

38-21047
RESCISSION OF NOTICE OF DEFAULTVol. ^m 80 Page 41

Reference is made to that certain trust deed in which MARGARET H. SPULLER & ISABELL O. HFFP was grantor, TRANSAMERICA TITLE INSURANCE COMPANY was trustee and WELLS FARGO REALTY SERVICES, INC., Trustee, was beneficiary; said trust deed was recorded May 2, 1979, in book M79 at page 9950 of the mortgage records of Klamath County, Oregon, ~~XXXXXX~~ and conveyed to the said trustee the following real property situated in said county:

Lot 6, Block 44, Tract No. 1184, OREGON SHORES UNIT #2, FIRST ADDITION in the County of Klamath, State of Oregon

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 obligations secured by said trust deed was recorded on April 8, 1980, in book M80 at page 6597 of the said mortgage records; thereafter, by reason of certain payments on said obligations made as permitted by the provisions of Section 87.760, 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 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 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 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: May 7, 1980.

(If executed by a corporation, affix corporate seal)

Bertrand J. Close
Successor Trustee

(If the signer of the above is a corporation, use the form of acknowledgment opposite.)

(ORS 93.490)

STATE OF OREGON,)
County of Multnomah) ss.

May 9, 1980
Personally appeared the above named

Bertrand J. Close

and acknowledged the foregoing instrument to be his voluntary act and deed.

(OFFICIAL SEAL)
Before me:

Charles J. Nielsen
Notary Public for Oregon

My commission expires: 8/20/81

STATE OF OREGON, County of) ss.

Personally appeared _____ and

each for himself and not one for the other, did say that the former is the president and that the latter is the secretary 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 in behalf of said corporation by authority of its board of directors; and each of them acknowledged said instrument to be its voluntary act and deed.

Before me:

Notary Public for Oregon

My commission expires:

(OFFICIAL SEAL)

RESCISSION OF NOTICE
OF DEFAULT

TO

AFTER RECORDING RETURN TO

Steel, River, Foster And Wyck
900 Commercial Avenue
Portland, Oregon 97204

Attention Mr. Close

(DON'T USE THIS
SPACE. RESERVED
FOR RECORDING
LABEL IN COUN-
TIES WHERE
USED.)

STATE OF OREGON,) ss.

County of Klamath

I certify that the within instrument was received for record on the 12th day of May, 1980, at 11:54 o'clock A.M., and recorded in book M80 on page 8646 or as filing fee number 84165

Record of Mortgages of said County. Witness my hand and seal of County affixed.

Wm. D. Milne

County Clerk Title.

By *James H. Nichols* Deputy.

Fee \$3.50