

317800

2007-003122

Klamath County, Oregon

AFTER RECORDING RETURN TO

Quality Loan Service Corp.  
319 Elm Street, 2nd Floor  
San Diego, CA 92101



00015801200700031220010011

TS#: OR-06-69891-NF

LOAN #: 6261281371

02/23/2007 02:28:18 PM

Fee: \$21.00

1st-954027

### RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which **JAMES W SMITH SR AND DIXIE E SMITH** was grantor. **WESTERN TITLE & ESCROW** was trustee and **KEY BANK USA NATIONAL ASSOCIATION** was beneficiary, said trust deed was recorded on **8/9/2000**, in book/reel/volume No. **M00** at page **29169** or as fee/file/instrument/microfilm/reception No. **xxx** (indicate which), of the mortgage records of **KLAMATH** County, Oregon and conveyed to the said trustee the following real property situated in said county:

Assessor's Parcel #: **R881486**

Commonly Known As: **138062 MANZANITA DRIVE  
GILCHRIST, OR 97737**

A notice of grantor's default under said trust deed, containing the beneficiary's or trustee's election to sell all of part of the above described real property to satisfy grantor's secured by said trust deed was recorded on **12/14/2006**, in said mortgage records, in book/reel/volume/no. at page or as fee/file/instrument/microfilm No. **2006-24784** (indicate which): 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 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 affect 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 implying or affecting an breach or default (past, present or future) under said trust deed or 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 and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: 2/22/2007

**FIRST AMERICAN TITLE INSURANCE COMPANY**

By: **DENNIS CANLAS, Assistant Secretary**

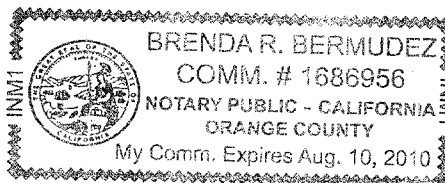
State of **CA** } ss.  
County of **Orange** }

On **2-22-07** before me, **BRENDA R. BERMUDEZ** Notary Public, personally appeared **DENNIS CANLAS** 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 **Brenda R. Bermudez** (Seal)

**BRENDA R. BERMUDEZ**



26-F