

2017-000619

Klamath County, Oregon



00197971201700006190020024

01/23/2017 08:42:03 AM

Fee: \$47.00

AFTER RECORDING, RETURN TO:

William M. Ganong
Attorney at Law
514 Walnut Avenue
Klamath Falls OR 97601

SEND TAX STATEMENTS TO:

Andrew A. Patterson, Trustee
BMRMG LLC, 401 (K) PLAN
12911 Dominion Drive
Fairhope AL 36532

RESCISSION OF TRUSTEE'S NOTICE OF DEFAULT AND ELECTION TO SELL

Reference is made to that certain Trust Deed in which Alton B. Davis is Grantor, William M. Ganong is Successor Trustee, and BMRMG LLC, 401 (K) PLAN (Andrew A. Patterson, Trustee) is Beneficiary; said Trust Deed was recorded on July 29, 1988 in Volume M88 at Page 12226 of the Mortgage Records of the Clerk of Klamath County, Oregon, and conveyed to the said Trustee the real property situated in Klamath County, Oregon more particularly described as follows:

The Southerly 40 feet of Lots 4 and 5, Block 7, CANAL ADDITION to the City of Klamath Falls, in the County of Klamath, State of Oregon.

Beginning on the Northerly line of 9th Street at the Southeast corner of Lot 5, Block 7, CANAL ADDITION to the City of Klamath Falls, Oregon; thence Northeast along the Northwest line of alley 45.6 feet, more or less, to the most Easterly corner of Lot 4; thence in a Northwest direction along the lot lines between Lots 3 and 4, Block 7, 40 feet; thence in a Southwest direction along a line which is parallel and 40 feet distant from the Northwest line of aforementioned alley to its intersection with the Northerly line of 9th Street; thence in a Southeast direction along the North line of 9th Street to the point of beginning.

Klamath County Assessor's Map No. R-3809-032AA-03300-000 and Account No. R413449, and more commonly referred to as 413 S 9th Street, Klamath Falls, Oregon.

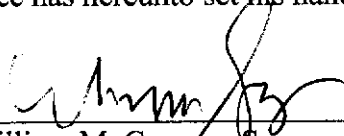
A notice of Grantor's default under said Trust Deed, containing the Beneficiary's election to sell all or part of the above-described real property to satisfy Grantor's obligations secured by said Trust Deed was recorded on December 27, 2016 in said Mortgage Records as Document No. 2016-013763; thereafter, by reason of certain payments on said obligations made as permitted by the provisions 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 hereby is given that the undersigned Successor Trustee does

RESCISSION OF TRUSTEE'S NOTICE OF DEFAULT AND ELECTION TO SELL - 1

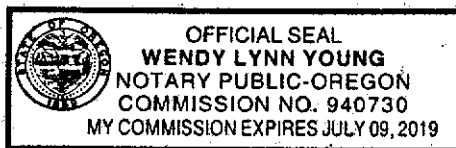
hereby rescind, cancel, and withdraw said Notice of Default and Election to Sell. The Trust Deed and all obligations secured thereby are reinstated and shall be and remain in force and effect the same as if no acceleration had occurred and as if said Notice of Default had not been given. This rescission 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 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.


19 IN WITNESS WHEREOF, the undersigned Trustee has hereunto set his hand and seal this day of January 2017.


William M. Ganong, Successor Trustee

STATE OF OREGON, County of Klamath) ss.

This instrument was acknowledged before me on January 19, 2017, by William M. Ganong as Successor Trustee.




Notary Public for Oregon
My Commission Expires: 7-9-19