

57588

ASPIEN F-29078
RESCISSION OF NOTICE OF DEFAULT

Vol. 186 Page 1275

Reference is made to that certain trust deed in which DAVID W. BIAGI, A. Married Man was grantor, TRANSAMERICA TITLE INSURANCE COMPANY was trustee and WELLS FARGO REALTY SERVICES, INC. Trustee recorded May 10, 1979, in book/reel/volume No. M-79 at page 10651 assessors Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 16, 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 September 6, 1985, in said mortgage records, in book/reel/volume No. M-85 at page 14345 assessors Klamath County, Oregon, and the 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 it 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: January 27, 1986

ASPIEN TITLE & ESCROW, INC., Successor Trustee
By Andrew A. Patterson
ANDREW A. PATTERSON
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 Klamath
The foregoing instrument was acknowledged before me this 27, 1986, by

STATE OF OREGON, County of Klamath
The foregoing instrument was acknowledged before me this 27, 1986, by ANDREW A. PATTERSON
Assistant Secretary of
ASPIEN TITLE & ESCROW, INC.
Oregon
Sandra Handsher
Notary Public for Oregon
My commission expires: 7/23/89

(SEAL)
Notary Public for Oregon
My commission expires:

RESCISSION OF NOTICE OF DEFAULT

RE: Trust Deed from David W. Biagi
Grantor
to ASPIEN TITLE & ESCROW, INC.
Successor Trustee
AFTER RECORDING RETURN TO
ASPIEN TITLE & ESCROW, INC.
600 Main Street
Klamath Falls, Oregon 97601

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

STATE OF OREGON,
County of Klamath
I certify that the within instrument was received for record on January 27, 1986, at 10:12 o'clock A.M., and recorded in book/reel/volume No. 186 on page 1275 or as fee/file/instrument/microfilm reception No. 57588, Record of Mortgages of said County.

Witness my hand and seal of County affixed.
Evelyn Rich, County Clerk
NAME
By Pat Smith TITLE
Deputy

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