APN No.(s): 001-057-10 Recording requested by:

When recorded mail to: Quality Loan Service Corporation 2141 5th Avenue San Diego, CA 92101 619-645-7711 DOC # 0145685

9/2014 04:16

Official Record

Recording requested By COW COUNTY TITLE

Lincoln County - NV Leslie Boucher - Recorder

Fee: **\$220.00**

Page 1 of 7 Recorded By: LB

Book- 288 Page-



CCT 47862

TS No.: NV-12-517611-JB

Space above this line for recorders use only

Order No.: 120229689-NV-MSO

Property Address: 477 PIOCHE STREET, F.K.A. 17 Pioche Street, PIOCHE, NV 89043

It is hereby affirmed that this document submitted for recording does not contain the social security number of any person or persons. (Per NRS 239B.030).

Notice of Breach and Default and of Election to Cause Sale of Real Property under Deed of Trust

NOTICE IS HEREBY GIVEN: That Quality Loan Service Corporation is either the original trustee or the duly appointed substituted trustee under a Deed of Trust dated 7/11/2007, executed by RONALD RAY WILKINS, A SINGLE UNMARRIED MALE, as Trustor, to secure certain obligations in favor of MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC., AS NOMINEE FOR GMAC MORTGAGE, LLC DBA DITECH, as beneficiary, recorded 7/31/2007, as Instrument No. 0129578, Book 234, Page 0080, of Official Records in the Office of the Recorder of LINCOLN County, Nevada securing, among other obligations including 1 NOTE(S) FOR THE ORIGINAL sum of \$100,000.00, that the beneficial interest under such Deed of Trust and the obligations secured thereby are presently held by the beneficiary; 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 installments of principal and interest which became due on 10/1/2011, and all subsequent installments of principal and interest through the date of this Notice, plus amounts that are due for late charges, delinquent property taxes, insurance premiums, advances made on senior liens, taxes and/or insurance, trustee's fees, and any attorney fees and court costs arising from or associated with the beneficiaries efforts to protect and preserve its security, all of which must be paid as a condition of reinstatement, including all sums that shall accrue through reinstatement or pay-off. This amount owed will increase until your account becomes current. 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.

The present Beneficiary under such Deed of Trust 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.

TS No.: NV-12-517611-JB

Notice of Default

NOTICE

You may have the right to cure the default hereon 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 that statutory section without requiring payment of that portion of principal and interest which would not be due had no default occurred. As to owner occupied property, where reinstatement is possible, the time to reinstate may be extended to 5 days before the date of sale pursuant to NRS 107.080. 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.

For information relating to the foreclosure status of the property and/or to determine if a reinstatement is possible and the amount, if any, to cure the default, please contact:

Green Tree Servicing LLC c/o Quality Loan Service Corporation 2141 5th Avenue San Diego, CA 92101 619-645-7711

To reach a Loss Mitigation Representative who is authorized to negotiate a loan modification, please contact:

Green Tree Servicing LLC

Contact:

Michael Jansen

Department:

Loss Mitigation Department

Toll Free:

800-352-7751

You may wish to consult a credit-counseling agency to assist you. The following are two local counseling agencies approved by the Department of Housing and Urban Development (HUD): Nevada Legal Services, Inc., 877-693-2163, http://www.nlslaw.net; and Southern Nevada Regional Housing Authority, 702-922-7052, http://www.snvrha.org. HUD can provide you with the names and addresses of additional local counseling agencies if you call HUD's toll-free telephone number: 800-569-4287. Additional information may also be found on HUD's website: http://portal.hud.gov/portal/page/portal/HUD/localoffices.

If you have any questions, you should contact a lawyer or the governmental agency which may have insured your loan. Notwithstanding the fact that your property is in foreclosure, you may offer your property for sale provided the sale is concluded prior to the conclusion of the foreclosure.

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.

QUALITY MAY BE CONSIDERED A DEBT COLLECTOR ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

Ashley Maxwell

TS No.: NV-12-517611-JB Notice of Default Quality Loan Service Corporation, as Trustee Dated: JUL 01 2014 By: Silver De Vera, Assistant Secretary State of: California)) ss. County of: San Diego) Ashley Maxwell .111 01 2014 a notary public, before me, Vera , who proved to me on the basis of personally appeared Silver 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/thefr 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 California that the foregoing paragraph is true and correct. WITNESS my hand and official seal. (Seal)

> OFFICIAL SEAL ASHLEY MAXWELL IARY PUBLIC-CALIFORNIA COMM. NO. 2065217 SAN DIEGO COUNTY

MY COMM. EXP. MAY 18, 2018

COUNTY OF MARICOPA

Ver 06.01.2013

AFFIDAVIT OF AUTHORITY TO EXERCISE THE POWER OF SALE

Trustee Name and Address:
Quality Loan Service Corp.
2141 5 th Avenue
San Diego, CA 92101
Deed of Trust Document
Instrument No. 0129578, Book 234, Page 0080

The affiant, Gretchen Waggener, being first duly sworn upon oath and under penalty of perjury, attests as follows:

