2010-012396 Klamath County, Oregon



10/20/2010 03:13:58 PM

Fee: \$42.00

After Recording Return to: Bishop, White, Marshall & Weibel, P.S. 720 Olive Way, Suite 1301 Seattle, WA 98101

Stilwell, Michael E. and Kelly/8250184044 File No.: 488.1020691/201002069

1st 1605869

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which Michael E. Stilwell and Kelly Stilwell was Grantor(s), U.S. Bank Trust Company, National Association, trustee, and U.S. Bank National Association ND, Beneficiary, dated December 15, 2006, recorded December 22, 2006 under Recorder's file number 2006-025249, records of Klamath County, Oregon, and conveyed to the said trustee the following said real property situated in said County.

Lot 16 in Block 44 of First Addition to Klamath Forest Estates, according to the official plat thereof on file in the office of the county clerk of Klamath County, Oregon.

Together with that certain 27 X 66, Oakwood manufactured home bearing VIN No. G00R23 N26503 AB, and more fully described in that certain Title Elimination document filed with the Recorder of Klamath County, Oregon on November 18, 2002 and April 17, 2003 under Recording No. Volume M02, Page 66784 and Volume M03, Page 24582.

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 August 19, 2010, under Recording No. 2010-9918.

NOW THEREFORE, notice hereby is given that the undersigned trustee does hereby rescind, cancel and withdraw said notice of default and election to sell; the trust deed and all of the obligations secured thereby 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 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 items, 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 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: October 19 , 2010.

David A. Weibel, Trustee

STATE OF WASHINGTON

) ss.

COUNTY OF KING

On this <u>19</u> day of October, 2010, personally appeared David A. Weibel, who acknowledged that s/he signed the within foregoing instrument as his/her free and voluntary act and deed for the uses and purposes therein mentioned.

PEE. NATURAL OF WASHINGTON OF WASHINGTON

Notary Public for Washington

Residing at: King County

My Commission Expires: 9 20 11

AFTER RECORDING RETURN TO:

Bishop, White, Marshall & Weibel, P.S. 720 Olive Way, Suite 1301 Seattle, WA 98101 (206) 622-5306