability Company ("Grantor") and Horizon Bank, whose address is Skagit Commercial Center, 2211 Rimland Drive, Suite 230, Bellingham, WA 98226 ("Lender").**

DOCUMENT

MODIFICATION OF DEED OF TRUST  
(Continued)

Loan No: 6000001157

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**DEED OF TRUST.** Lender and Grantor have entered into a Deed of Trust dated September 16, 2005 (the "Deed of Trust") which has been recorded in Skagit County, State of Washington, as follows:

Recorded October 12, 2005 under Skagit County recording #200510120147.

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

See Exhibit "A", which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as Parcel #340409-4-005-0600 (P124125), 340409-4-005-0700 (P124126), 340409-4-005-0800 (P124127), 340409-4-005-0900 (P124128), Mount Vernon, WA. The Real Property tax identification number is Parcel #340409-4-005-0600 (P124125), 340409-4-005-0700 (P124126), 340409-4-005-0800 (P124127), 340409-4-005-0900 (P124128).

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

The straight line of credit evidenced by the Note dated September 16, 2005 is hereby increased to \$5,675,000.00. Address, legal description and parcel numbers have changed as reflected in this modification, all of which shall be and remain secured by the Deed of Trust.

**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 OCTOBER 16, 2006.**

GRANTOR:

HANSELL/MITZEL, LLC

By: [Signature]  
Daniel R. Mitzel, Manager of Hansell/Mitzel, LLC

By: [Signature]  
Jeffrey D. Hansell, Manager of Hansell/Mitzel, LLC

LENDER:

HORIZON BANK

X [Signature]  
Authorized Officer

LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

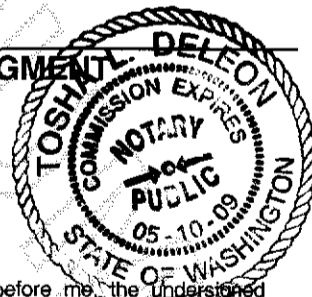
STATE OF Washington )

COUNTY OF Skagit ) SS

On this 20th day of Oct, 2006, before me, the undersigned Notary Public, personally appeared **Daniel R. Mitzel, Manager and Jeffrey D. Hansell, Manager of Hansell/Mitzel, LLC**, and personally known to me or proved to me on the basis of satisfactory evidence to be members or designated agents 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 they are authorized to execute this Modification and in fact executed the Modification on behalf of the limited liability company.

By: [Signature]  
Notary Public in and for the State of WA

Residing at Mount Vernon  
My commission expires 5-10-09



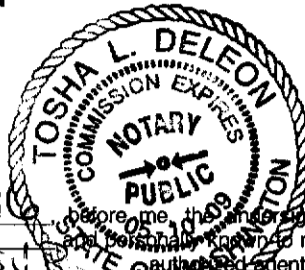
MODIFICATION OF DEED OF TRUST  
(Continued)

Loan No: 6000001157

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LENDER ACKNOWLEDGMENT

STATE OF Washington )  
 ) SS  
COUNTY OF Skagit )



On this 20 day of Oct, 2006, before me, the undersigned Notary Public, personally appeared John K Stewart and personally known to me or proved to me on the basis of satisfactory evidence to be the officer authorized agent for the Lender that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of the said Lender, duly authorized by the Lender 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 that the seal affixed is the corporate seal of said Lender.

By [Signature]  
Notary Public in and for the State of WA

Residing at Mount Vernon  
My commission expires 5-10-09

