

TN 11357 96 JAN -2 P3:46 ASPEN 04043403/F Vol 196 Page 86  
RESCISSION OF NOTICE OF DEFAULT

Reference is made to that certain trust deed in which BOWERS EXCAVATING & FENCING was grantor, ASPEN TITLE & ESCROW, INC. was trustee and LYLE COPPEDGE was beneficiary; said trust deed was recorded SEPTEMBER 21, 1992, in book XXXXXXXX No. M92 at page 21658 or as XXXXXXXX fee/XXXXXXXXXXXXXXXXXXXX No. 50962 (indicate which), of the mortgage records of Klamath County, Oregon, and conveyed to the said trustee the following real property situated in said county:

The West 790 feet of Tract 70, FAIR ACRES SUBDIVISION NO. 1, in the County of Klamath, State of Oregon.  
CORD 41 MAP 3809-35DD-TL 300

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 AUGUST 7, 1995, in said mortgage records, in book XXXXXXXX No. M95 at page 20730 or as XXXXXXXX fee/XXXXXXXXXXXXXXXXXXXX No. 4044 (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.

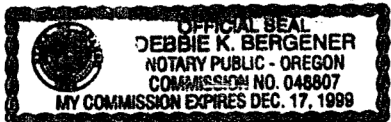
IN WITNESS WHEREOF, the undersigned trustee has hereunto set his hand and seal; if the undersigned is a corporation, it has caused its corporate name to be signed and its corporate seal to be affixed hereunto by its officers duly authorized thereunto by order of its Board of Directors.

DATED: JANUARY 2, 1996.

*Andrew A. Patterson*

(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.

STATE OF OREGON, County of Klamath )  
JANUARY 2, 1996  
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 ASSISTANT SECRETARY 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:  
(OFFICIAL SEAL)  
Notary Public for Oregon  
My commission expires:

Before me:  
*Debbie K. Bergener*  
Notary Public for Oregon  
My commission expires: 12-17-99 (OFFICIAL SEAL)

RESCISSION OF NOTICE OF DEFAULT

TO \_\_\_\_\_  
\_\_\_\_\_

AFTER RECORDING RETURN TO  
ASPEN TITLE & ESCROW, INC

(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 the 2nd day of Jan. 1996, at 3:46 o'clock P.M., and recorded in book/reel/volume No. M96 on page 86 or as document/fee/file/instrument/microfilm No. 11357, Record of Mortgages of said County.  
Witness my hand and seal of County affixed.

Fee \$10.00

Bernetha G. Letsch, County Clerk  
*Spette Treacy* Deputy