

WHEN RECORDED, MAIL TO:

FIDELITY NATIONAL FORECLOSURE SOLUTIONS
P.O. BOX 601520
SAN DIEGO, CA 92160-1520

FILE NO. - 0012004229
SERVICER - MONEY STORE
LOAN NO. - 72078348
BORROWER - RALPH

000501870

NOTICE OF RESCISSION OF NOTICE OF BREACH AND DEFAULT

NOTICE IS HEREBY GIVEN: That FIDELITY NATIONAL FORECLOSURE SOLUTIONS, INC. is duly appointed Trustee under the deed of trust dated **December 14, 1994** executed by **JAMES W. RALPH, DENISE HENDERSHOT-RALPH** as trustor, to secure obligations in favor of **TMS MORTGAGE INC., A NEW JERSEY CORPORATION, DBA THE MONEY STORE** as beneficiary, recorded **December 19, 1994** as Instrument No. **352863** in Book **1294** Page **2833** of the official records of the recorder's office of **DOUGLAS** County, Nevada.

WHEREAS: The beneficiary under that certain deed of trust hereinabove described, heretofore delivered to the trustee thereunder a 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 security 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 Notice of Default and Election to Sell Under Deed of Trust; 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 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 here 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 **September 27, 2000** as Instrument No. **500137** in Book **900** page **4633** of the official records in the office of the recorder's office of **DOUGLAS** County, Nevada.

DATED: **January 5, 2001**


FIDELITY NATIONAL FORECLOSURE SOLUTIONS,
as agent of the beneficiary

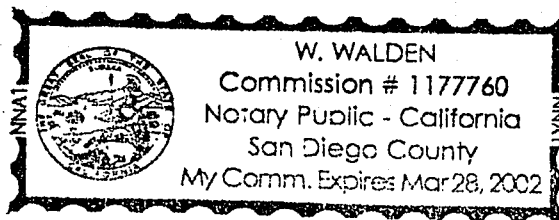
By: 
SHANNON MOTTOLA, Authorized Signatory

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

On **January 5, 2001**, before me, the undersigned Notary Public for and State personally appeared **SHANNON MOTTOLA** personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS MY HAND AND OFFICIAL SEAL


Signature



Space below this line for recorder's use

REQUESTED BY
STEWART TITLE of DOUGLAS COUNTY
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2001 JAN 11 PM 3: 52

LINDA SLATER
RECORDER

\$ 7.00 PAID KJ DEPUTY

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