

05 JAN 14 PM 11:51

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RECORDING REQUESTED BY

T.D. SERVICE COMPANY

And when recorded mail to

State of Oregon, County of Klamath
Recorded 01/14/05 11:51 a m
Vol M05 Pg 03129-30
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

T.D. SERVICE COMPANY
1820 E. FIRST ST., SUITE 210
P.O. BOX 11988
SANTA ANA, CA 92711-1988

1st 504513

OREGON RESCISSION OF NOTICE OF DEFAULT

TD#: L333009 OR Unit Code: L Loan #: 7884101097/253/HOWE
Title #: 2524177
AP No: R136392

Reference is made to that certain Trust Deed in which SHAWN REED HOWE, LYNDIA C. HOWE was Grantor, BRIAN LYNCH was Trustee and FIRSTAR BANK, N.A. was Beneficiary.

Said trust deed was Recorded on November 26, 2001 as Instr. No. --- in Book MO1 Page 60095 of the mortgage of records of KLAMATH County, OREGON

and conveyed to the said trustee the following real property situated in said county: LOT 8, BLOCK 5, SECOND ADDITION TO ANTELOPE MEADOWS, IN THE COUNTY OF KLAMATH, STATE OF OREGON.

The street or other common designation if any, of the real property described above is purported to be:
6950 MICHAEL DRIVE, LA PINE, OR 97739

The undersigned Trustee disclaims any liability for an incorrectness of the above street or other common designation.

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 obligation secured by said trust deed was Recorded on January 7, 2005, in said mortgage records, as Instr. No. --- in Book M05 Page 01529 of Official Records in the office of the Recorder of KLAMATH County, OREGON; 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.

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TD#: L333009 Unit Code: L Loan #: 7884101097/253/Howe

Now therefore, notice is hereby 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 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 hereunto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed by its officers duly authorized thereunto by order of its Board of Directors.

DATED: 10/02/04

DAVID A. KUBAT, OSBA #84265

By

DAVID A. KUBAT
DAVID A. KUBAT, ATTORNEY AT LAW

STATE OF WASHINGTON)
COUNTY OF KING)SS

On before me, DENNIS E. ROBERTS
personally appeared DAVID A. KUBAT, ATTORNEY AT LAW personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature Dennis E. Roberts (Seal)

