

MT081974

AFTER RECORDING RETURN TO:  
MICHAEL J. BIRD  
PO BOX 10  
GRANTS PASS OR 97526

2008-012141  
Klamath County, Oregon



00052314200800121410010012

08/29/2008 11:43:51 AM

Fee: \$21.00

**Re: Trust Deed from:**

David Montero and Debra Repayo,  
Grantor,

to  
Amerititle,

Trustee,

**RESCISSION OF NOTICE OF DEFAULT**

Reference is made to that certain trust deed in which DAVID MONTERO and DEBRA REPAYO, was grantor, TICOR TITLE, was trustee, and EDGAR L. HURST AND VALERIE A. HURST, as to an undivided 76.92% interest, and ROBERT B. MILLER AND MARJORIE L. MILLER, Trustees of the Robert B. Miller and Marjorie L. Miller 2004 Trust, as to an undivided 23.08% interest, as tenants in common, was beneficiary, said trust deed was recorded June 18, 2007, as Document No. 2007-010911, Official Records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 15 in block 19 of SECOND ADDITION TO KLAMATH RIVER ACRES, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

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 April 8, 2008, in said Official Records of Klamath County, as Document No. 2008-004897; 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 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 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 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.

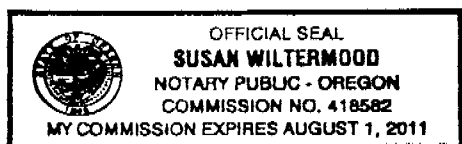
IN WITNESS WHEREOF, the undersigned trustee has executed this document this 26 day of August 2008.

Successor Trustee, Michael J. Bird

STATE OF OREGON, )County of Josephine)ss.

On this 26 day of August, 2008, personally appeared the above named Michael J. Bird, and acknowledged the foregoing instrument to be his voluntary act and deed.

Before Me:



Notary Public for Oregon

My Commission Expires:

08-01-2011

21/11/11