

2009-014009

Klamath County, Oregon



10/29/2009 03:04:08 PM

Fee: \$42.00

**Re Trust Deed from Grantor:**

TASA TAPA, LLC  
PO Box 10545  
Eugene, OR 97440

**To Trustee:**

ROBERT A. SMEJKAL  
696 Country Club Road  
Eugene, OR 97401

**After recording return to:**

**RESCISSION OF NOTICE OF DEFAULT**

1st 1478034

**REFERENCE IS MADE** to that certain Trust Deed in which TASA TAPA, LLC, an Oregon limited liability company, was Grantor, ROBERT A. SMEJKAL, Attorney at Law, was Trustee, and KURT D. CONNELL and ERIN RONNIE CONNELL were Beneficiaries. The Trust Deed was dated October 19, 2006, recorded October 19, 2006, in the Records of Klamath County, Oregon, in Volume 2006, Page 021031, and conveyed to the Trustee the real property situated in Klamath County, Oregon, and more particularly described on Exhibit "A" attached hereto and by this reference incorporated herein.

A Notice of Grantor's default under the Trust Deed containing the Beneficiaries' or the 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 April 17, 2009, in those records, as Recorder's No. 2009-5392, and thereafter an Amended Notice of Grantor's default under the Trust Deed was recorded April 30, 2009, in those records as Recorder's No. 2009-5986. Thereafter, by reason of the default being cured as permitted by ORS 86.753, the default described in the Notice of Default and Election to Sell and the Amended Notice of Default and Election to Sell 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 and the Amended 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 and Election to Sell and Amended Notice of Default and Election to Sell 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.

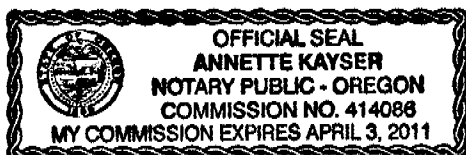
**IT WITNESS WHEREOF**, the undersigned Trustee has executed this document.

**DATED** this 23<sup>rd</sup> day of October, 2009.

Robert A. Smejkal, Trustee

STATE OF OREGON, County of Lane ) ss.

This instrument was acknowledged before me on October 23, 2009, by Robert A. Smejkal, Trustee.

  
NOTARY PUBLIC FOR OREGON

F42-

**Exhibit "A"**

Real property in the County of Klamath, State of Oregon, described as follows:

THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER, THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20, TOWNSHIP 24 SOUTH, RANGE 7 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON;

EXCEPTING THEREFROM THE FOLLOWING;

BEGINNING AT A POINT 600 FEET WEST OF THE QUARTER CORNER BETWEEN SECTION 17 AND SECTION 20, THENCE SOUTH 110 FEET; THENCE WEST 396 FEET; THENCE NORTH 110 FEET; THENCE EAST 396 FEET TO THE POINT OF BEGINNING, BEING IN THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 20 IN TOWNSHIP 24 SOUTH, RANGE 7 EAST OF THE WILLAMETTE MERIDIAN, KLAMATH COUNTY, OREGON.

Tax Parcel Number: R147861