

UTC 88959

2011-002974

Klamath County, Oregon



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03/02/2011 11:33:30 AM

Fee: \$47.00

*after Randy*  
RECONTRUST COMPANY  
400 National way  
SIMI VALLEY, CA 93065  
TS No. 10 -0142639  
TSG No. 100659905ORGNO

#### RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which MICHAEL LEE PIVAC was grantor, LAWYERS TITLE REALTY SERVICE was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 05/17/2007 or as fee/file/instrument/microfilm/section No. 2007-009040 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 EXHIBIT A""

Commonly Known As: 3129 CREST STREET  
KLAMATH FALLS, OR 97603

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 11/04/2010, in said mortgage records or as fee/file/instrument/microfilm No. 2010-012946: 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: 2-25-11

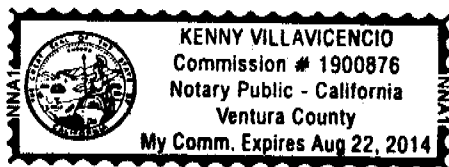
RECONTRUST COMPANY, N.A.

State of California  
County of Ventura ss.

[Signature] 2-25-11  
**LUCY MANSOURIAN**

**ASSISTANT SECRETARY**

On FEB 25 2011, before me, KENNY VILLAVICENCIO, notary public, personally appeared LUCY MANSOURIAN, 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

[Signature]

Notary Public in and for the State of California  
Residing at VENTURA  
My Commission Expires: 08-22-14

Exhibit "A"

A tract of land situated in the NE1/4 NE1/4 of Section 10, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at an iron pin which lies North  $89^{\circ} 40'$  East a distance of 30.00 feet and North 1 degree 02' West a distance of 699.4 feet from the iron pin which marks the intersection of 4th Avenue and 4th Street of ALTAMONT ACRES, which point of intersection is also the Southwest corner of the NE1/4 NE1/4 of said Section 10; and running thence North  $88^{\circ} 40'$  East a distance of 265.0 feet to a point; thence North  $1^{\circ} 02'$  West a distance of 83.0 feet to a point; thence South  $89^{\circ} 40'$  West a distance of 265 feet to an iron pin; thence South  $1^{\circ} 02'$  East a distance of 83.0 feet, more or less, to the point of beginning.