

T.S. No.: 01-02-1774
Loan No.: 0092861103

2001-4665-T62

**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: Nevada Mortgagee Assistance Company, LLC is the duly appointed Trustee under a Deed of Trust dated **June 17, 1998**, executed by **Jonathan D. Herman and Shanna C. Herman**, as trustor to secure certain obligations in favor of **Nevada Development Captiol Corporation**, recorded Instrument No. **0442971**, on **June 26, 1998**, in Book **0698**, Page **6180** of Official Records in the Office of the Recorder of **Douglas County**, Nevada describing land therein as more fully described on the above referenced deed of trust.

Said obligations including one note for the sum of **\$100,800.00**.

Whereas, the present 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 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 below:

Notice was recorded on **February 12, 2001** in the office of the Recorder of **Douglas County**, Nevada, Instrument No. **0508555**, in Book **0201**, Page **1947**, of Official Records.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that the present 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 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: **May 3, 2001**

NEVADA MORTGAGEE ASSISTANCE COMPANY, LLC

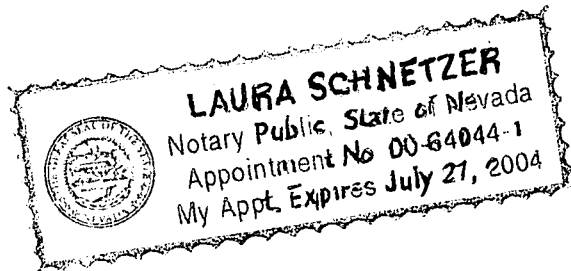
State of **NEVADA** } ss.
County of **Clark** }

By: *Angela Tanguay*
Angela Tanguay
Trustee Sales Officer

On May 3, 2001, before me, Laura Schnetzer Notary Public, personally appeared Angela Tanguay 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.

Signature *Laura Schnetzer* (Seal)



RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:
Nevada Mortgagee Assistance Company, LLC
4411 South Pecos Road
Las Vegas, Nevada 89121
(702) 435-4300 Telephone
(702) 435-4181 Facsimile
Herman / 01-02-1774

0513982

BK0501PG3128

COPY

REQUESTED BY
FIRST AMERICAN TITLE CO.
IN OFFICIAL RECORDS OF
DOUGLAS CO., NEVADA

2001 MAY 11 AM 11:59

LINDA SLATER
RECORDER

\$ 806 PAID BC DEPUTY

0513982

BK0501PG3129