

OK

11279

RESCISSION OF NOTICE OF DEFAULT

Vol. m90 Page 2869

Reference is made to that certain trust deed in which LARRY M. CARTER and MARGARET E. CARTER, was grantor, FmHA, USDA, acting through the State Director of FmHA, State of Oregon USA, acting through the Farmers Home Administration, USDA was beneficiary, said trust deed was recorded 9/29/78, 1978, in book/reel/volume No. 78 at page 21764 or as fee/file/instrument/microfilm/reception No. 6034 (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 3, BURKE PLACE, TRACT 1142, ACCORDING TO THE OFFICIAL PLAT THEREOF ON FILE IN THE OFFICE OF THE COUNTY CLERK OF 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 October 4, 1989, in said mortgage records, in book/reel/volume No. M99 at page 18765 or as fee/file/instrument/microfilm/reception No. 6034 (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 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 31 Jan., 1990

(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 Multnomah

This instrument was acknowledged before me on

January 31, 1990, by

DON THACKER

[Signature]
Notary Public for Oregon

(SEAL) My commission expires: 3-27-93

DON THACKER

Trustee

STATE OF OREGON,

County of _____

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
CARTER

Grantor

to

THACKER

Trustee

AFTER RECORDING RETURN TO

U.S. TRUSTEE CORPORATION
12910 Totem Lake Blvd. NE
Suite 130
Kirkland, WA 98034
(206) 820-8000

STATE OF OREGON,

County of Klamath

I certify that the within instrument was received for record on Feb. 12, 1990, at 3:18 o'clock P.M., and recorded in book/reel/volume No. M90 on page 2869 or as fee/file/instrument/microfilm/reception No. 11279, Record of Mortgages of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk
NAME TITLE

Fee \$8.00

By [Signature] Deputy

90 FEB 12 PM 3:18

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