

RECORDING REQUESTED BY

**M05-65445**

Klamath County, Oregon

09/30/2005 11:15:17 AM

Pages 1 Fee: \$21.00

WHEN RECORDED MAIL TO

**REGIONAL TRUSTEE SERVICES CORPORATION**

616 1st Avenue, Suite 500  
Seattle, WA 98104

Trustee's Sale No: 09-MS-39499

5410153



ATE - 61696

**RESCISSION OF NOTICE OF DEFAULT**

Reference is made to that certain Trust Deed made by STEPHEN GARRICK AND JILL GARRICK, HUSBAND AND WIFE, as Grantor, to PRESTON, THORGRIMSON, SHIDLER, GATES & ELLIS C/O LUCY KIEVEL. ESQ., as Trustee, in favor of HomeEq Servicing Corporation, formerly known as TMS Mortgage, Inc. dba The Money Store, as Beneficiary, a certain Trust Deed dated 5/19/1998, duly recorded on 9/2/1998 in Volume M98, page 32395,, under Instrument No. 65629, records of KLAMATH County, OREGON.

A notice of Grantor's default under said Trust Deed, containing the Beneficiary's or Trustee's an election to sell all or part of the said real property to satisfy Grantor's obligations secured by said Trust Deed was recorded in the mortgage records of said county on 6/9/2005, in Instrument No. M05-42959. Thereafter, by reason of the default being cured as permitted by the provisions of ORS 86.753, 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 caused its corporate name to be signed by its officers duly authorized thereunto by order of its Board of Directors.

DATED: 8/31/2005

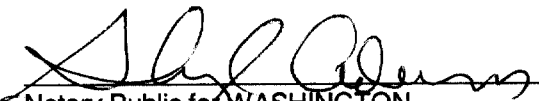
REGIONAL TRUSTEE SERVICES CORPORATION  
Trustee

By   
NANCI LAMBERT, AUTHORIZED AGENT

STATE OF WASHINGTON }  
  } ss.  
COUNTY OF KING }

The foregoing instrument was acknowledged before me 8/31/2005, by NANCI LAMBERT, AUTHORIZED AGENT of REGIONAL TRUSTEE SERVICES CORPORATION, a WASHINGTON Corporation, on behalf of the corporation.

21-A  
**SHERYL A. ADAMS**  
STATE OF WASHINGTON  
NOTARY — — PUBLIC  
MY COMMISSION EXPIRES 01-26-08

  
Notary Public for WASHINGTON  
My commission expires: 1-26-08