

OK

91449

## RESCISSION OF NOTICE OF DEFAULT

Vol. m88 Page 15048

Reference is made to that certain trust deed in which MAVIS K. MALONE <sup>successor</sup> was grantor, TRANSAMERICA TITLE INSURANCE COMPANY, <sup>trustee</sup> GENE FARMER was beneficiary, said trust deed was recorded April 11, 1974, in book/reel volume No. M74 at page 4491 or as see ~~the instrument/instrument/microfilm/reception No.~~ <sup>indicated which</sup> of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

The  $S\frac{1}{2}$  of Lot 30, ALTAMONT SMALL FARMS, EXCEPTING THEREFROM the East 10 feet conveyed to Klamath County, 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 29, 1988, in said mortgage records, in book/reel volume No. M88 at page 6784 or as ~~see the instrument/instrument/microfilm/reception No.~~ <sup>(indicated which)</sup>; thereafter by reason of the default being cured as permitted by the provisions of Section 86.753, 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: Aug 31, 1988

(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, } ss.

County of JOSEPHINE

This instrument was acknowledged before me on August 31, 1988, by Gene Farmer <sup>Successor Trustee</sup>

I, PUBLIC

David L. Reasoner  
Notary Public for Oregon  
(SEAL) My commission expires: 1/18/92

STATE OF OREGON, } ss.

County of \_\_\_\_\_

This instrument was acknowledged before me on \_\_\_\_\_,

19\_\_\_\_, by \_\_\_\_\_,

as \_\_\_\_\_

of \_\_\_\_\_

Notary Public for Oregon

(SEAL)

My commission expires: \_\_\_\_\_

## RESCISSION OF NOTICE OF DEFAULT

RE: Trust Deed from

MAVIS K. MALONE

Grantor

to

TRANSAMERICA TITLE INSURANCE COMPANY,

Trustee

AFTER RECORDING RETURN TO

GENE FARMER  
ATTORNEY AT LAW  
432 NW 6th St., Suite 101  
Grants Pass, OR 97526

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

STATE OF OREGON, } ss.

County of Klamath

I certify that the within instrument was received for record on Sept. 14th, 1988, at 11:58 o'clock A. M., and recorded in book/reel/volume No. M88 on page 15048 or as see ~~file/instrument/microfilm/reception No.~~ <sup>indicated which</sup> 91449, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

NAME

TITLE

By Quentin M. Henderson Deputy

Fee \$8.00

88 SEP 14 AM 11 58

cb  
8.00