

RECORDING REQUESTED BY

WHEN RECORDED MAIL TO

174441

R.E.F.S. INC.  
17780 FITCH STREET, SUITE 240  
IRVINE, CA 92614

LOAN: 68180206162099  
A.P. NUMBER: 02-034-04

OTHER: 0019

FILE: 4001ENV LBB

### NOTICE OF RESCISSION

Of Declaration of Default and Demand for Sale and of Notice of Breach and Election to Cause Sale

NOTICE IS HEREBY GIVEN: That R.E.F.S. INC., A CALIFORNIA CORPORATION, is the duly appointed Trustee under the following described Deed of Trust:

TRUSTOR: ERIC R. MITCHELL AND SHARON G. MITCHELL, WHO ARE MARRIED TO EACH OTHER

BENEFICIARY: BANK OF AMERICA NT&SA, A NATIONAL BANKING ASSOCIATION

Recorded on 05/16/1997 as Instrument #166827 Book 308 Page 099 of Official Records in the office of the Recorder of EUREKA County, Nevada, describing the land therein: As more fully described on said Deed of Trust. APN: 02-034-04

WHEREAS: The Beneficiary under that certain Deed of Trust hereinabove described, heretofore delivered to the Trustee thereunder written Declaration of Default and Demand for Sale; and

WHEREAS: Notice was heretofore given by the Beneficiary, of breach of the obligations for which said Deed of Trust is secured and of election to cause to be sold the property therein described,

NOW THEREFORE: Notice is hereby given that the Beneficiary and/or the Trustee, 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 thereunder, but is 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 way jeopardize or impair any right, remedy or privilege secured to the Beneficiary and/or Trustee, under said Deed of Trust, nor modify nor alter in 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 said and remain in force the same as if said Declaration and Notice had not been made and given. Said notice was recorded on 04/24/2000 as Instrument #174396 Book 334 Page 81 of Official Records in the office of the County Recorder of EUREKA County, Nevada.

Dated: 05/12/2000

R.E.F.S. INC., A CALIFORNIA CORPORATION

By:

ELIZABETH BERBER  
VICE PRESIDENT

By:

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Notice of Rescission: TWC-005 (7/94)

2000 27338

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

No. 5907

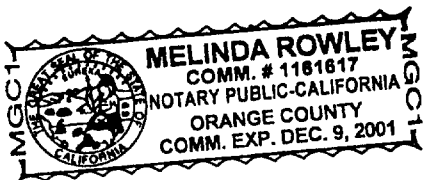
State of CALIFORNIA

County of ORANGE

On 5/12/00 before me, MELINDA ROWLEY  
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE, NOTARY PUBLIC"

personally appeared ELIZABETH BERBER  
NAME(S) OF SIGNER(S)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



WITNESS my hand and official seal.

Melinda Rowley  
SIGNATURE OF NOTARY

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OFFICIAL RECORDS  
RECORDED AT THE REQUEST OF  
First American Title  
00 MAY 24 PM 2:37

EUREKA COUNTY NEVADA  
M.N. REBALEATI, RECORDER  
FILE NO. 174441 FEES 8.00

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