

RECORDING REQUESTED BY:

**AND WHEN RECORDED MAIL TO**  
**LAW OFFICE OF STEVEN J. MELMET, INC.**  
2912 S. Daimler Street  
Santa Ana, California 92705

85788 TSG

TS No.: 2001-25743-D  
Loan No.: 1000654762

FIDELITY NATIONAL TITLE  
1014778

SPACE ABOVE THIS LINE FOR RECORDER'S USE  
APN: 1219-23-002-004

**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 **LAW OFFICES OF STEVEN J. MELMET, INC.** is duly appointed Trustee under a Deed of Trust dated **12/23/1999**, executed by **RAYMOND S. DEBENEDETTO AND BARBARA S. DEBENEDETTO, HUSBAND AND WIFE**, as Trustor, to secure certain obligations in favor of **INDYMAC MORTGAGE HOLDINGS, INC., A DELAWARE CORPORATION**, as Beneficiary, recorded **12/30/1999**, as Instrument No. **0483607**, in book **1299**, page **5546**, of Official Records in the Office of the Recorder of **DOUGLAS** County, Nevada describing land therein as: **As more fully described on said Deed of Trust.**

said obligations including one note for the sum of **\$312,000.00**.


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 **8/30/2001** in the office of the Recorder of **DOUGLAS** County, Nevada, Instrument No. **521768**, in Book **801**, Page **8745**, of Official Records.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that the present 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 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: **August 07, 2002**

**LAW OFFICES OF STEVEN J. MELMET, INC., AS TRUSTEE**

By:   
\_\_\_\_\_  
**KATRINA ALLEN**, Foreclosure Officer

0549358

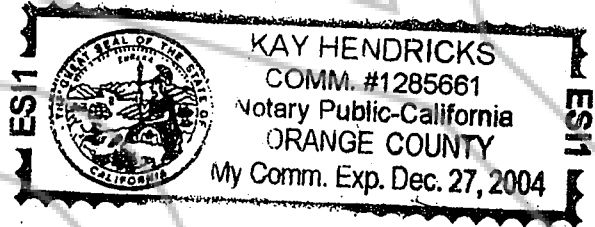
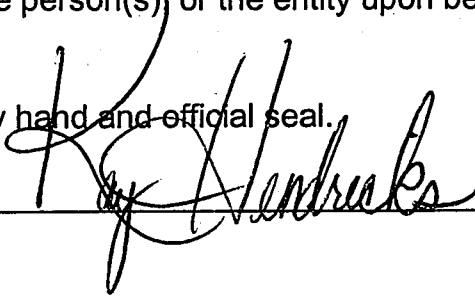
BK0802PG03533

STATE OF CALIFORNIA  
COUNTY OF ORANGE

On **August 07, 2002**, before me, the undersigned Notary Public, personally appeared **KAY HENDRICKS**, personally known to me to be the person whose name is subscribed to the within instrument and acknowledged to me all he/she executed the same in his/her authorized capacity(ies), and that by his/her their signature(s) on the capacity(ies), and that by his/her 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: \_\_\_\_\_



COOR

REQUESTED BY:  
**WESTERN TITLE COMPANY, INC.**

IN OFFICIAL RECORDS OF  
DOUGLAS CO., NEVADA

2002 AUG 13 PM 12: 25

LINDA SLATER  
RECORDER

\$ 15<sup>00</sup> PAID *ko* DEPUTY

0549358

BK 0802 PG 03534