

97 JUN 27 1997 RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed dated 1/5/93 in which Charles M. Labuwi was grantor, U.S. Bank of Washington, National Association was trustee and U.S. Bancorp Mortgage Company was beneficiary and recorded 1/29/93, Page No. 2141 of the mortgage records of Klamath County, Oregon. The trust deed conveyed to the trustee the following real property situated in said county:

Lots 7 and 8 in Block 38, Hillside Addition to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk, Klamath County, Oregon

Commonly Known As: 2040 Del Moro St., Klamath Falls, OR 97601

A notice of grantor's default under said trust deed, containing the beneficiary's or trustee's election to sell all or part of the above described real property to satisfy grantor's obligations secured by the trust deed was recorded 1/29/93, in the mortgage records of Klamath County, Volume M93, thereafter by reason of the default being cured as permitted by the provisions of 36.753, ORS the default described in the notice of default has been removed, paid and overcome so that the trust deed should be reinstated.

NOW, THEREFORE, notice hereby is given that the undersigned trustee does hereby rescind, cancel and withdraw the notice of default and election to sell; the trust deed and all obligations secured thereby are reinstated and shall be and remain in force and effect the same as if no acceleration had occurred and as if the notice of default had not been given; it being understood, however, that this rescission shall not be construed as waiving or affecting any breach or default—past, present or future—under the trust deed or as impairing any right or remedy thereunder, or as modifying or altering in any respect any of the terms, covenants, conditions or obligations thereof, but is and shall be deemed to be only an election without prejudice, not to cause a sale to be made pursuant to the notice so recorded.

IN WITNESS WHEREOF, the undersigned trustee has executed this document; if the undersigned is a corporation, it has caused its name to be signed and seal affixed by an officer duly authorized thereto by order of its Board of Directors.

Dated: 5/9/97


David E. Fennell Trustee

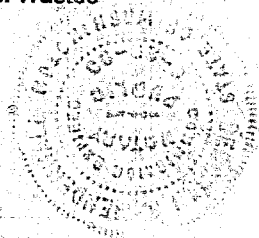
STATE OF WASHINGTON)
COUNTY OF KING)

This instrument was acknowledged before me on 5/9/97, by David E. Fennell

Deborah S. Menderhall
Notary Public for Washington

Residing at *Seattle*

My Commission expires: *8-29-00*



Rescission of Notice of Default

RE: Trust Deed from

to
David E. Fennell

Grantor

Trustee

After Recording Return to
Routh Crabtree & Fennell
1750 112th Ave NE Ste D-151
Bellevue WA 98004
Attn: Linda Jansen
RCF Number: 7000.20483

State of Oregon

STATE OF OREGON,
County of Klamath ss.

Filed for record at request of:

David E. Fennell

on this 27th day of June A.D., 1997
at 3:45 o'clock P. M. and duly recorded
in Vol. M97 of Mortgages Page 20202

Bernetha G. Letsch, County Clerk

By *Kathleen Rose*

Fee, \$10.00

Deputy