

30212

RESCISSION OF NOTICE OF DEFAULT Vol. 77 Page 9301

Reference is made to that certain trust deed executed and delivered by REX B. MILLER and JULIENNE C. MILLER, husband and wife, grantor, to William Ganong, Jr., trustee, and recorded on November 7, 1973, in book M73 at page 14826 of the Mortgage Records of Klamath County, Oregon, covering the following real property situated in said county:

Lot 9, Block 1 of MIDLAND HILLS ESTATES, Klamath County, Oregon.

The undersigned beneficiary under said trust deed heretofore delivered to the trustee thereunder written notice of default containing his election to sell the said described real property; said notice was recorded on January 28, 1977, in book M77 at page 1590 of the said Mortgage Records;

NOW, THEREFORE, notice hereby is given that the undersigned beneficiary 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 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.

IN WITNESS WHEREOF, the undersigned beneficiary 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: May 27, 1977

FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF KLAMATH FALLS, OREGON (SEAL)

(If executed by a corporation, affix corporate seal)

By Van S. Mollison (SEAL)  
Van S. Mollison, President

(If the grantor who signs above is a corporation, use the form of acknowledgment opposite.)

STATE OF OREGON, } ss.  
County of \_\_\_\_\_, 19\_\_\_\_

Personally appeared the above named \_\_\_\_\_

and acknowledged the foregoing instrument to be \_\_\_\_\_ voluntary act and deed.

(SEAL) Before me:

Notary Public for Oregon  
My commission expires:

CORPORATE ACKNOWLEDGMENT  
STATE OF OREGON, County of Klamath ) ss.  
May 27, 1977

Personally appeared Van S. Mollison,  
who being duly sworn, did say that he is the President of

a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors; and he acknowledged said instrument to be its voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires: Oct 8, 1978

# RESCISSION OF NOTICE OF DEFAULT

DOCKET No.

TO

AFTER RECORDING RETURN TO

Ganong & Sisemore  
540 Main  
Klamath Falls, Oregon

(DON'T USE THIS SPACE; RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

FEE \$ 3.00

STATE OF OREGON, } ss.

County of Klamath

I certify that the within instrument was received for record on the 27th day of MAY, 1977, at 12:45 o'clock P.M., and recorded in book M77 on page 9301 Record of Mortgages of said County.

Witness my hand and seal of County affixed.

W. B. MILLER

By Ray H. Hazel County Clerk—Recorder.  
Deputy.