

2010-002223

Klamath County, Oregon



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02/11/2010 03:24:44 PM

Fee: \$47.00

RECONTRUST COMPANY
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065
TS No. 09 -0114203
TSG No. 090512483ORGNO
ATE 66955

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which SCOTT M. NIEMAN AND OLENA NIEMAN, HUSBAND AND WIFE was grantor, FIRST AMERICAN TILE was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 09/20/2005 or as fee/file/instrument/microfilm/section No. M05-64717 of the mortgage of records of Klamath County, Oregon and conveyed to the said Trustee the following real property situated in said county:

LOT 5 IN TRACT 1416, THE WOODLANDS-PHASE 1, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF KLAMATH COUNTY, OREGON.

Commonly Known As: 1406 WEST RIDGE DRIVE
KLAMATH FALLS, OR 97601

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 secured by said Trust Deed was recorded on 08/19/2009, in said mortgage records or as fee/file/instrument/microfilm No. 2009-11186: thereafter by reason of the default being cured as permitted by the provision 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 effect 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 waiving or affecting any breach or default (past, present or future) under said Trust Deed or as 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.

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: JAN 22 2010

RECONTRUST COMPANY, N.A.

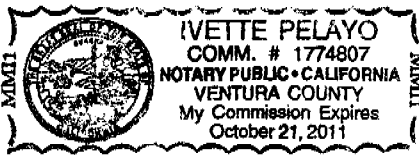
Cheryl Lee
CHERYL LEE

State of CALIFORNIA
County of VENTURA ss.

On JAN 22 2010, before me, Ivette Pelayo, notary public, personally appeared CHERYL LEE, personally known to me (or 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.

WITNESS my hand and official seal.

Ivette Pelayo



Notary Public in and for the State of California
Residing at VENTURA
My Commission Expires: 10/21/2011

Unofficial Copy