

2009-014696

Klamath County, Oregon



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11/16/2009 03:24:08 PM

Fee: \$37.00

**Rescission of Notice of Default**

Re: Trust Deed from  
Mark R. Bailey and Misty Bailey, husband and wife as joint tenants

Grantor

To

Northwest Trustee Services, Inc.

Trustee

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

1st 1378765

Reference is made to that certain trust deed dated 08/20/08 in which Mark R. Bailey and Misty Bailey, husband and wife as joint tenants was grantor, First American Title Insurance Company of Oregon was trustee and Mortgage Electronic Registration Systems, Inc. solely as nominee for American Sterling Bank, a Missouri Corporation was beneficiary and recorded 09/16/08, as 2008-012915 of the mortgage records of Klamath County, Oregon. The trust deed conveyed to the trustee the following real property situated in said county:

As described in said Trust Deed

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 04/16/09, in the mortgage records of Klamath County, as 2009-5306.

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: November 13, 2009

**SANDY RUIZ**  
STATE OF WASHINGTON  
NOTARY PUBLIC  
MY COMMISSION EXPIRES  
08-02-10

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

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

I certify that I know or have satisfactory evidence that Kathy Taggart is the person who appeared before me, and said person acknowledged that she signed this instrument, on oath stated that 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: November 13, 2009

*Sandy Ruiz*  
NOTARY PUBLIC in and for the State of  
Washington, residing at Gig Harbor  
My commission expires 08-02-10

File Number: 7023.02375

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