

'05 FEB 9 PM 2:21

RESCISSION OF NOTICE OF DEFAULT

Vol M05 Page 09083

RESCISSION OF NOTICE OF DEFAULT RE: Trust Deed From

State of Oregon, County of Klamath
Recorded 02/09/05 2:21 p m
Vol M05 Pg 09083-84
Linda Smith, County Clerk
Fee \$ 26.00 # of Pgs 2

DORENA A. COON, Grantor

1/4 Scott D. MacArthur, Successor Trustee

Paul A. Barker & Anselma Barker, Beneficiary

After recording return to:
Scott D. MacArthur
MacArthur & Bennett, P.C.
635 Main Street
Klamath Falls, OR 97601

Reference is made to that certain trust deed in which Dorena A. Coon, was grantor, Amerititle, Inc., was trustee and Paul A. Barker & Anselma Barker, or the survivor, is the beneficiary, said trust deed was recorded August 15, 2001, in volume No. M01 at page 41181, of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

A Portion of Lots 2 & 3, Block 7, FIRST 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, more particularly described as follows:

Beginning at a point on the Northwesternly boundary of said Lot 3, which is South 38 degrees 45' West a distance of 46 feet from the most Northerly corner of said Lot 3; thence South 51 degrees 15' East 37.8 feet, more or less, to the edge of an existing concrete sidewalk; thence South 39 degrees 13' East along the edge of said sidewalk a distance of 1 foot; thence South 51 degrees 25' East along the edge of said sidewalk 71.2 feet, more or less, to a point on the Southeasterly boundary of said Lot 3, from which the most Southerly corner of said Lot 3 bears South 38 degrees 34' West a distance of 6 feet; thence South 38 degrees 45' West a distance of 40 feet to a point which is North 38 degrees 45' East a distance of 18 feet from the most Southerly corner of said Lot 4; thence Northwesternly at right angles to Doty Street a distance of 110 feet; thence Northeasterly along the Southeasterly line of Doty Street a distance of 40 feet, more or less to the point of beginning.

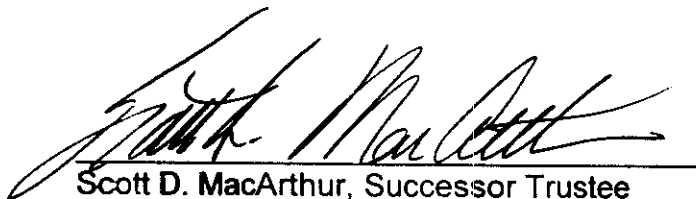
A notice of grantor's default under said trust deed, containing the beneficiary's or trustee's election to sell all or part of the above described real property to satisfy grantor's obligations secured by said trust deed was recorded on October 15, 2004, in said mortgage records, in volume No. M04 at page 70152 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.

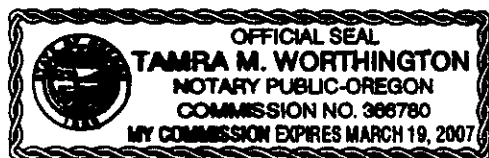
IN WITNESS WHEREOF, the undersigned trustee has executed this document; if the undersigned is a corporation, it has caused its name to be signed and seal affixed by an officer or other person duly authorized thereto by order of its Board of Directors.

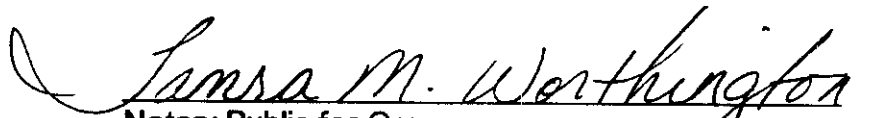
DATED: February 8, 2005.


Scott D. MacArthur, Successor Trustee

STATE OF OREGON, County of Klamath)ss.

This instrument was acknowledged before me on February 8, 2005, by Scott D. MacArthur, Successor Trustee




Notary Public for Oregon
My commission expires March 19, 07