

2009-012163

Klamath County, Oregon



00072514200900121630020028

09/11/2009 11:50:11 AM

Fee: \$26.00

AFTER RECORDING RETURN TO

ATE 66709
Executive Trustee Services, LLC
2255 North Ontario Street, Suite 400
Burbank, California 91504-3120

TS#: OR-199507-C

LOAN #: 0595824806

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which STEVE R. BENNER AND COLLEEN R. BENNER was grantor.

AMERITITLE was trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., SOLELY AS NOMINEE FOR GMAC MORTGAGE CORPORATION was beneficiary, said trust deed was recorded on 7/31/2006, in book/reel/volume No. at page or as fee/file/instrument/microfilm/reception No. M06-15398 (indicate which), of the mortgage records of Klamath County, Oregon and conveyed to the said trustee the following real property situated in said county:

APN# R-3809-029CD-10700-000 / R368266 / 368275

Commonly Known As: 730 MT WHITNEY ST
KLAMATH FALLS, OR 97601

LOT 2, BLOCK 15, FIRST ADDITION TO KLAMATH FALLS, 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 of part of the above described real property to satisfy grantor's secured by said trust deed was recorded on 4/28/2009, in said mortgage records, in book/reel/volume/no. at page or as fee/file/instrument/microfilm No 2009-5836 (indicate which); 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 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 affect 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 implying or affecting an breach or default (past, present or future) under said trust deed or impairing any right or remedy thereunder, or as modifying or altering in any respect 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.

\$ 26 ATE

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IN WITNESS WHEREOF, the undersigned trustee has hereunto set his hand and seal; If the undersigned is a corporation. It has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: 8/31/2009

LSI TITLE COMPANY OF OREGON, LLC COMPANY

Maricela Garcia, Limited Signing Officer
Assistant Secretary

State of California) ss.
County of Los Angeles)

On 8/31/2009 before me, Shanon De'Arman-Davis Notary Public, personally appeared Maricela Garcia,, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.
I certify under penalty of perjury under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Shanon De'Arman-Davis (Seal)
Shanon De'Arman-Davis

