

## RESCISSION OF NOTICE OF DEFAULT

Vol M01 Page 20955

Reference is made to that certain trust deed dated 10/05/98 in which Walter Don Hollums was grantor, Amerititle was trustee and FT Mortgage Companies dba Premier Mortgage Resources, nka First Horizon Home Loans was beneficiary and recorded 10/23/98, as Book: M-98, Page: 39026 of the mortgage records of Klamath County, Oregon. The trust deed conveyed to the trustee the following real property situated in said county:

SEE ATTACHED

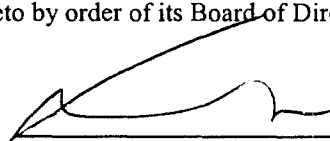
Commonly Known As: 228 Pacific Terrace Klamath Falls, OR 97601

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 03/26/01, in the mortgage records of Klamath County, as Volume: M01 Page: 11930; thereafter by reason of the default being cured as permitted by the provisions of 86.753, 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.

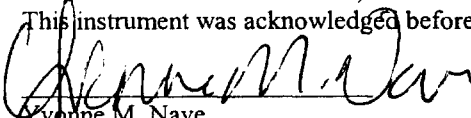
IN WITNESS WHEREOF, the undersigned trustee has executed this document; if the undersigned is a corporation, it has caused its name to be signed and seal affixed by an officer duly authorized thereto by order of its Board of Directors.

Dated: April 27, 2001

  
**DAVID E. FENNEL**, Trustee  
 Authorized Signature

STATE OF WASHINGTON )  
 COUNTY OF KING )

This instrument was acknowledged before me on April 27, 2001, by David E. Fennell

  
 Yvonne M. Nave  
 Notary Public for Washington  
 Residing at Bellevue  
 My Commission expires: May 4, 2005

**YVONNE M. NAVE**  
 STATE OF WASHINGTON  
 NOTARY --- PUBLIC  
 MY COMMISSION EXPIRES 5-04-05

**Rescission of Notice of Default**

State of Oregon

RE: Trust Deed from  
 Walter Don Hollums Grantor  
 to  
 DAVID E. Trustee  
 FENNEL

After Recording Return to  
 Northwest Trustee Services, LLC  
 PO Box 4143  
 Bellevue WA 98009-4143  
 Attn: Vonnie Nave  
 NTS Number: 7043.21752

## EXHIBIT "A"

A portion of Lot 15, Block 42, HOT SPRINGS ADDITION TO THE CITY OF KLAMATH FALLS, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at a point which is 97.4 feet in a Southeasterly direction along the Northeasterly line of Alameda Street (which line is the arc of a 3 degree 55' curve to the left) and thence in a Northeasterly direction along a radial line to the above mentioned curve a distance of 75 feet from the extreme Southeasterly corner of Lot 14, Block 42, Hot Springs Addition, being the true point of beginning; thence in a Southeasterly direction 46 feet, more or less, to a point which is on a radial line of the above mentioned curve and 69.8 feet, more or less, along the said radial line in a Northeasterly direction from its intersection with the Northerly line of Williams Addition to the City of Klamath Falls, Oregon; thence along said radial line in a Northeasterly direction 61.24 feet to a point on the Westerly line of Pacific Terrace which point is North 20 degrees 55' West along said Westerly line of Pacific Terrace 120.7 feet from its intersection with the Northerly line of Williams Addition; thence North 20 degrees 55' West along the Westerly line of Pacific Terrace 7.8 feet to a point on the alley line; thence following the alley line in a Northwesterly direction 39 feet, more or less, to a point which is the most Northeasterly corner of the Cecil Humphrey property described in that deed dated May 26, 1928 and recorded in Book 83, Page 312, Deed Records of Klamath County, Oregon; thence in a Southwesterly direction along said property of Cecil Humphrey 75.4 feet to the point of beginning.

CODE 1 MAP 3809-28CD TL 5900

State of Oregon, County of Klamath  
Recorded 05/08/01, at 11:21 a. m.  
In Vol. M01 Page 20955  
Linda Smith.  
County Clerk Fee \$ 26<sup>00</sup>