

136094

NOTICE OF RESCISSION

OF DECLARATION OF DEFAULT AND DEMAND FOR SALE AND OF NOTICE OF BREACH AND ELECTION TO CAUSE SALE

NOTICE WAS RECORDED ON

IN THE OFFICE OF THE RECORDER OF

COUNTY, NEVADA

~~EUREKA~~ 1-10-91 EUREKA

DOC. NO.

IN BOOK

PAGE

OF OFFICIAL RECORDS

135738

219

426

WHEREAS, the undersigned, as beneficiary under that certain Deed of Trust hereinafter described, heretofore delivered to the Trustee thereunder written Declaration of Default and Demand for Sale; and WHEREAS, Notice was heretofore given by the undersigned, as such Beneficiary of breach of obligations for which said Deed of Trust is security and of election to cause to be sold the property therein described; and WHEREAS, a Notice of Default was recorded on the day and in the book and page set forth above, and Northern Nevada Escrow and Trust Deed Services, Inc., a corporation, being the duly appointed Trustee under a Deed of Trust

dated November 19, 1986 her sole and separate property

executed by Monique Ithurralde, as Trustee, to secure certain obligations

in favor of Nevada First Thrift

recorded Nov. 24, 1986 as instrument no. 106280

in book 152

page 274

as beneficiary, of Official Records in the Office of the County, Nevada, describing land

Recorder of Eureka

wherein as:

See Exhibit "A" attached hereto and made a part hereof

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that the undersigned, as such Beneficiary, does hereby rescind, cancel and withdraw said Declaration of Default and Demand for Sale and said Notice of Breach and Election to cause Sale; it being understood, however, that this rescission shall not in any manner be construed as waiving or affecting any breach or default, past, present or future under said Deed of Trust, or as impairing any right or remedy hereunder, but it, and shall be deemed to be, only an election, without prejudice, not to cause a sale to be made pursuant to said Declaration and Notice, and shall in no wise jeopardize or impair any right, remedy or privilege secured to the Beneficiary and/or the Trustee, under said Deed of Trust, nor modify nor alter in any respect any of the terms, covenants, conditions or obligations thereof, and said Deed of Trust and all obligations secured thereby are hereby reinstated and shall be and remain in force and effect the same as if said Declaration of Default and Notice of Breach had not been made and given.

Bank of America Nevada successor in interest to Nevada First Thrift

BY: Wally Bell, Sr. Vice President

Dated FEBRUARY 28, 1991

STATE OF NEVADA

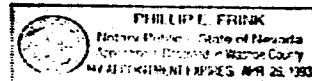
COUNTY OF Washoe

SS.

On FEBRUARY 28, 1991

personally appeared before me,

a Notary Public, Wally Bell



who acknowledged that he executed the above instrument.

Signature Phil Frink

Phil Frink R-3501

TRUSTEE SALE OFFICER

TRUSTEE'S SALE NUMBER

AND WHEN RECORDED MAIL TO

Northern Nevada Escrow and TDS, Inc.

5890 S. Virginia St. #411 Reno, Nevada 89502

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415752

SEE EXHIBIT A

PARCEL 1:

That portion of Lots 16 and 17, in Block 21, Town of Eureka, as described as follows:

Beginning at the Northwest corner of said Lot 17, thence N. $72^{\circ} 1'$ E., along the North line of said Lot 17, a distance of 62.0 feet, thence S. $17^{\circ} 45'$ E., a distance of 37.5 feet, thence S. $72^{\circ} 1'$ W., a distance of 62.0 feet, thence N. $17^{\circ} 44'$ W., a distance of 37.5 feet to the point of beginning.

PARCEL 2:

Lots 18, 19, 20, 21, 22, and 23 and portions of Lots 16 and 17 in Block 21, as shown on the plat of the Town of Eureka, filed in the Office of the County Recorder of Eureka County, Nevada, said portions of Lots 16 and 17 described as follows:

Beginning at the Northeast corner of Lot 17, in Block 21, as shown on the map of the Town of Eureka, filed in the office of the County Recorder of Eureka County, Nevada, thence S. $17^{\circ} 50'$ E., a distance of 37.5 feet, a point on the East line of Lot 16, in said Block, thence S. $72^{\circ} 10'$ W., and parallel with the South Side lot line of said Lot 16, a distance of 48.58 feet, thence N. $17^{\circ} 50'$ W., a distance of 37.5 feet to the North line of said Lot 17, thence N. $72^{\circ} 10'$ E., a distance of 48.49 feet to the place of beginning.

EXCEPTING THEREFROM all uranium, thorium, or any other material which is or may be peculiarly essential to the production of fissionable materials, whether or not of commercial value, reserved by the United States of America in Patent recorded December 19, 1947, in Book 23, Page 226; Deed Records, Eureka County, Nevada.

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OFFICIAL RECORDS
RECORDED AT THE REQUEST OF
First American
Title Co.
91 MAR -6 P1:10
EUREKA COUNTY, NEVADA
M.N. REBALEATI, RECORDER
FILE NO. 136094 FEE \$6 -

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