

Returned @ Counter

Return to:
Brandsness, Brandsness & Rudd, P.C.
411 Pine Street
Klamath Falls, Oregon 97601

2007-016865
Klamath County, Oregon



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09/26/2007 12:57:48 PM

Fee: \$26.00

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which Sherri L. Boyd and Stanley C. Smith, as Tenants in Common, each as to an undivided 1/2 interest was grantor, AmeriTitle was trustee and Carol A. Hoskins was beneficiary, said trust deed was recorded June 11, 2002, in book/volume No. M02, at page 34234 and rerecorded in Volume M02, Page 34413, of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

See attached Exhibit "A"

A notice of grantor's default under said trust deed, dated August 15, 2007, 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 August 16, 2007, in said mortgage records, in book/volume/No. 2007 at page 014459; thereafter by reason of certain payments on said obligations made 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 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.

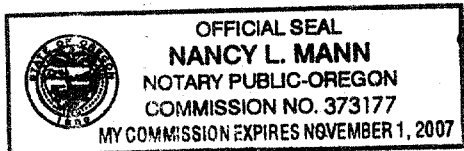
IN WITNESS WHEREOF, the undersigned trustee has hereunto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: September 26, 2007.

Andrew C. Brandsness
Successor Trustee

STATE OF OREGON)
) ss.
County of Klamath)

Personally appeared before me this 26 day of September, 2007, the above named Andrew C. Brandsness and acknowledged the foregoing instrument to be his voluntary act and deed.



Nancy L. Mann
Notary Public for Oregon

My Commission expires: 11-1-07

EXHIBIT "A"

The Southeasterly 61.5 feet of Lot 30, HOMEDALE, more particularly described as follows: Beginning at a point on the Northeasterly boundary of Harlan Drive, which point is the most Southerly corner of said Lot 30; thence Northwesterly along said boundary of Harlan Drive, a distance of 61.5 feet; thence Northeasterly parallel to the Southeasterly line of said Lot 3, 300 feet, more or less, to the Northeasterly line of Lot 30, thence Southeasterly along the Northeasterly line of Lot 30, a distance of 61.5 feet, more or less, to the most Easterly corner of said lot; thence Southwesterly along the Southeasterly line of said Lot 30 a distance of 300 feet, more or less, to the point of beginning.