

2010-002600

Klamath County, Oregon



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02/23/2010 03:15:11 PM

Fee: \$52.00

RECONTRUST COMPANY
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065
TS No. 09 -0138209
TSG No. 0906436300RGNO

ATE 67126

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which RICHARD C MAGGARD, A MARRIED MAN was grantor, FIRST AMERICAN TITLE INSURANCE CO was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 11/29/2004, in book/reel/volume No. M04 at page 81936 of the mortgage of records of Klamath County, Oregon and conveyed to the said Trustee the following real property situated in said county:

SEE ATTACHED FOR LEGAL DESCRIPTION

Commonly Known As: 39520 DUSTY LN
CHILOQUIN, OR 97624

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 09/22/2009, in said mortgage records or as fee/file/instrument/microfilm No. 2009-12538: 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 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: 2.13.10

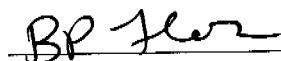
RECONTRUST COMPANY, N.A.


Heiderose Schoenman

State of CALIFORNIA
County of VENTURA ss.

On FEB 18 2010, before me, B. P. Flores, notary public, personally appeared Heiderose Schoenman, 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.



Notary Public in and for the State of _____
Residing at _____
My Commission Expires: _____

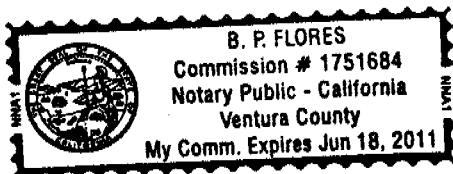


Exhibit A

A parcel of land situated in Lot 3 and Lot 6 of Block 1 of Tract 1118, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, also being in the SE 1/4 of the NW 1/4 of Section 36, Township 34 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southeast corner of said Lot 3; thence North 89° 55' 37" West, along the South line of said Lot 3, 355.35 feet; thence North 50° 06' 19" West 706.16 feet to the Southwest corner of said Lot 6; thence North, along the West line of said Lot 6, 613.45 feet, more or less, to a point 485.00 feet South of the Northwest corner of said Lot 6; thence East, parallel to the North line of said Lot 6; 897.83 feet to a point on the East line of said Lot 6; thence South 00° 02' 14" West 613.45 feet to the Easterly corner common to said Lots 3 and 6; thence continuing South 00° 02' 14" West 453.37 feet to the point of beginning, with bearings based on the Plat of said Tract 1118.

CODE 117 & 008 MAP 3408-03600 TL 00801 KEY #38943
CODE 008 & 117 MAP 3408-03600 TL 00801 KEY #883433
CODE 008 MAP 3408-03600 TL 00700 KEY #210391