

WT 93731

2012-010944
Klamath County, Oregon



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RETURN TO:

10/02/2012 03:01:24 PM

Fee: \$52.00

RECONTRUST COMPANY
400 National Way
SIMI VALLEY, CA 93065
TS No. 12 -0044084
TSG No. 120171173ORGNO

RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain Trust Deed in which JACK R. CAPPS AND CATHERINE M. CAPPS, AS TENANTS BY THE ENTIRETY was grantor, AMERITITLE was Trustee and MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC. was beneficiary, said Trust Deed recorded on 03/27/2008, in book/reel/volume No. 2008 at page 004398 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: 6123 BLY MOUNTAIN CUTOFF RD
BONANZA, OR 97623

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 05/18/2012, in said mortgage records . or as fee/file/instrument/microfilm No.2012-005417

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 27 2012

RECONTRUST COMPANY, N.A.

Heiderose Schoenman-Kotch SEP 27 2012

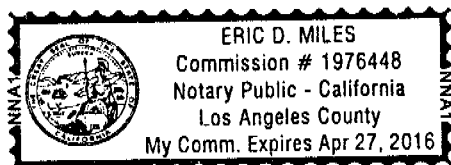
State of CALIFORNIA
County of VENTURA ss.

Heiderose Schoenman-Kotch
Assistant Vice President

On SEP 27 2012, before me, Eric D. Miles, notary public, personally appeared Heiderose Schoenman-Kotch, 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



Eric D. Miles
Notary Public in and for the State of CA
Residing at LOS ANGELES
My Commission Expires: APR 27 2016

Eric D. Miles

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL 1:

A tract of land situated in Lot 45 in Block 48, KLAMATH FALLS FOREST ESTATES, HIGHWAY 66 UNIT PLAT NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon, being more particularly described as follows:

Lot 45, EXCEPTING THEREFROM the following:

Beginning at the Southeast corner of said Lot; thence North along the East line of said Lot, 250.82 feet; thence West parallel with the South line of said Lot to the West line thereof; thence South along said West line to the Southwest corner thereof; thence East along the South line of said Lot to the point of beginning.

PARCEL 2:

The North 1/2 of Lot 44 in Block 48, KLAMATH FALLS FOREST ESTATES, HIGHWAY 66 UNIT PLAT NO. 2, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon