

2010-008181

Klamath County, Oregon



00086956201000081810020028

07/07/2010 02:59:00 PM

Fee: \$42.00

:When Recorded Return to:

HILLIS CLARK MARTIN & PETERSON, P.S.

Attn: Tonja Smith

1221 Second Avenue, Suite 500

Seattle, WA 98101

Loan No.: 405041

Successor Trustee: Julie B. Hamilton

Trustee No.: 40014.936/ses

1st 1528470

**NOTICE OF RESCISSION OF NOTICE OF DEFAULT  
AND ELECTION TO SELL  
PURSUANT TO OREGON REVISED STATUTE Ch. 86**

Reference is made to that certain trust deed in which Rudy J.W. Smidt and Elaine Smidt, as tenants by the entirety, is Grantor, AmeriTitle is Trustee, and HomeStreet Bank is Beneficiary, which deed of trust is recorded on November 22, 2006 under Auditor's/Recorder's File No. 2006-023457, records of Klamath County, Oregon, and which encumbers the following described real property in Klamath County:

Lot 4, TRACT 1383-SIERRA HEIGHTS, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.


The undersigned trustee, Julie B. Hamilton, of Hillis Clark Martin & Peterson, P.S., hereby rescinds the Notice of Default and Election to Sell recorded on February 23, 2010 under Auditor's/Recorder's File No. 2010-2597, records of Klamath County, Oregon, and discontinues that certain trustee's sale set therein.

This discontinuance shall not be construed as waiving any breach of default under the aforementioned deed of trust 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 the sale to be made pursuant to the aforementioned Notice of Default and Election to Sell.

F

**DATED: June 25, 2010.**

## SUCCESSOR TRUSTEE

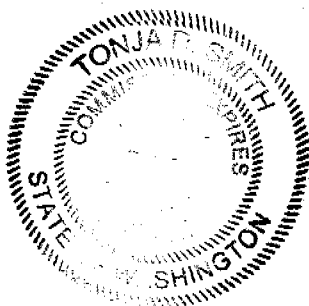
By   
JULIE B. HAMILTON, OSB #092650


c/o Hillis Clark Martin & Peterson, P.S.  
1221 Second Avenue, Suite 500  
Seattle, Washington 98101-2925  
Telephone: (206) 623-1745

STATE OF WASHINGTON )  
 ) ss.  
COUNTY OF KING )

On this day personally appeared before me Julie B. Hamilton, to me known to be the individual described in and who executed the within and foregoing instrument, and acknowledged that she signed the same as her free and voluntary act and deed, for the uses and purposes therein mentioned.

SUBSCRIBED AND SWORN to before me this 25<sup>th</sup> day of June, 2010.



  
Name: Tonja D. Smith  
NOTARY PUBLIC in and for the State of  
Washington, residing at King Co.  
My appointment expires: 3/22/12

