

2008-003836

Klamath County, Oregon

AFTER RECORDING RETURN TO:  
GEORGE & LINDA MONTGOMERY  
8853 Split Rail Road  
La Pine, OR 97739



03/25/2008 03:29:29 PM

Fee: \$26.00

ATE = 65404

## RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which George Montgomery and Linda Montgomery was the grantor, Group 9, Inc. was trustee and Washington Mutual Bank was the beneficiary, said trust deed was recorded March 15, 2007, in Recorder's Fee No. 2007-004418 the mortgage records of Klamath County, Oregon and conveyed to the said trustee the following real property:

See complete Legal Description attached hereto as Exhibit "A"

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 November 21, 2007 in Recorder's Fee No. 2007-19778, in mortgage records; thereafter by reason of the default being cured as permitted by the provisions of Section 86.753, Oregon Revised Statute, 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 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.

Dated:

3/21/2008

By:

Kelly D. Sutherland, Successor Trustee

STATE OF WASHINGTON )

)ss.

COUNTY OF CLARK )

This instrument was acknowledged before me on March 21, 2008, by Kelly D. Sutherland, Successor Trustee.

Before me:

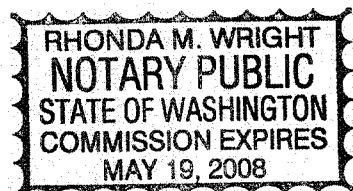
*Rhonda M. Wright*

Notary Public for Washington

My Commission Expires:

3/19/2008

S&S #: 07-19378



#26-A

Exhibit "A"

Lying and being located in the unincorporated area, County of Klamath, State of Oregon; all that certain parcel or tract of land known as:

A tract of land situated in the NW  $\frac{1}{4}$  of Section 27, Township 23 South, Range 10 East of the Willamette Meridian, Klamath County, Oregon, being more particularly described as follows:

Beginning at the Northwest corner of the NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ; thence North  $89^{\circ} 55' 42''$  East 34.69 feet to the true point of beginning of the tract to be described; thence continuing North  $89^{\circ} 55' 42''$  East, 324.30 feet; thence South 671.77 feet; thence West 324.30 feet; thence North 671.36 feet to the point of beginning.