

2001 FEB -7 PM 2: 30

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RECORD AND RETURN TO:

TOWN & COUNTRY TITLE SERVICES, INC.
505 S. MAIN STREET
SUITE 6000
ORANGE, CA 92868

T.S. Number: T01-09902 DA
Loan Number: 0012693586

RESCISSION OF NOTICE OF DEFAULT

I

Reference is made to that certain Trust Deed described as follows:

A. PARTIES IN THE TRUST DEED:

DEBTOR(S): MARK E GATES AND JULIE M. GATES TENANTS BY ENTIRETY

TRUSTEE: FIDELITY NATIONAL TITLE INSURANCE CO.

BENEFICIARY: AMERIQUEST MORTGAGE COMPANY

B: DESCRIPTION OF THE PROPERTY:

A PARCEL OF LAND SITUATE IN BLOCK 24 OF ELDORADO HEIGHTS ADDITION TO THE CITY OF KLAMATH FALLS, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST MOST CORNER OF LOT 7, BLOCK 24, ELDORADO HEIGHTS ADDITION TO THE CITY OF KLAMATH FALLS, OREGON, SAID CORNER BEING ON THE SOUTHEASTERLY RIGHT OF WAY LINE OF BIRCH STREET AND FROM WHICH THE NORTHWEST CORNER OF SAID BLOCK 24 BEARS NORTH 40 DEGREES 20'30" EAST 129.10 FEET DISTANT: THENCE ALONG SAID SOUTHEASTERLY RIGHT OF WAY LINE OF BIRCH STREET NORTH 40 DEGREES 20'30" EAST 71.10 FEET; THENCE SOUTH 49 DEGREES 39'30" EAST 124.32 FEET; THENCE SOUTH 15 DEGREES 45'10" WEST 85.19 FEET, MORE OR LESS, TO THE NORTHEASTERLY CORNER OF LOT 10, BLOCK 24; THENCE ALONG THE NORTHEASTERLY LINE OF LOTS 9 AND 10, ON A 6 DEGREE 36'40" CURVE TO THE LEFT, 105.00 FEET TO THE BEGINNING OF SAID CURVE; THENCE CONTINUING ALONG SAID NORTHEASTERLY LINE OF LOT 9 AND LOT 8, BLOCK 24, NORTH 49 DEGREES 45' WEST 55.00 FEET, MORE OR LESS, TO THE POINT OF BEGINNING.

Said property commonly known as: 1855 BIRCH STREET KLAMATH FALLS, OR 97601

C. TRUST DEED INFORMATION:

DATE: 07/20/1999
RECORDING DATE: 07/29/1999 RECORDING: Inst. #: Book: M99 Page: 30176
RERECORDED ON:
SUCCESSOR BENEFICIARY: AMERIQUEST MORTGAGE COMPANY
ASSIGNMENT RECORDING: RECORDING DATE:
RECORDING PLACE: OFFICIAL RECORDS OF THE COUNTY OF KLAMATH
STATE OF OREGON.

II

26A

T.S. NUMBER: T01-09902 DA

LOAN NUMBER: 0012693586

A Notice of Default under said Trust Deed, containing the Beneficiary's or Trustee's election to sell all or part of the above described real property was recorded as described herein; thereafter by reason of certain curing of defaults on said obligations made, the default described in said Notice of Default has been removed, paid, and overcome so that said Trust Deed should be reinstated.

A. NOTICE OF DEFAULT INFORMATION:

DATE:

RECORDING DATE: 01/26/2001 INSTR. #: BOOK: M01 PG: 3331

RECORDING PLACE: OFFICIAL RECORDS OF THE COUNTY OF KLAMATH
STATE OF OREGON.

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 are hereby 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 construed as waiving or affection 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.

Dated: FEBRUARY 27th 2001FIDELITY NATIONAL TITLE
INSURANCE COMPANY, as said TrusteeBy: GABY OSPINO
It's: AUTHORIZED SIGNATORAddress for Trustee:
Fidelity National Title Insurance Company
c/o Town & Country Title Services
505 S. Main Street, Suite 6000
Orange, CA 92868-45098STATE OF CALIFORNIA
COUNTY OF ORANGEThis instrument was acknowledged before me on 2/2/01, by GABY OSPINO as
AUTHORIZED SIGNATOR of FIDELITY NATIONAL TITLE INSURANCE CO.Dana A Rosas
NOTARY PUBLIC FOR
MY COMMISSION EXPIRES: 6/2/2004

State of Oregon, County of Klamath
Recorded 02/07/01, at 2:30 p. m.
In Vol. M01 Page 4927
Linda Smith,
County Clerk Fee \$ 26⁰⁰