

46262

RESCISSION OF NOTICE OF DEFAULT

Vol. m78 Page 7174

Reference is made to that certain trust deed executed and delivered by JAMES M. HOBLITZELL and SHARON R. HOBLITZELL, his wife,, grantor, to William Ganong, Jr., trustee, and recorded on June 15, 1972, in book M 72 at page 6484 of the Mortgage Records of Klamath County, Oregon, covering the following real property situated in said county:

Lots 13 and 14 in Block 20, SECOND ADDITION TO THE CITY OF KLAMATH FALLS, according to the official plat thereof on file in the office of the County Clerk, 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 December 5, 1977, in book M-77 at page 23575 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: April 13, 1978

(If executed by a corporation, affix corporate seal)

(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.

April 13, 1978

Personally appeared Van S. Mollison, who being duly sworn, did say that he is the President of Klamath First Fed. Savings and Loan Association, 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:

(SEAL) Willie 2
Notary Public for Oregon
My commission expires: Oct 8, 1978

RESCISSION OF NOTICE OF DEFAULT

TO _____

AFTER RECORDING RETURN TO

WILLIAM L. SLOMORE
Attorney at Law
540 Main Street
Klamath Falls, OR 97601

STATE OF OREGON,) ss.

County of Klamath

I certify that the within instrument was received for record on the 14th day of April, 19 78, at 9:57 o'clock A.M., and recorded in book M78 on page 7174

Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Wm. D. Milne

County Clerk-Recorder.
By Shirley A. Nelson Deputy.

Fee \$3.00

Docket No.

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