

51825

RESCISSION OF NOTICE OF DEFAULT

RESCISSION OF NOTICE OF DEFAULT RE: Trust Deed From

Ramon Dominguez-Esparza and Teresa L. Dominguez, husband and wife, Grantor
Scott D. MacArthur, Successor Trustee

After recording return to:

Scott D. MacArthur
Scott D. MacArthur, P.C.
280 Main Street
Klamath Falls, OR 97601

Reference is made to that certain trust deed in which RAMON DOMINGUEZ-ESPARZA and TERESA L. DOMINGUEZ, husband and wife was grantor, Mountain Title Company of Klamath County was trustee and JESSE JACKMAN WITHERS is beneficiary, said trust deed was recorded September 6, 1995, in volume No. M95 at page 24075, of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 22, Block 33 of KLAMATH FALLS FOREST ESTATES HIGHWAY 66, UNIT, PLAT NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

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 said trust deed was recorded on January 12, 1998, in said mortgage records, in volume No. M98 at page 803 thereafter by reason of the default being cured as permitted by the provisions of Section 86.753, Oregon Revised Statutes, the default described in said notice of default has been removed, paid and overcome so that said trust deed should be reinstated.

NOW, THEREFORE, notice hereby is given that the undersigned trustee does hereby rescind, cancel and withdraw said notice of default and election to sell; said trust deed and all obligations secured thereby hereby are reinstated and shall be and remain in force and effect the same as if no acceleration had occurred and as if said 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 said 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 said 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 or other person duly authorized thereto by order of its Board of Directors.

DATED: January 16, 1998.

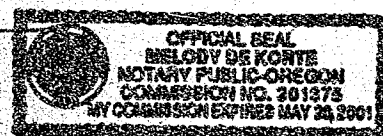
Scott D. MacArthur
 Scott D. MacArthur, Successor Trustee

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me
 on January 16, 1998, by Scott D. MacArthur

This instrument was acknowledged before me on
January 16, 1998, by _____ of
 as _____.

Melody DeKorte
 Notary Public for Oregon
 My commission expires 5/20/01

STATE OF OREGON, County of Klamath) ss.

I certify that the within instrument was received for record on the
 20th day of January, 19 98 at 1:07 o'clock P.M., and recorded
 in book/reel/volume No. M98 on page 1729 or as
 fee/file/instrument/microfilm/reception No. 51825, Record of Mortgages of
 said County.

Witness my hand and seal of County affixed.

Bernetha G. Letsch, Co. Clerk

Name

Title

By Kathleen Rose, Deputy

Fee: \$15.00