

2026-000063  
Klamath County, Oregon  
01/05/2026 12:22:01 PM  
Fee: \$107.00

**Recording Cover Sheet**

**When recorded mail to and  
Mail tax statements to:**

**Law Offices of Jason C. Tatman  
9665 Chesapeake Dr., Suite 365  
San Diego, CA 92123**

**TS# LO-53372-OR  
Notice of Rescission of Foreclosure Commissioner's Deed Upon Sale**

**Title of the Transactions:**

**Borrower/Trustor:  
DURWARD L BAILEY**

**Lender/Beneficiary  
The Secretary of Housing and Urban Development**

**Legal:  
The Northeasterly 75 feet of Lot 10, Block 2, First Addition to Tonatee Homes, according to the official  
plat thereof on file in the office of the County Clerk of Klamath County, Oregon.**

**Deed of Trust: recorded 12/21/07 #2007-021283**

**APN: 555009**

**Property Address:  
4458 BARRY DRIVE, KLAMATH FALLS, OR 97603**

RECORDING REQUESTED BY:  
Law Offices of Jason C. Tatman

WHEN RECORDED MAIL TO:  
Law Offices of Jason C. Tatman  
9665 Chesapeake Drive, Suite 365  
San Diego, California 92123

Loan #: \*\*\*\*\*1302 TS #: LO-53372-OR

SPACE ABOVE THIS LINE FOR RECORDER'S USE

## **NOTICE OF RESCISSION OF FORECLOSURE COMMISSIONER'S DEED UPON SALE**

This Notice of Rescission is made this day 1/2/2026 with respect to the following:

- 1.) **THAT** Law Offices of Jason C. Tatman is the duly appointed foreclosure commissioner designation being recorded on 8/6/2019 as instrument number 2019-008864, under that certain Deed of Trust dated 12/17/2007 and recorded 12/21/2007 as instrument number 2007-021283 in book XX page XX wherein DURWARD L BAILEY are named as Trustors, Fidelity National Title Ins Co is named as trustee, and Wells Fargo Bank, N.A., is named as beneficiary;
- 2.) **THAT** The Secretary of Housing and Urban Development is the beneficiary of record under that Deed of Trust by virtue of an Assignment of Beneficial Interest recorded 12/1/2020;
- 3.) **THAT THE DEED OF TRUST** encumbers real property located in the County of Klamath, State of Oregon, described as follows:

The Northeasterly 75 feet of Lot 10, Block 2, First Addition to Tonatee Homes, according to the official plat thereof on file in the office of the County Clerk of Klamath County, Oregon.

- 4.) **THAT BY VIRTUE OF** a default under the terms of the Deed of Trust, the beneficiary did declare a default, as set forth in a Notice of Default and Foreclosure Sale recorded 8/5/2025 as instrument number 2025-006830 in the office of the Recorder of Klamath County, State of Oregon;
- 5.) **THAT THE TRUSTEE (Commissioner)** has been informed by the Beneficiary that the beneficiary desires to rescind the Foreclosure Commissioner's Deed Upon Sale recorded upon the foreclosure sale which was conducted in error due to a failure to communicate timely, notice of conditions which would have warranted a cancellation of the foreclosure which did occur on 9/10/2025;
- 6.) **THAT THE EXPRESS PURPOSE** of this Notice of Rescission is to return the priority and existence of all title and lien holders to the status quo-ante as existed prior to the trustee's sale;

NOW THEREFORE, THE UNDERSIGNED HEREBY RESCINDS THE TRUSTEE'S SALE AND PURPORTED FORECLOSURE COMMISSIONER'S DEED UPON SALE AND HEREBY ADVISES ALL PERSONS THAT THE FORECLOSURE COMMISSIONER'S DEED UPON SALE DATED 9/11/2025 AND RECORDED 9/12/2025 AS INSTRUMENT NUMBER 2025-008174 IN THE COUNTY OF KLAMATH, STATE OF OREGON, FROM LAW OFFICES OF JASON C. TATMAN (COMMISSIONER) TO THE SECRETARY OF HOUSING AND URBAN DEVELOPMENT (GRANTEE) IS HEREBY RESCINDED, AND IS AND SHALL BE OF NO FORCE AND EFFECT WHATSOEVER. THE DEED OF TRUST DATED 12/17/2007, RECORDED 12/21/2007 AS INSTRUMENT NUMBER 2007-021283 IN BOOK XX, PAGE XX, IS IN FULL FORCE AND EFFECT.

Law Offices of Jason C. Tatman



Rhonda Rorie, AVP

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF California  
COUNTY OF San Diego

On 1/2/2026 before me, C. Stewart, a notary public, personally appeared, Rhonda Rorie 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.

  
Signature of Officer



(Seal)