

UTC 88909

2010-013175
Klamath County, Oregon



11/12/2010 11:26:03 AM

Fee: \$47.00

After Recording Return to:
RECONTRUST COMPANY
400 COUNTRYWIDE WAY SV-35
SIMI VALLEY, CA 93065
TS No. 10 -0140535
TSG No. 100651249ORGNO

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which VIRGIL SCHMOE, AND JACKIE SCHMOE, AS TENANTS BY THE ENTIRETY was grantor, LUCY E. KIVEL, ATTORNEY was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 08/01/2007 or as fee/file/instrument/microfilm/section No. 2007-013611 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: 4644 DENVER AVE
KLAMATH FALLS, OR 97603-7445

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 11/01/2010, in said mortgage records or as fee/file/instrument/microfilm No. 2010-012787; 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.

47Am

DATED: 11/9/2010

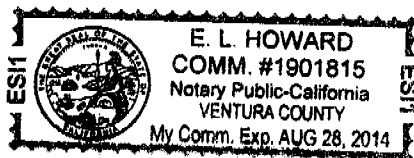
RECONTRUST COMPANY, N.A.

State of California
County of Ventura ss.

Kathy Padilla
Kathy Padilla
Authorized Signer

On NOV 09 2010, before me, E. L. Howard, notary public, personally appeared Kathy Padilla, 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.



E. L. Howard
Notary Public in and for the State of California
Residing at VENTURA
My Commission Expires: 8/28/14

Exhibit "A"

A piece or parcel of land situate in the N1/2 SE1/4 NW1/4, Section 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a point in the center line of a 60 foot road from which the section corner common to Sections 2, 3, 10 and 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, and marked on the ground by an iron pin driven therein, bears South $89^{\circ} 44 \frac{1}{2}'$ West along the said road center line 1616.6 feet to a point in the West boundary of said Section 11 and North $0^{\circ} 13 \frac{1}{2}'$ West 1662.5 feet to said section corner; and running thence South $0^{\circ} 01'$ East 331.3 feet to a point in the Southerly boundary of the said N1/2 SE1/4 NW1/4 of said Section 11; thence North $89^{\circ} 42'$ East along the said boundary line 65.7 feet; thence North $0^{\circ} 01'$ West 331.25 feet, more or less, to an intersection with the center line of the above-mentioned road; thence South $89^{\circ} 44 \frac{1}{2}'$ West along said road center line 65.7 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM that portion lying within Denver Avenue.