

2009-016145

Klamath County, Oregon



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12/28/2009 03:04:28 PM

Fee: \$37.00

Rescission of Notice of Default

Re: Trust Deed from
Manuel Ochoa, III and Elaine Ochoa, tenants in common

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 1353050

Reference is made to that certain trust deed dated 05/08/06 in which Manuel Ochoa, III and Elaine Ochoa, tenants in common was grantor, First American Title Insurance Company was trustee and Financial Capital, Inc. was beneficiary and recorded 05/17/06, as M06-09982 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, in the mortgage records of Klamath County, as Book 2009 Pg 5469.

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: December 23, 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)

I certify that I know or have satisfactory evidence that Kathy Taggart 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: December 23, 2009

CLAIRE M. SWAZEY
STATE OF WASHINGTON
NOTARY PUBLIC
MY COMMISSION EXPIRES
01-10-11

NOTARY PUBLIC in and for the State of Washington, residing at Seattle, WA
My commission expires 01/10/2011

File Number: 7777.29235

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