2010-005119 Klamath County, Oregon



AFTER RECORDING RETURN TO: Shapiro & Sutherland, LLC 5501 N.E. 109th Court, Suite N Vancouver, WA 98662 10-104226

ATE 67681

04/30/2010 11:31:02 AM Fee: \$42.00

## RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which Daniel S. Martin and Tami M. Martin, husband and wife was the grantor, First American Title was trustee and Century 21 Mortgage was the beneficiary, said trust deed was recorded December 9, 2003, Vol M03 at Page 90017, in the mortgage records of Klamath County, Oregon and conveyed to the said trustee the following real property:

Lot 1 in Block 17, TRACT 1176, being a Resubdividsion of Block 17 of BUENA VISTA ADDITION to the City of Klamath Falls, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

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 said trust deed was recorded on April 8, 2010, at Page 4324, as Volume 2010, in the mortgage records; thereafter by reason of the default being cured as permitted by the provisions of Section 86.753, Oregon Revised Statute, 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 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 said notice so recorded.

Dated: <u>4-29-2010</u>		By: Kelly D. Sutherland, Successor Trustee
STATE OF WASHINGTON	)	
COUNTY OF CLARK	)ss. )	

This instrument was acknowledged before me on April 29, 2010, by Kelly D. Sutherland, Successor

Trustee.

Before n

Notary Public for Washington My Commission Expires MELISSA MARIE COX NOTARY PUBLIC STATE OF WASHINGTON COMMISSION EXPIRES OCTOBER 29, 2012