

2007-016851

Klamath County, Oregon



00032139200700168510030032

09/26/2007 11:28:38 AM

Fee: \$31.00

1817111, 11/10/2007

ATZ:64084

## RESCISSION OF NOTICE OF DEFAULT

6410265

Reference is made to certain Trust Deed in which ALLEN D. MERCK, was Grantor, FIRST AMERICAN TITLE INSURANCE COMPANY OF OREGON was Trustee, and OPTION ONE MORTGAGE CORPORATION, A CALIFORNIA CORPORATION was Beneficiary. And said Trust Deed was recorded 05/11/2005 as Volume M05, Page 34140 of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

**SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART THEREOF.**

Although the undersigned Trustee disclaims any liability for any incorrectness herein, the street address or other common designation, if any, of the real property described herein is purported to be:

**1967 LAWRENCE STREET  
KLAMATH FALLS, OR 97601-1822**

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 said trust deed was recorded on 10/26/2006, in said mortgage records as Instrument No. 2006-21551; thereafter by reason of the default being cured as permitted by the provisions of Section 86.760, 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 FIDELITY NATIONAL TITLE INSURANCE COMPANY, by Premier Trust Deed Services, as agent, 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 of 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

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## RESCISSION OF NOTICE OF DEFAULT

TS # 06-27682-OR

TSG # 6410265

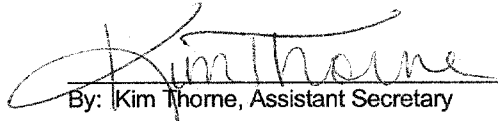
Recording Requested by  
And when recorded mail to  
Fidelity National Title Insurance Company  
C/O Premier Trust Deed Services, Inc.  
6501 Irvine Center Drive, Mail Stop DB-PT  
Irvine, CA 92618  
(800) 530-6224

#31-A

IN WITNESS WHEREOF, the undersigned trustee has hereunto set its hand and seal. If the Undersigned is a corporation, it has caused its corporate name to be signed and corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

September 21, 2007

Fidelity National Title Insurance Company by  
Premier Trust Deed Services, Inc. as agent

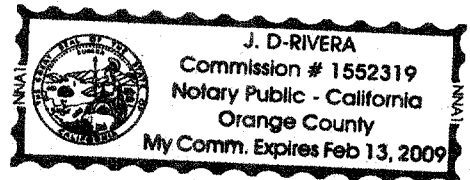
  
By: Kim Thorne, Assistant Secretary

State of California) ss.  
County of Orange)

On 9/21/2007, before me, J.D-Rivera, Notary Public, personally appeared Kim Thorne, 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.





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#### RESCISSION OF NOTICE OF DEFAULT

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Exhibit A

The E 1/2 of Lot 21 and all of Lot 22, Block 8, HILLSIDE ADDITION TO THE CITY OF KLAMATH FALLS, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM that portion conveyed to William F. Speers and Linda M. Speers by Decree entered in Klamath County Circuit Court Case No. 0204299CV on November 6, 2003, a copy of said Judgment having been recorded November 18, 2003 in Volume M03, Page 85162, Microfilm Records of Klamath County, Oregon, described as follows:

That portion of said Lot 21, Block 8 of "HILLSIDE ADDITION to the City of Klamath Falls", described as follows:

Beginning at a point on the South line of said Lot 21, said point being the Southwest corner of that tract of land described in Deed Volume M02, Page 2904 of the Klamath County Deed Records from which the Southwest corner of said Lot 21 bears South 68° 52' 23" West 24.98 feet; thence North 21° 14' 04" West along the West line of said Deed Volume, 139.85 feet to a point on the North line of said Lot 21 and said Deed Volume; thence North 68° 52' 23" East, along the North line of said Lot 21 and said Deed Volume, 7.06 feet; thence South 21° 59' 37" East 139.86 feet to a point on the South line of said Lot 21 and said Deed Volume; thence South 68° 52' 23" West 8.91 feet to the point of beginning, with bearings based on R.O.S. 4527 on file at the office of the Klamath County Surveyor.

CODE 001 MAP 3809-029AA TL 05100 KEY #186809