

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

1207124
2017993-86
006-271-19

TRUST NO. 1043367-03 LOAN NO. 2003323074 REF: RUSSELL E. AVERY

Whereas, the undersigned, as Trustee under that certain Deed of Trust hereinafter described, heretofore delivered to said Trustee; and Whereas, Notice was heretofore given by the undersigned, as such Trustee, 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, which Notice was recorded on **June 10, 2002**

In **LINCOLN** County **NEVADA**, as File 118278 in book 164, page 298 of Official Records;

Now, Therefore, Notice is Hereby Given that the undersigned, as such 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 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 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 is said Notice of Default had not been made and given. Said Deed of Trust above referred to was executed by **RUSSELL E. AVERY AND MAUREEN J. AVERY, HUSBAND AND WIFE**

Trustor,
CAL-WESTERN RECONVEYANCE CORPORATION, a California Corporation as duly appointed Trustee,

and recorded as instrument 111587 on **September 9, 1998** in book 137 page 183 of official Records and covering the following described property in **LINCOLN** county, **NEVADA**

COMPLETELY DESCRIBED IN SAID DEED OF TRUST.

STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

Dated **July 3, 2002**
CAL-WESTERN RECONVEYANCE CORPORATION

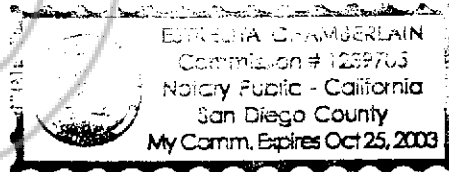
On **JUL 03 2002** before me,
the undersigned, a Notary Public in and for said state personally appeared
Lorrie Womack, A.V.P.

Signature/By: *Lorrie Womack*
Lorrie Womack, A.V.P.

Personally known to me (or proved 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: *Gregory Chamberlain*



Use _____
Recording Requested By _____

Space Below This Line For Recorder's

And When Recorded Mail To
FIRST AMERICAN TITLE
ESCROW NO. 101-2016827
3760 PECOS-MCLEOD #7
LAS VEGAS NV 89121

118459
FILED FOR RECORDING
AT THE REQUEST OF
First American Title
2002 JUL 10 PM 4 16
LINCOLN COUNTY RECORDED
FEE 14.00
LESLIE BOUCHER DEPT. 115
BOOK 165 PAGE 200