

1982

RESCISSION OF NOTICE OF DEFAULT

Page 1159

Reference is made to that certain trust deed in which Donald Bachman and Richard Steven Rasmussen, was grantor, Transamerica Title Insurance Company was trustee and Wells Fargo Realty Services, Inc., a California Corporation was beneficiary; said trust deed was recorded on May 2, 1978, in book M-78 at page 8696 of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 6 in Block 25 of Tract 1113 - Oregon Shores - Unit 2, 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 11, 1982, in book M-82 at page 10355 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: September 13, 1982.

TRANSAMERICA TITLE INSURANCE COMPANY (SEAL)
 BY: *Andrew A. Patterson* (SEAL)
 ANDREW A. PATTERSON, ASSISTANT SECRETARY (SEAL)
 Trustee

(If executed by a corporation,
 affix corporate seal)

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

STATE OF OREGON,

County of _____ ss.

Personally appeared the above named _____, 1982.

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

Before me:
 (OFFICIAL SEAL)

Notary Public for Oregon
 My commission expires:

(ORS 93.490)

STATE OF OREGON, County of Klamath
 September 13, 1982

Personally appeared Andrew A. Patterson) ss.

~~XXXXXX~~ who, being duly sworn, he did say that ~~XXXXXX~~ is the Assistant Insurance Company secretary of Transamerica Title Insurance Company, 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: 2/14/85

(OFFICIAL SEAL)

RESCISSION OF NOTICE OF DEFAULT

Transamerica Title Insurance Co.

TO

Bachman & Rasmussen

AFTER RECORDING RETURN TO

Transamerica Title Insurance Co.
 600 Main Street
 Klamath Falls, OR 97601
 Attention: Julie

(DON'T 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 20 day of Jan, 1983 at 3:48 o'clock P.M., and recorded in book M83 on page 1159 Record of Mortgages of said County. Witness my hand and seal of County affixed.

Evelyn Biehn County Clerk
 County Clerk—Recorder.
 By: *Evelyn Biehn*
 Fee \$4.00
 Deputy.