

4850 ASPEN 04043415/F Vol 1795 Page 22322 RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which EUGENE MORTENSON and KATHY MORTENSON was grantor, ASPEN TITLE & ESCROW, INC. was trustee and MAURICE A. CHAPPEL and JENNIE L. CHAPPEL was beneficiary; said trust deed was recorded May 25, 1990, in book/XXXXXXXX No. M90 at page 10010 or as XXXXXXXX/fee/XXXXXXXXXXXXXXXXXXXX No. 15296 (indicate which), of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county: SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF AS THOUGH FULLY SET FORTH HEREIN.....

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 July 5, 1995, in said mortgage records, in book/XXXXXXXX No. M95 at page 17408 or as XXXXXXXX/fee/XXXXXXXXXXXXXXXXXXXX No. 2401 (indicate which); thereafter, by reason of certain payments on said obligations made as permitted by the provisions of Section 87.760, 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 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: August 15, 1995. ANDREW A. PATTERSON/ASSISTANT SECRETARY

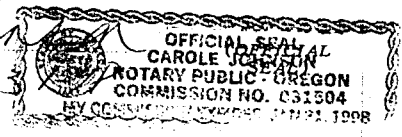
(If executed by a corporation, affix corporate seal) Trustee

(If the signer of the above is a corporation, use the form of acknowledgment opposite.) (ORS 93.490)

STATE OF OREGON, } ss.
County of _____ }
Personally appeared the above named _____
and acknowledged the foregoing instrument to be _____
voluntary act and deed.

Before me:
(OFFICIAL SEAL)
Notary Public for Oregon
My commission expires:

STATE OF OREGON, County of Klamath) ss.
Personally appeared ANDREW A. PATTERSON and _____ who, being duly sworn, each for himself and not one for the other, did say that the former is the _____ president and that the latter is the _____ secretary of ASPEN TITLE & ESCROW, INC., a corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed in behalf of said corporation by authority of its board of directors, and each of them acknowledged said instrument to be its voluntary act and deed.
Before me:
Notary Public for Oregon
My commission expires: 1-3



RESCISSION OF NOTICE OF DEFAULT
TO
AFTER RECORDING RETURN TO
ASPEN TITLE & ESCROW, INC
ATTN: FORECLOSURE DEPT
525 MAIN STREET
KLAMATH FALLS, OREGON 97601

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

STATE OF OREGON, } ss.
County of _____ }
I certify that the within instrument was received for record on the _____ day of _____, 19____ at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as document/fee/file/instrument/microfilm No. _____, Record of Mortgages of said County.
Witness my hand and seal of County affixed.
NAME _____ TITLE _____
By _____ Deputy

Beginning at the Southeast corner of the SW 1/4 NE 1/4 of Section 7, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon; thence North along the East line of said SW 1/4 NE 1/4 a distance of 250.0 feet; thence West at right angles to said East line a distance of 200.0 feet; thence South, parallel to said East line, a distance of 250.0 feet; thence East along the South line of said SW 1/4 NE 1/4 a distance of 200.0 feet to the point of beginning.

LESS AND EXCEPTING all that portion of the above described property heretofore conveyed to the State of Oregon, by and through its State Highway Commission by Deed dated January 15, 1968, recorded January 22, 1968 as Document #19727 in Volume M-68 at Page 473, Microfilm Records of Klamath County, Oregon, and by deed recorded December 18, 1967 in M-67 at Page 9768, Microfilm Records of Klamath County, Oregon.

CODE 7 MAP 3909-700 TL 900

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Aspen Title & Escrow the 21st day
of August A.D., 19 95 at 11:17 o'clock A M., and duly recorded in Vol. M95
of Mortgages on Page 22322.

FEE \$15.00

By Bernetha G. Letsch, County Clerk
Annette Mueller