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6099

RESCISSION OF NOTICE OF DEFAULT

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husband and

Reference is made to that certain trust deed in which John Dalton, Sr. and Peggy Dalton, wife was grantor, Aspen Title & Escrow, Inc., an Oregon corporation was trustee and Donald Ray Chum and Jody Jeanne Chum was beneficiary, said trust deed was recorded April 3, 1987, in book/reel/volume No M87 at page 5598 or as fee/file/instrument/microfilm/reception No. (indicate which), of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

Lot 5, Block 7, Tract No. 1003, THIRD ADDITION TO MOYINA, 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 19, 1989, in said mortgage records, in book/reel/volume No. M89 at page 6589 or as fee/file/instrument/microfilm/reception No. (indicate which); 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 executed this document; if the undersigned is a corporation, it has caused its name to be signed and seal affixed by an officer duly authorized thereto by order of its Board of Directors.

DATED: October 3, 1989

Michael L. Brant

Trustee

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

STATE OF OREGON,

County of Klamath

} ss.

This instrument was acknowledged before me on October 3, 1989, by

Michael L. Brant

Camille Kruger

Notary Public for Oregon

My commission expires: 9-22-92

STATE OF OREGON,

County of

} ss.

This instrument was acknowledged before me on

19, by

as

of

Notary Public for Oregon

My commission expires:

(SEAL)

RESCISSION OF NOTICE OF DEFAULT

RE: Trust Deed from John Dalton, Sr.

Peggy Dalton

Grantor

to

Aspen Title & Escrow, Inc., an Oregon corporation

Trustee

AFTER RECORDING RETURN TO

Michael L. Brant
325 Main Street
Klamath Falls, OR 97601

(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 Oct. 5th, 1989, at 4:37 o'clock P.M., and recorded in book/reel/volume No. M89 on page 18904 or as fee/file/instrument/microfilm/reception No. 6099, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

NAME

TITLE

Fee \$8.00

By Pauline Mulholland Deputy

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