

When recorded mail to:  
VALERIE N. STRANDELL ESQ.  
P. O. Box 2670  
Reno, Nevada 89505

NOTICE OF RESCISSION

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

Notice of Default recorded:  
Date: January 6, 1987  
Document No.: 147929  
Book: 187  
Page: 235  
Douglas County, Nevada

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 the law firm of McDONALD, CARANO, WILSON, BERGIN, FRANKOVICH & HICKS, being the duly appointed Trustee under a Deed of Trust dated August 5, 1976, executed by DOMINIC J. GERMANO and MARY GERMANO, his wife, as Trustors, to secure certain obligations in favor of THE FEDERAL LAND BANK OF BERKELEY, a Corporation, as Beneficiary, recorded on August 19, 1976, as Document No. 2610, in Book 876, Page 914, of Official Records of Douglas County, Nevada, describing land therein as follows:

PARCEL 1

A parcel of land located in the Southeast  $\frac{1}{4}$  of Section 14, Township 12 North, Range 19 East and in the East  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  and the Northeast  $\frac{1}{4}$  and the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  and the Northwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., described as follows:

Beginning at the Northeast corner of the Northwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., and running South 3216.09 feet; thence North 75°09' East 1474.05 feet; thence North 74°31' East 783.64 feet; thence North 74°36' East 1167.5 feet; thence North 6°15' West 2736.5 feet; thence South 72°35' West 1336.5 feet; thence West 1732.0 feet to the point of beginning.

EXCEPT: All that real property in the Northeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, County of Douglas, State of Nevada, described as follows:

Commencing at the section corner common to Section 15, 14, 22, and 23, Township 12 North, Range 19 East; thence Easterly along the section line between Sections 14 and 23 South  $89^{\circ}57'14''$  a distance of 1491.23 feet to the intersection of said section line and the Easterly right of way line of F. A. S. 554; also known as Foothill Road; said point of intersection being the point of beginning of the description; thence continuing along the section line common to Section 14 and 23 South  $89^{\circ}57'14''$  East a distance of 532.77 feet; thence South  $11^{\circ}50'14''$  East a distance of 57.86 feet; thence South  $67^{\circ}51'53''$  West a distance of 452.81 feet to the intersection with the Easterly right of way of Foothill Road, said intersection point being in a curve the center of which bears South  $64^{\circ}50'37''$  West a distance of 2040.00 feet; thence Northwesterly along said right of way an arc distance of 260.00 feet which is a chord bearing and distance of North  $28^{\circ}48'24''$  West 259.83 feet to the point of beginning from which the center of said curve bears South  $57^{\circ}32'28''$  West a distance of 2040.00 feet.

ALSO EXCEPT: A parcel of land, located in the Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  and the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., Douglas County, Nevada, as follows:

Commencing at the Northwest corner of said Section 23, proceed North  $89^{\circ}56'$  East, 1,320.00 feet along the section line, to a point, thence South 2110.30 feet, to a point which is the True Point of Beginning, and is also the Northwest corner of this parcel; proceed thence South 611.55 feet, to the Southwest corner of the parcel, thence North  $77^{\circ}00'37''$  East, 705.98 feet, to the Southeast corner of the parcel which is on the Westerly right-of-way line of Foothill Road, thence North  $9^{\circ}45'17''$  West 459.50 feet, along said Westerly right-of-way line, to the Northeast corner of the parcel; thence West, 610.06 feet, to the True Point of Beginning.

ALSO EXCEPT: A parcel of land, located in the Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  and the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., Douglas County, Nevada, described as follows:

Commencing at the Northwest corner of said Section 23, proceed North  $89^{\circ}56'$  East, 1320.00 feet, along the Section line to a point; thence South 2721.85 feet, to the True Point of Beginning, which is also the Northwest corner of the parcel, proceed thence South 494.25 feet to the Southwest corner of the Parcel; thence North  $75^{\circ}09'$

East, 772.29 feet, to the Southeast corner of the Parcel, which lies on the Westerly right-of-way line of Foothill Road; thence Northerly a distance of 221.18 feet, along said Westerly right-of-way line, around a curve to the left having a radius of 1260.00 feet and a central angle of 10°03'28" to a point; thence continuing along said Westerly right-of-way line, North 9°45'17" West 238.31 feet to the Northeast corner of the parcel; thence South 77°00'37" West 705.98 feet, to the True Point of Beginning.

ALSO EXCEPT: A parcel of land located in the East  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., Douglas County, Nevada, described as follows:

Commencing at the Northwest corner of said Section 23, proceed North 89°56' East 1320.00 feet, to a point; thence South 1,304.87 feet, to the True Point of Beginning which is the Northwest corner of the Parcel, proceed thence South 805.43 feet to the Southwest corner of the parcel; thence East 610.06 feet, to the Southeast corner of the parcel which is on the Westerly right-of-way line of Foothill Road, thence North 9°45'17" West, 817.25 feet, along said Westerly right-of-way line, to the Northeast corner of the parcel; thence West, 471.60 feet, to the True Point of Beginning.

A parcel of land lying wholly within Section 23, Township 12 North, Range 19 East, M.D.B.&M., Douglas County, Nevada, described as follows:

Commencing at the section corner common to Sections 14, 15, 22, and 23; thence East 1487.53 feet along the North line of Section 23 to the Easterly right-of-way line of Foothill Road (F. A. S. 554); thence Southerly along said right-of-way line along a curve to the right with a central angle of 22°48'26" and a radius of 2040 feet, the center of said curve bearing South 57°32'47" West; thence along said curve an arc length of 812.04 feet; thence South 09°38'47" East, 276.68 feet to the True Point of Beginning; thence continuing along said right-of-way South 09°38'47" East, 1785.17 feet to a tangent curve to the right with a central angle of 09°11'09" and a radius of 1340.00 feet; thence along said curve an arc distance of 214.83 feet; thence leaving said right-of-way North 75°09'00" East 624.04 feet; thence North 74°31'00" East, 783.64 feet; thence North 74°36'00" East, 151.32 feet; thence North 09°38'47" West, 1998.92 feet; thence South 74°42'29" West, 1541.90 feet to the True Point of Beginning.

