

NOTE 93852

2012-010933

Klamath County, Oregon



00125161201200109330030030

10/02/2012 11:30:48 AM

Fee: \$52.00

RETURN TO:

**RECONTRUST COMPANY**  
400 National Way  
SIMI VALLEY, CA 93065  
TS No. 12 -0050247  
TSG No. 120187623ORGNO

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which RYAN D. MCNIVEN AND BRITTANY R. MCNIVEN, HUSBAND AND WIFE. was grantor, AMERITITLE was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 01/05/2007, in book/reel/volume No. N/A at page N/A or as fee/file/instrument/microfilm/section No. 2007-000259 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 LEGAL DESCRIPTION.

Commonly Known As: 5418 LOCKFORD DR  
KLAMATH FALLS, OR 97603

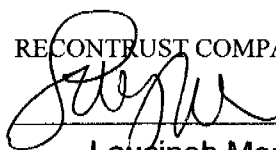
A notice of grantor's default under said Trust Deed, containing the beneficiary's or Trustee's election to sell all or part of the above described real property to satisfy grantor's secured by said Trust Deed was recorded on 06/08/2012, in said mortgage records . or as fee/file/instrument/microfilm No.2012-006274

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 RECONTRUST COMPANY, N.A. as 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.

DATED: SEP 28 2012

RECONTRUST COMPANY, N.A.



SEP 28 2012

Loucineh Mansourian  
Assistant Vice President


State of CALIFORNIA  
County of Ventura ss.

On SEP 28 2012, before me, **Tracey A. Dominique**, notary public, personally appeared Loucineh Mansourian, who 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.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal



  
**Tracey A. Dominique**  
Notary Public in and for the State of CA  
Residing at LOS ANGELES  
My Commission Expires: AUG 19 2013

**EXHIBIT "A"**  
**LEGAL DESCRIPTION**

A parcel of land situated in the N1/2 S1/2 NE1/4 SE1/4 of Section 11, Township 39 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at the Southwest corner of the E1/2SE1/4 (E 1/16 corner) of said Section 11, thence North 00° 26' 00" West (North 00° 16' West by Deed Volume M74-9088 as recorded in the Klamath County Deed Records) 1786.3 feet; thence South 89° 40' 10" East (South 89° 31' East by said Deed Volume M74-9088) 150.00 feet to the True Point of Beginning of this description; thence continuing South 89° 40' 10" East 85.00 feet; thence South 00° 19' 50" West 129.99 feet to the South line of said N1/2S1/2NE1/4SE1/4; thence North 89° 40' 10" West along said line, 83.27 feet; thence North 00° 26' 00" West (North 00° 16' West by said Deed Volume M74-9088) 130.00 feet to the True Point of Beginning.

TOGETHER WITH a 60 foot easement, for ingress and egress, described as follows:

Beginning at the True Point of Beginning of the above described parcel; thence South 89° 40' 10" East 85.00 feet, thence North 00° 19' 50" East 60.00 feet; thence North 89° 40' 10" West 205.80 feet to the Easterly right of way line of Homedale Road; thence South 00° 26' 00" East, along said right of way line, 60.00 feet; thence South 89° 40' 10" East 120 feet to the Point of Beginning, with bearings based on Survey No. 1538, as recorded in the office of the Klamath County Surveyor.

*RDM*  
*BRM*