

48702

RESCISSION OF NOTICE OF DEFAULT

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Reference is made to that certain trust deed in which RALPH E. COPE and RUTH M. COPE was grantor, TRANSAMERICA TITLE INSURANCE COMPANY was trustee and WELLS FARGO REALTY SERVICES, INC., TRUSTEE was beneficiary, said trust deed was recorded June 16, 1978 in book/reel/volume No. M-78 at page 12896 of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 12, Block 23, Tract No. 1113, OREGON SHORES - UNIT 2, 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 February 19, 1985, in said mortgage records, in book/reel/volume No. M-85 at page 2481 or as fee/file/instrument/microfilm/reception No. 7080 (which was then); thereafter by reason of certain payments on said obligations made as permitted by the provisions of Section 86.760, 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 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 10, 1985

(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 \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_, 19\_\_\_\_, by \_\_\_\_\_

(SEAL)

Notary Public for Oregon  
My commission expires: \_\_\_\_\_

(ORS 194.570)

STATE OF OREGON, County of \_\_\_\_\_

May 13, 1985, by \_\_\_\_\_

The foregoing instrument was acknowledged before me this \_\_\_\_\_, 1985, by ANDREW A. PATTERSON, Assistant Secretary of \_\_\_\_\_

ASPEN TITLE & ESCROW, INC., Oregon

Sandra Handscher, corporation, on behalf of the corporation.  
Notary Public for Oregon

My commission expires: 7-23-85

RESCISSION OF NOTICE OF DEFAULT

RE: Trust Deed from Ralph E. Cope and Ruth M. Cope Grantor to Transamerica Title Insurance Company Trustee

AFTER RECORDING RETURN TO

Philip L. Cope, Escrow, Inc.  
Kimberly Kae Cope  
1531 Fruitdale Drive 97601  
Grants Pass, OR 97526

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

STATE OF OREGON, County of \_\_\_\_\_

I certify that the within instrument was received for record on May 13, 1985, at 11:43 o'clock A.M., and recorded in book/reel/volume No. M85 on page 7080 or as fee/file/instrument/microfilm/reception No. 48702, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

NAME

By P. Smith TITLE Deputy

Fee: \$5.00

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