ALSO EXCEPT: That portion of the Northeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 23, Township 12 North, Range 19 East, M.D.B.&M., lying Westerly of Foothill Road, except any portion granted to Lillian Ciarasso in Deed recorded September 23, 1969, in Book 69, Page 693, Document No. 45731, Official Records, Douglas County, State of Nevada.

PARCEL 2

Lots 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, as shown on the Map of Indian Ranch Estates filed for record in the Office of the County Recorder of Douglas County, State of Nevada, on February 19, 1975, Document No. 78386.

Containing 153 acres, more or less.

"TOGETHER WITH the right to water for irrigation of 122.88 acres of the above described land as allotted to the Estate of Lyman Barber, deceased, and Benjamin Barber, an insane person, in the decree issued out of District Court of the First Judicial District of the State of Nevada in and for the County of Douglas--In the Matter of the Determination of the Relative Rights to the Waters of Barber Creek and its Tributaries in Douglas County, Nevada--Action No. 01349-01350."

WHEREAS, the following described real property was released from said Deed of Trust pursuant to a Deed of Partial Reconveyance dated June 27, 1977, recorded August 8, 1977, in Book 877, Page 433, as Document No. 11743, Official Records of Douglas County, Nevada:

Lots 2 and 3 as shown on Map of Indian Ranch Estates filed in the Office of the County Recorder of Douglas County, State of Nevada, on February 19, 1975, Document No. 78386.

WHEREAS, the following described real property was released from said Deed of Trust pursuant to a Deed of Partial Reconveyance dated May 1, 1978, recorded May 10, 1978, in Book 578, Page 693, as Document No. 20552, Official Records of Douglas County, Nevada:

Lots 4, 5, 6, 7 and 8 as shown on the map of Indian Road Ranch Estates filed in the Office of the County Recorder of Douglas County, State of Nevada, on February 19, 1975, as Document No. 78386, excepting the Easterly 500 feet therefrom.

WHEREAS, the following described real property was released from said Deed of Trust pursuant to a Deed of Partial Reconveyance dated September 5, 1978, recorded September 8, 1978, in Book 978, Page 627, as Document No. 25048, Official Records of Douglas County, Nevada:



Lot 12 as shown on the map of Indian Ranch Estates filed in the Office of the County Recorder of Douglas County, State of Nevada, on February 19, 1975, Document No. 78386, excepting the Easterly 500 feet therefrom.

WHEREAS, the following described real property was released from said Deed of Trust pursuant to a Deed of Partial Reconveyance dated March 22, 1979, recorded April 2, 1979, in Book 479, Page 45, as Document No. 31184, Official Records of Douglas County, Nevada:

Lot 9, Block A, as shown on the Amended Map of Lots 4 through 13, of Indian Road Ranch Estates, filed for record January 27, 1978, as Document No. 17107, Official Records of Douglas County, State of Nevada.

WHEREAS, the following described real property was released from said Deed of Trust pursuant to a Deed of Partial Reconveyance dated December 22, 1981, recorded February 2, 1982, in Book 282, Page 99, as Document No. 64515, Official Records of Douglas County, Nevada:

Lots 10, 11 and 13 as shown on the Amended Map of Lots 4 - 13, Indian Road Ranch Estates, filed in the Office of the County Recorder of Douglas County, State of Nevada, on January 27, 1978, as Document No. 17107.

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 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 nowise 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.

DATED: This 3 day of February, 1987.

FEDERAL LAND BANK OF BERKELEY,  
now known as FEDERAL LAND BANK  
OF SACRAMENTO

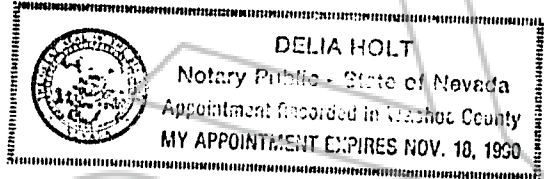
By: INTERMOUNTAIN FEDERAL LAND BANK  
ASSOCIATION, a Corporation  
(formerly Federal Land Bank  
Association of Reno)

By: Thomas Seerley  
Thomas Seerley, President  
Special Agent

STATE OF NEVADA )  
 : ss.  
COUNTY OF WASHOE )

On this 3 day of February, 1987, personally appeared before me, a Notary Public, THOMAS SEERLEY, President of INTERMOUNTAIN FEDERAL LAND BANK ASSOCIATION, a Corporation, (formerly Federal Land Bank Association of Reno), Special Agent for FEDERAL LAND BANK OF BERKELEY, now known as FEDERAL LAND BANK OF SACRAMENTO, a Corporation, who acknowledged that he executed the foregoing instrument.

Delia Holt  
Notary Public



COPY

REQUESTED BY  
Valerie N. Strandell  
IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

'87 FEB -9 A10 :29

SUZANNE BEAUBREAU  
RECORDER

\$10- PAID GL DEPUTY

MCDONALD, CARANO, WILSON, BERGIN,  
FRANKOVICH & HICKS  
ATTORNEYS AT LAW  
RENO, NEVADA 89505-2670

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BOOK 287 PAGE 726