

**M06-13114**

Klamath County, Oregon

06/27/2006 12:15:11 PM

Pages 2 Fee: \$26.00

RECORDING REQUESTED BY

T.D. SERVICE COMPANY

And when recorded mail to

WELLS FARGO HOME MORTGAGE INC.  
3476 STATE VIEW BOULEVARD  
FORT MILL, SC 29715

2976157

1st-826884

Space above this line for recorder's use

## RESCISSION OF NOTICE OF DEFAULT

T.S. No: F337753 OR Unit Code: F Loan No: 0042753715/CARSON  
AP #1: 696768 AP #2: 417383  
Title: 2976157

Reference is made to that certain Trust Deed in which KIMBERLY K. CARSON was Grantor, FIDELITY NATIONAL TITLE INS. CO was Trustee and WELLS FARGO BANK NA was Beneficiary.

Said trust deed was Recorded on August 17, 2004 as Instr. No. --- in Book M04 Page 54094 of the mortgage of records of KLAMATH County; OREGON and conveyed to the said trustee the following real property situated in said county: THE EASTERLY 40 FEET OF LOT 1 AND THE EASTERLY 40 FEET OF LOT 2 OF BLOCK 5, DIXON SECOND 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.

The street or other common designation if any, of the real property described above is purported to be: 2316 MAIN ST, KLAMATH FALLS, OR 97601

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 May 17, 2006, in said mortgage records, as Instr. No. M06-10001 in Book --- Page --- ; 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.

26-F

TD#:

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: 6/23/07

DAVID A. KUBAT, OSBA #84265

By [Signature]  
DAVID A. KUBAT, ATTORNEY AT LAW

STATE OF WASHINGTON     )  
COUNTY OF KING         )SS

On 6/23/07 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 [Signature] (Seal)

