08/20/2009 09:49AM Deputy: SD OFFICIAL RECORD Requested By: - LA

SPL INC

Douglas County - NV Karen Ellison - Recorder Fee:

749207

BK-809 PG-4434 RPTT: 0.00

## Recording requested by: LAWYERS TITLE COMPANY

When recorded mail to-NORTHWEST TRUSTEE SERVICES, INC. 505 N. Tustin Avenue, Suite 243 Santa Ana, CA 92705

File No. 7662,22087 APN: 1219-16-002-002 Loan No.6341989041

MIN No.

8600105

## **IMPORTANT NOTICE** NOTICE OF DEFAULT AND ELECTION TO SELL UNDER DEED OF TRUST

That the undersigned is either the original Trustee, the NOTICE IS HEREBY GIVEN: duly appointed substituted trustee or acting as agent for the trustee or beneficiary under a Deed of Trust dated 09/05/03, executed by Kathryn Ann Geradian Allee, as Trustor(s), to secure certain obligations in favor of Bank of America, N.A., as Beneficiary, recorded 09/11/03, as 0589654, Book 0903, Page 05837, of Official Records in the Office of the Recorder of Douglas County, Nevada, describing land therein as more fully described in said Deed of Trust.

Said obligations including (1) NOTE(S) FOR THE ORIGINAL sum of \$244,000.00, that the beneficial interest under such Deed of trust and the obligation secured thereby are presently held by the undersigned; that a breach of, and default in, the obligations for which such Deed of Trust is security has occurred in that payment has not been made of:

The monthly installment of principal and interest which became due on 03/01/09, and all subsequent installments, together with late charges as set forth in said Note and Deed of Trust, advances, assessments and attorney fees. Nothing in this notice shall be construed as a waiver of any fees owing to the beneficiary under the deed of trust, pursuant to the terms of the loan documents

That by reason thereof, the present beneficiary under such deed of trust, has executed and delivered to said duly appointed Trustee, a written Declaration of Default and Demand for same, and has deposited with said duly appointed Trustee, such deed of trust and all documents evidencing obligations secured thereby, and has declared and does hereby declare all sums secured thereby immediately due and payable and has elected and does hereby elect to cause the trust property to be sold to satisfy the obligations secured thereby.

## NOTICE

You may have the right to cure the default thereon and reinstate the one obligation secured by such Deed of Trust above described. Section NRS 107.080 permits certain defaults to be cured upon the Payment of the amounts required by the statutory section without requiring payment of that portion of the principal and interest which would not be due had no default occurred. Where reinstatement is possible, if the default is not cured within 35 days following recording and mailing of this Notice to Trustor or Trustor's successor in interest, the right of reinstatement will terminate and the property may thereafter be sold. The Trustor may have the right to bring a court action to assert the nonexistence of a default or any other defense of Trustor to acceleration and Sale.



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BK-809

TS No.: 7662.22087 Loan No. 6341989041

Notice of Default and Election to Sell Under Deed of Trust

To find out the amount you must pay, or arrange for payment to stop the foreclosure, or if your property is in foreclosure for any other reason, contact:

> Bank of America, N.A. C/O Northwest Trustee Services, Inc. 505 N. Tustin Avenue, Suite 243 Santa Ana, CA 97205 Telephone (714) 277-4888 Reinstatement and Pay-Off Request Line (866) 387-NWTS

Dated: 08/19/09

Northwest Trustee Services, Inc., As Agent For Beneficiary

By: Lawyers Title, as Agent

By:

Patricia A. Sabatino, Assistant Secretary

State of California County of Orange

On August 19, 2009 before me, the undersigned Notary Public in and for said county, personally appeared Patricia A. Sabatino 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 or which the person(s) acted, executed the instrument.

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

WITNESS my hand and official seal

Kevin J. McKenna

KEVIN J. MCKENNA Commission # 1833793 Notary Public - California **Grange County** Comm. Expires Jan 27, 2015

## THIS OFFICE IS ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

As required by law, you are hereby notified that a negative credit report reflecting on your credit record may be submitted to a credit report agency if you fail to fulfill the terms of your credit obligations.