

40866

ASPEN F-27358
RESCISSION OF NOTICE OF DEFAULT

Vol. M84 Page 15333

Reference is made to that certain trust deed in which MARK E. HANTZSCH was grantor, TRANSAMERICA TITLE INSURANCE COMPANY, An California Corporation** was trustee and WELLS FARGO REALTY SERVICES, INC. recorded June 22, 1979, in book/reel/volume No. M-79 at page 20566 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. 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 13, 1984, in said mortgage records, in book/reel/volume No. M-84 at page 6111 of the instrument/microfilm/reception No. XXXXXXXXXX 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. 1184, OREGON SHORES UNIT #2, FIRST ADDITION, in the County of Klamath, State of Oregon.

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 4, 1984.

(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.
The foregoing instrument was acknowledged before me this _____, 19____, by _____

(SEAL)

My commission expires:

Notary Public for Oregon

RESCISSION OF NOTICE OF DEFAULT

RE: Trust Deed from Mark E. Hantzsch Grantor to Transamerica Title Insurance Co. Trustee

AFTER RECORDING RETURN TO Aspen Title & Escrow, Inc. 600 Main Street Klamath Falls, Oregon 97601

(ORS 194.570)

STATE OF OREGON, County of Klamath

The foregoing instrument was acknowledged before me this September 5, 1984, by ANDREW A. PATTERSON, Assistant Secretary of ASPEN TITLE & ESCROW, INC., a corporation, on behalf of the corporation.

OREGON

Notary Public for Oregon

My commission expires: 7/23/85

STATE OF OREGON, County of Klamath

I certify that the within instrument was received for record on September 5, 1984, at 10:57 o'clock A.M., and recorded in book/reel/volume No. M84 on page 15333 or as fee/file/instrument/microfilm/reception No. 40866, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

By Pam Smith Deputy

Fee: \$4.00