

05 MAY 25 AM 11:40

State of Oregon, County of Klamath  
Recorded 05/25/05 11:49 a m  
Vol M05 Pg 38351  
Linda Smith, County Clerk  
Fee \$ 21<sup>00</sup> # of Pgs 1

Rescission of Notice of Default	
Re: Trust Deed from Rogelio Pena, a married person	Grantor
To	
Northwest Trustee Services, Inc.	Trustee
<b>After Recording Return to</b> <b>Attn: Chris Ashcraft</b> <b>Northwest Trustee Services, Inc.</b> <b>P.O. Box 997</b> <b>Bellevue, WA 98009-0997</b>	

1st 519289

Reference is made to that certain trust deed dated 12/08/00 in which Rogelio Pena, a married person was grantor. First American Title was trustee and U.S. Bank, National Association was beneficiary and recorded 12/08/00, as Volume M00, Page 44131 of the mortgage records of Klamath County, Oregon. The trust deed conveyed to the trustee the following real property situated in said county:

Lot 24, Block 125, Mills Addition to the City of Klamath Falls, in the County of Klamath, State of Oregon being the same premises conveyed to the mortgagors herein by deed being recorded simultaneously herewith; this being a purchase mortgage given to secure the purchase price of the above described premises.

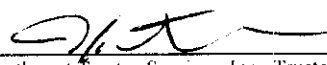
Commonly Known As: 2457 Orchard Way Klamath Falls, OR 97601

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 02/11/05, in the mortgage records of Klamath County, as M05 Page 9760.

NOW, THEREFORE, notice hereby is given that the undersigned trustee does hereby rescind, cancel and withdraw the notice of default and election to sell. 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.

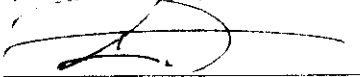
Dated: May 12, 2005

  
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Northwest Trustee Services, Inc., Trustee  
Northwest Trustee Services, Inc. is successor by merger  
to Northwest Trustee Services, PLLC (formerly known as  
Northwest Trustee Services, LLC)

STATE OF WASHINGTON )  
                                  ) ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that Jeff Stenman is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and acknowledged it as an Assistant Vice President of Northwest Trustee Services, Inc. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: MAY 12, 2005

  
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NOTARY PUBLIC in and for the State of  
Washington, residing at Seattle  
My commission expires 1-30-06

File Number: 7713.20040

KEN L. PATNER  
STATE OF WASHINGTON  
NOTARY ---- PUBLIC  
MY COMMISSION EXPIRES 1-30-06

MF