

DOC # 726843
07/15/2008 03:54PM Deputy: PK
OFFICIAL RECORD
Requested By:
STEWART TITLE - DOUGLAS
Douglas County - NV
Werner Christen - Recorder
Page: 1 of 2 Fee: 15.00
BK-708 PG-3041 RPTT: 0.00



RECORDING REQUESTED BY :

WHEN RECORDED MAIL TO :
National Default Servicing Corporation
2525 East Camelback Road, Suite 200
Phoenix, AZ 85016

NDSC File No. : 08-40987-WF-NV
Loan No. : 0068891209
Order No. : H801264

1005534T0

APN: 1022-19-001-002

**NOTICE OF RESCISSION OF NOTICE OF DEFAULT
AND ELECTION TO SELL UNDER DEED OF TRUST**

NOTICE IS HEREBY GIVEN : That National Default Servicing Corporation, an Arizona Corporation, is either the original Trustee, the duly appointed substituted Trustee or acting as agent for the Trustee or Beneficiary under a Deed of Trust dated 10/10/2006, executed by JOHN W. EUBANKS AND JANE K. EUBANKS HUSBAND AND WIFE AS JOINT TENANTS, as Trustor, to secure certain obligations in favor WELLS FARGO BANK, N.A., as Beneficiary, recorded 10/16/2006, as Instrument No. 0686458, in book , page , of Official Records in the Office of the Recorder of DOUGLAS County, NV describing land therein as more fully described on the above referenced Deed of Trust.

Said obligations including one Note for the sum of \$365,000.00.

Whereas, the present beneficiary under that certain Deed of trust herein above 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 of Default was recorded on 02/26/2008 in the office of the recorder of DOUGLAS County, NV, Instrument No. 718619 Book , Page , of Official Records.

NOW, THEREFORE, NOTICE IS HEREBY GIVEN that 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 of 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 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 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.

National Default Servicing Corporation,
an Arizona Corporation, as Agent for the Beneficiary of Record

By : Jessica Kilpatrick-Butts
Jessica Kilpatrick-Butts, Authorized Signor
Dated : June 30, 2008

STATE OF ARIZONA
COUNTY OF MARICOPA

On 6-30, 2008, before me, Raymond Edwards, a Notary Public for said State, personally appeared Jessica Kilpatrick-Butts 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.

I certify under PENALTY OF PERJURY under the laws of the State of Arizona that the foregoing is true and correct.



RAYMOND EDWARDS
Notary Public - Arizona
Maricopa County
Expires 12/15/2010

WITNESS MY HAND AND OFFICIAL SEAL



