

7356

RESCISSION OF NOTICE OF DEFAULT

Vol. 1181

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Reference is made to that certain trust deed in which MARK E. HANTZSCH was grantor, TRANSAMERICA TITLE INSURANCE COMPANY was trustee and WELLS FARGO REALTY SERVICES, INC. was beneficiary; said trust deed was recorded August 29, 1979, in book/reel/volume No. M-79 at page 20566 or as document/

fee/file/instrument/microfilm No. \_\_\_\_\_ (indicate which), of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 14, Block 35, Tract No. 1134, OREGON SHORES UNIT NO. 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 August 3, 1981, in said mortgage records, in book/reel/volume No. M-81 at page 13796 or as document/fee/file/instrument/microfilm No. \_\_\_\_\_ (indicate which); thereafter, by 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: December 11, 1981.

*[Signature]*  
Successor Trustee

(If executed by a corporation, affix corporate seal.)

Trustee

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

(OR: 93.440)

STATE OF OREGON, }  
County of Multnomah } ss.

December 11, 1981.

Personally appeared the above named

Bertrand J. Close

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

(OFFICIAL SEAL)

*[Signature]*  
Notary Public for Oregon

My commission expires: 8/20/85

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 his voluntary act and deed.

Before me:

Notary Public for Oregon  
My commission expires:

(OFFICIAL SEAL)

RESCISSION OF NOTICE OF DEFAULT

MARK E. HANTZSCH

TO

TRANSAMERICA TITLE INSURANCE COMPANY

AFTER RECORDING RETURN TO

RECORDING DIVISION  
P.O. Box 97204

Bertrand J. Close

DO NOT USE THIS SPACE RESERVED FOR RECORDING LABEL IN COUNTIES WHERE USED.)

STATE OF OREGON, County of Klamath } ss.

I certify that the within instrument was received for record on the 14 day of December, 1981, at 9:45 o'clock A.M., and recorded in book/reel/volume No. M 81 on page 21282 or as document/fee/file/instrument/microfilm No. 7356 Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Everly Biehn County Clerk  
By Loyce McQuinn Deputy  
Fee \$4.00