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FILED FOR RECORDING
AT THE REQUEST OF

First American Title

2006 JAN 17 AM 11 19

RECORDING REQUESTED BY:
MILES, BAUER, BERGSTROM & WINTERS, LLP

WHEN RECORDED MAIL TO:
MILES, BAUER, BERGSTROM & WINTERS, LLP
2200 Paseo Verde Pkwy., Suite 250
Henderson, NV 89052

LINCOLN COUNTY REC. DEPT
RECORDING REQUESTED BY 1500
FIRST AMERICAN TITLE COMPANY LIE BOUCHER

2815929-DM

SPACE ABOVE THIS LINE FOR RECORDER'S USE

A.P.N.: 11-160-02
T.S. # 05-NV0115
Loan #: 0026728550

NOTICE OF RESCISSION OF NOTICE OF DEFAULT

NOTICE IS HEREBY GIVEN: That MILES, BAUER, BERGSTROM & WINTERS, LLP is duly appointed Trustee under a Deed of Trust dated February 24, 2004, executed by BETSY L. WHIPPLE, AN UNMARRIED PERSON, as Trustor, to secure certain obligations in favor of PHH MORTGAGE SERVICES, as Beneficiary, recorded February 27, 2004, as Instrument No. 121874, of Official Records in the Office of the Recorder of County, NEVADA describing land therein as more fully described on the above referenced deed of trust. LINCOLN

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 November 15, 2005 in the office of the Recorder of County, NEVADA, Instrument No. 125511, of Official Records. LINCOLN

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 no way 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 and 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: January 5, 2006

MILES, BAUER, BERGSTROM & WINTERS, LLP as Trustee

Jeremy T. Bergstrom, Esq.

A.P.N.: 11-160-02
T.S. # 05-NV0115
Loan #: 0026728550

State of NEVADA } ss
County of CLARK }

On **January 5, 2006**, before me, Cardace Fay Notary Public, personally appeared as **Jeremy T. Bergstrom, Esq.**, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature Cardace Fay (Seal)
Notary Public in and for said County and State

