

2009-007579

Klamath County, Oregon



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06/01/2009 03:23:19 PM

Fee: \$26.00

*When Recorded Return to:*

**HILLIS CLARK MARTIN & PETERSON, P.S.**

Attn: Susan E. Shin

500 Galland Building

1221 Second Avenue

Seattle, WA 98101

1st 1322405

Loan No.: 310671

Successor Trustee: Joseph A.G. Sakay

Trustee No.: 40014.406

**NOTICE OF RESCISSION OF NOTICE OF DEFAULT  
AND ELECTION TO SELL  
PURSUANT TO OREGON REVISED STATUTE Ch. 86**

Reference is made to that certain trust deed in which Miguel A. Barajas, as a married man, is Grantor, First American Title Company, a Washington Corporation is Trustee, and Eagle Home Mortgage, Inc., a Washington Corporation, is Beneficiary, which deed of trust is recorded on September 1, 2005 under Auditor's File No. M05-63398, records of Klamath County, Oregon, the beneficial interest of which was assigned by Eagle Home Mortgage, Inc. to the Oregon Housing and Community Services Department, State of Oregon, by Assignment of Deed of Trust recorded on October 3, 2005, and re-recorded on January 19, 2006, under Auditor's File No. M05-65633 and M06-01100, respectively, records of Klamath County, Oregon, and which encumbers the following described real property in Klamath County:

A tract of land particularly described as follows: Beginning at a point which lies on the West right of way line of Summers Lane North 1 degree 14' West a distance of 680.3 feet and South 89 degrees 26' West a distance of 30 feet from the iron pin which marks the section corner common to Sections 2, 3, 10 and 11 Township 39 South, Range 9 E.W.M., and running thence: continuing South 89 degrees 26' West a distance of 175 feet to an iron pin: thence North 1 degree 14' West a distance of 7.2 feet to an iron pin: thence North 89 degrees 26' East a distance of 175 feet to an iron pin on the Westerly right of way line of Summers Lane: thence South 1 degree 14' East along the Westerly Right of way line of Summers Lane a distance of 72.2 feet more or less, to the point of beginning, in the S 1/2 S 1/2 N 1/2 SE 1/4 SE 1/4 of Section 3, Township 39 South, Range 9 East of the WILLAMETTE MERIDIAN, Klamath County, Oregon.

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This discontinuance shall not be construed as waiving any breach of default under the aforementioned deed of trust 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 the sale to be made pursuant to the aforementioned Notice of Default and Election to Sell.

~~SUCCESSOR TRUSTEE~~

c/o Hillis Clark Martin & Peterson, P.S.  
1221 Second Avenue, Suite 500  
Seattle, Washington 98101-2925  
Telephone: (206) 623-1745

On this day personally appeared before me Joseph A.G. Sakay, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that he signed the same as his free and voluntary act and deed, for the uses and purposes therein mentioned.

Name: Susan E. Shin  
NOTARY PUBLIC in and for the State of  
Washington, residing at Seattle  
My appointment expires: Dec. 29, 2012

