

EE



RESCISSION OF NOTICE OF DEFAULT

2008-013309
Klamath County, Oregon



00053766200800133090010015

RE: Trust Deed from

Brandon E. Birri and Jennifer L. Birri

SPACE RESERV
FOR
RECORDER'S USE

09/25/2008 08:30:54 AM

Fee: \$21.00

To Grantor
First American Title Insurance Co.
of Oregon

Trustee

After recording, return to (Name, Address, Zip):

Duane Wm. Schultz, P.C., Attorney
219 NW "E" St., Ste. "B"
Grants Pass, OR 97526

Reference is made to that certain trust deed in which Brandon E. Birri and Jennifer L. Birri was grantor, First American Title Insurance Company of Oregon was trustee and Forrest D. Jamison and Dolores M. Jamison was beneficiary. The trust deed was recorded on August 23, 2006, in book/reel/volume No. _____ at page _____ and/or as ~~fee file~~ instrument/~~microfilm~~/~~reception~~ No. 2006-016980 (indicate which), Records of Klamath County, Oregon, and conveyed to the trustee the following real property situated in that county:

LOT 36 AND THE EASTERLY 60 FEET OF LOT 35 IN BLOCK 3 OF RIVERVIEW ADDITION
ACCORDING TO THE OFFICIAL THEREOF ON FILE IN THE OFFICE OF THE COUNTY
CLERK, KLAMATH COUNTY, OREGON.

2129 DOVER AVE., KLAMATH FALLS, OR 97601

A notice of grantor's default under the 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 the trust deed was recorded on July 1, 2008, in those Records, in book/reel/volume No. _____ at page _____ and/or as ~~fee file~~ instrument/~~microfilm~~/~~reception~~ No. 2008-009569 (indicate which). Thereafter, by reason of the default being cured as permitted by ORS 86.753, the default described in the notice of default has been removed, paid and overcome so that the trust deed should be reinstated.

NOW, THEREFORE, notice is hereby given that the undersigned trustee does hereby rescind, cancel and withdraw the notice of default and election to sell. The trust deed and all obligations secured thereby are hereby reinstated and shall be and remain in force and effect the same as if no acceleration had occurred and as if the notice of default had not been given. It is understood, however, that this rescission shall not be construed as waiving or affecting any breach or default - past, present or future - under the 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. It is and shall be deemed to be only an election without prejudice, not to cause a sale to be made pursuant to the notice so recorded.

IN WITNESS WHEREOF, the undersigned trustee has executed this document. If the undersigned is a corporation, it has caused its name to be signed and seal, if any, affixed by an officer or other person duly authorized to do so by order of its board of directors.

DATED

September 22, 2008

Duane Wm. Schultz, P.C., Attorney
OSB 74287

Successor Trustee

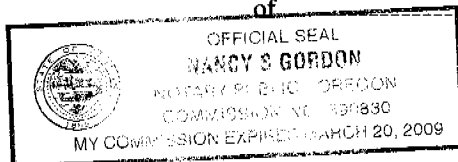
STATE OF OREGON, County of Josephine) ss.

This instrument was acknowledged before me on _____,

by _____,

This instrument was acknowledged before me on Sept. 22, 2008,by Duane Wm. Schultz, P.C., Attorney,as Successor Trustee

of _____



Nancy S. Gordon
Notary Public for Oregon

My commission expires 3/20/2009