

2009-004263

Klamath County, Oregon



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03/25/2009 02:46:21 PM

Fee: \$26.00

**Rescission of Notice of Default**

Re: Trust Deed from	
Floyd L. Percy, a single man	Grantor
To	
Northwest Trustee Services, Inc.	Trustee

After Recording Return to  
 Attn: Chris Ashcraft  
 Northwest Trustee Services, Inc.  
 P.O. Box 997  
 Bellevue, WA 98009-0997

1st 1350073

Reference is made to that certain trust deed dated 04/04/06 in which Floyd L. Percy, a single man was grantor, Aspen Title & Escrow was trustee and Long Beach Mortgage Company was beneficiary and recorded 04/11/06, as Volume M06 Page 07009 of the mortgage records of Klamath County, Oregon. The trust deed conveyed to the trustee the following real property situated in said county:

See attached :

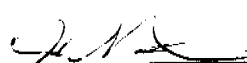
Commonly Known As: 135878 Highway 97 North Crescent, OR 97733

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 the trust deed was recorded 02/19/09, in the mortgage records of Klamath County, as 2009-2571.

NOW, THEREFORE, notice hereby is given that the undersigned trustee does hereby rescind, cancel and withdraw the notice of default and election to sell. It being 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, but 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 affixed by an officer duly authorized thereto by order of its Board of Directors.

Dated: March 3, 2009


  
 Northwest Trustee Services, Inc., Trustee  
 Northwest Trustee Services, Inc. is successor by  
 merger to Northwest Trustee Services, PLLC  
 (formerly known as Northwest Trustee Services,  
 LLC)

STATE OF WASHINGTON )  
 ) ss.  
 COUNTY OF KING )

**JEFF STENMAN**

I certify that I know or have satisfactory evidence that \_\_\_\_\_ is the person who appeared before me, and said person acknowledged that (he/she) signed this instrument, on oath stated that (he/she) was authorized to execute the instrument and acknowledged it as an Assistant Vice President of Northwest Trustee Services, Inc. to be the free and voluntary act of such party for the uses and purposes mentioned in the instrument.

Dated: 3.4.09

  
 NOTARY PUBLIC in and for the State of  
 Washington, residing at Bothell  
 My commission expires 3/20/10

File Number: 7258.25733

JILL C. GREEN  
 STATE OF WASHINGTON  
 NOTARY PUBLIC  
 MY COMMISSION EXPIRES  
 03-20-10

F26-

PARCEL 1:

A parcel of land in the NW 1/4 NW 1/4 of Section 31, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and more particularly described as follows:

Beginning at a point along the West line of Section 31 from which the North one-sixteenth corner common to Sections 31 and 38 bears South 00 degrees 05' 43" West 418.67 feet; thence along the West line of Section 31, North 00 degrees 05' 43" East 331.51 feet to a point; thence along a line at right angle to U.S. Highway 97, South 64 degrees 43' 17" East 372.45 to a point; thence along a line parallel with U.S. Highway 97 and 250 feet from the centerline thereof, South 25 degrees 16' 43" West 120.00 feet to a # 5 steel rod; thence along a line at right angle to U.S. Highway 97, South 64 degrees 43' 17" East 200.00 feet to a # 5 steel rod along the Northwest line of U.S. Highway 97 and 50 feet from the centerline thereof; thence along the Northwest line of U.S. Highway 97, South 25 degrees 16' 42" West, 60.00 feet to a # 5 steel rod; thence along a line at right angle to U.S. Highway 97, North 64 degrees, 43' 17" West 200.00 feet to a #5 steel rod; thence along a line parallel with U.S. Highway 97, South 25 degrees 16' 43" West 120.00 feet to a #5 steel rod; thence along a line at right angle to U.S. Highway 97, North 64 degrees 43' 17" West 166.39 feet to the point of beginning, with bearings based on Survey # 3512 as filed with the Klamath County Engineers office.

SAVING AND EXCEPTING THEREFROM THE FOLLOWING:

Beginning at a point, a #5 steel rod set along the West line of Section 31, from which the Northwest corner of Section 31 bears North 00 degrees 05' 43" East 579.36 feet; thence along a line at a right angle to U.S. Highway 97, South 64 degrees 43' 17" East 239.81 feet to a #5 X 30" rod; thence along a line parallel with said Highway and 337.64 feet from the centerline thereof South 25 degrees 16' 43" West 300.00 feet to a # 5 X 30" steel rod; thence along a line at a right angle to said Highway North 64 degrees 43' 17" West 98.75 feet to a #5 steel rod set along the West line of Section 31; thence along the West line of Section 31, North 00 degrees 05' 43" East 331.51 feet to a point of beginning.

PARCEL 2:

The North 120 feet of a parcel of land described as follows:

Running East from the Northwest corner of Section 31, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, 857.8 feet; thence running Southerly along the West line of the new Survey of U.S. Highway 97, 1085 feet to a point of description of tract herein conveyed; thence running Westerly at right angles to said U.S. Highway 97, 100 feet; thence Southerly parallel to U.S. Highway 97, 300 feet; thence Easterly at right angles to said U.S. Highway 97, 100 feet; thence Northerly along West line of said U.S. Highway 97, 300 feet to a point of beginning.

The North 120 feet of a parcel of land described as follows:

Beginning at a point 857.6 feet East of the Northwest corner of Section 31, Township 24 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon; thence running Southerly along the West line of U.S. Highway 97, 1085 feet; thence Westerly at right angles to said U.S. Highway 97, 100 feet to the point of description for this conveyance; thence running Southerly parallel to said U.S. Highway 97, 300 feet; thence Westerly at right angles to said U.S. Highway 97, 100 feet; thence Northerly parallel to said U.S. Highway 97, 300 feet; thence Easterly at right angles to said U.S. Highway 97, 100 feet to the place of beginning.