Vol_MO0_Page__4511

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which <u>Susan Krouse</u> was grantor, <u>Aspen Title & Escrow, Inc.</u>, was trustee and **<u>Bernice R. McCracken</u>, was beneficiary, said trust deed was recorded <u>February 6, 1996</u>, book/reel/volume no. <u>M96</u> at page <u>3498</u>, of the mortgage records of <u>Klamath</u> County, Oregon.

**The beneficial interest was assigned by instrument dated 10/10/97, recorded 10/20/97, volume M97, page 34411, to Edward O. McCracken & Helen B. McCracken, husband and wife or the survivor.

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 subject real property to satisfy grantor's obligations secured by said trust deed was recorded on October 8, 1999, in said mortgage records, in book/reel/volume no. M99 at page 40052; 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 of 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.

Dated: February 11, 2000.

)

William L. Sisemore, Successor Trustee

STATE OF OREGON

SS

County of Klamath)

This instrument was acknowledged before me on February 11, 2000, by William L.

Sisemore.

Notary Public for Oregon

My Commission Expires: 08/02/2003

lice & Disembre

OFFICIAL SEAL
ALICE L. SISEMORE
NOTARY PUBLIC - OREGON
COMMISSION NO. 324469
MY COMMISSION EXPIRES AUGUST 2, 2003

After recording, return to:

State of Oregon, County of Klamath Recorded 2/14/00, at 10:08 a.m. In Vol. M00 Page 4/5/1

Linda Smith,

County Clerk Fee\$ <u>∠/∞</u>