

NS



RESCISSION OF NOTICE OF DEFAULT

2006-023076

Klamath County, Oregon



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11/17/2006 10:04:40 AM

Fee: \$21.00

SPACE F
F
RECORDED

RE: Trust Deed from
Rogelio Pena
2457 Orchard Way
Klamath Falls OR 97601

To Grantor
William M. Ganong, Attorney at Law
514 Walnut Avenue
Klamath Falls OR 97601

Trustee
After recording, return to (Name, Address, Zip):
William M. Ganong, Attorney at Law
514 Walnut Avenue
Klamath Falls OR 97601

Reference is made to that certain trust deed in which ROGELIO PENA
was grantor, WILLIAM M. GANONG was successor trustee, and ANDREW A. PATTERSON, Trustee of BMRMG LLC 401 K Plan, and WILLIAM M. GANONG or MARIE I. GANONG, Trustee of the WMGP8 Trust was beneficiary. The trust deed was recorded on February 6, 2006, 19____, in book/reel/volume No. M06 at page 2257 and/or as fee/file/instrument/microfilm/reception No. _____ (indicate which), Records of Klamath County, Oregon, and conveyed to the trustee the following real property situated in that county:

Lot 24 in Block 125, Mills 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. Klamath County Assessor's Account Nos. R-3809-033AD-03800 and R481927

A notice of grantor's default under the 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 on October 24, 2006, 19____, in those Records, in book/reel/volume No. M06 at page 021300 and/or as fee/file/instrument/microfilm/reception No. _____ (indicate which). Thereafter, by reason of the default being cured as permitted by ORS 86.753, the default described in the notice of default has been removed, paid and overcome so that the trust deed should be reinstated.

NOW, THEREFORE, notice is hereby given that the undersigned trustee does hereby rescind, cancel and withdraw the notice of default and election to sell. The trust deed and all obligations secured thereby are hereby reinstated and shall be and remain in force and effect the same as if no acceleration had occurred and as if the notice of default had not been given. It is 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. It 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, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

Dated November 13 2006 ~~XXX~~

William M. Ganong
William M. Ganong
Attorney at Law

Trustee

STATE OF OREGON, County of Klamath) ss.

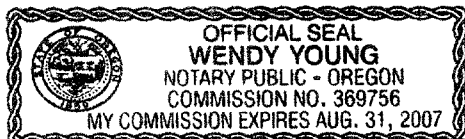
This instrument was acknowledged before me on November 13 2006, ~~xxx~~,
by William M. Ganong, Successor Trustee

This instrument was acknowledged before me on _____, 19____,

by _____

as _____

of _____



Wendy Young
Wendy Young
Notary Public for Oregon

My commission expires 8.31.2007