- 1. I am an employee of <u>Green Tree Servicing LLC</u>. I am duly authorized to make this Affidavit for <u>Green Tree Servicing LLC</u> in its capacity as the current beneficiary of the subject Deed of Trust ("Beneficiary") or the Servicer for the current beneficiary of the Deed of Trust.
- 2. I have the personal knowledge required to execute this Affidavit, as set forth in NRS 107.080(2)(c) and can confirm the accuracy of the information set forth herein. If sworn as a witness, I could competently testify to the facts contained herein.
- 3. In the regular and ordinary course of business, it is <u>Green Tree Servicing LLC</u>'s practice to make, collect, and maintain business records and documents related to any loan it originates, funds, purchases and/or services, including the Subject Loan (collectively, "Business Records"). I have continuing access to the Business Records for the Subject Loan, and I am familiar with the Business Records and I have personally reviewed the business records relied upon to compile this Affidavit.
- 4. The full name and business address of the current trustee or the current trustee's representative or assignee is:

	2141 5 th Avenue
Quality Loan Service Corp.	San Diego, CA 92101
Full Name	Street, City, State, Zip

5. The full name and business address of the current holder of the note secured by the Deed of Trust is:

	1100 Landmark Towers,
	345 St. Peter Street
Green Tree Servicing LLC	St. Paul, MN 55102
Full Name	Street, City, State, Zip

6. The full name and business address of the current beneficiary of record of the Deed of Trust is:

	1100 Landmark Towers, 345 St. Peter Street
Green Tree Servicing LLC	St. Paul, MN 55102
Full Name	Street, City, State, Zip

7. The full name and business address of the current servicer of the obligation or debt secured by the Deed of Trust is:

	1100 Landmark Towers,
	345 St. Peter Street
Green Tree Servicing LLC	St. Paul, MN 55102
Full Name	Street, City, State, Zip

- 8. The beneficiary, its successor in interest, or the trustee of the Deed of Trust has: (I) actual or constructive possession of the note secured by the Deed of Trust; and/or (II) is entitled to enforce the obligation or debt secured by the Deed of Trust. If the latter is applicable and the obligation or debt is an "instrument," as defined in NRS § 104.3103(2), the beneficiary, successor in interest to the beneficiary, or trustee entitled to enforce the obligation or debt is either: (1) the holder of the instrument constituting the obligation or debt; (2) a non-holder in possession of the instrument who has the rights of the holder; or (3) a person not in possession of the instrument who is entitled to enforce the instrument pursuant to a court order issued NRS § 104.3309.
- 9. The beneficiary, its successor in interest, the trustee, the servicer of the obligation or debt secured by the Deed of Trust, or an attorney representing any of those persons, has sent to the obligor or borrower of the of the obligation or debt secured by the Deed of Trust a written statement containing the following information (I) the amount of payment required to make good the deficiency in performance or payment, avoid the exercise of the power of sale and reinstate the underlying obligation or debt, as of the date of the statement; (II) The amount in default; (III) the principal amount of the obligation or debt secured by the Deed of Trust; (IV) the amount of accrued interest and late charges; (V) a

APN 001-057-10 -2- File No.: NV-12-517611-JB

good faith estimate of all fees imposed in connection with the exercise of the power of sale; (VI) contact information for obtaining the most current amounts due and a local or toll free telephone number where the obligor or borrower of the obligation or debt may call to receive the most current amounts due and a recitation of the information contained in this Affidavit.

- 10. The borrower or obligor may utilize the following toll-free or local telephone number to inquire about the default, obtain the most current amounts due, receive a recitation of the information contained in this Affidavit, and/or explore loss mitigation alternatives: 1-800-643-0202.
- 11. Pursuant to my personal review of the business records of the beneficiary, the successor in interest of the beneficiary, and/or the business records of the servicer of the obligation or debt secured by the Deed of Trust; and/or the records of the county recorder where the subject real property is located; and or the title guaranty or title insurance issued by a title insurer or title agent authorized to do business in the state of Nevada, the following is the (I) date, (II) recordation number (or other unique designation); and (III) assignee of each recorded assignment of the subject Deed of Trust:

Date	Instrument No.	Assignee Name To/From
7/10/2012	0141650	GMAC Mortgage, LLC / Mortgage Electronic Registration
		Systems, Inc., as nominee for GMAC Mortgage, LLC
05/09/2013	0143089	Green Tree Servicing LLC / GMAC Mortgage, LLC

Signed By:

Gretohen Waggener, Foreclosure Supervisor

Green Tree Servicing LLC

STATE OF ARIZONA COUNTY OF MARICOPA

The foregoing instrument was acknowledged before me this 24 day of 1990 of 1990, 2013 by Gretchen Waggener, Foreclosure Supervisor of Green Tree Servicing LLC, a Limited Liability Company, on behalf of the Company.

Notary for State of Arizona

Commission expires

ADRIANA IRENE ROMERO
Notary Public - Arizona
Maricopa County
My Commission Expires
May 2, 2017

File No.: NV-12-517611-JB

Dated:

NEVADA DECLARATION OF COMPLIANCE

(NRS 107 §11(6))

Borrower(s):

RONALD R WILKINS

Mortgage Servicer:

GREEN TREE SERVICING LLC

Property Address:

17 PIOCHE ST PIOCHE, NV 89043

T.S No:

The undersigned, as an authorized agent or employee of the mortgage servicer named below, declares that:

- 1.

 The mortgage servicer has contacted the Borrower to "assess the borrower's financial situation, explore options for the borrower to avoid foreclosure, advise the borrower that he or she has the right to request a subsequent meeting and provide the toll free HUD number to the borrower to find a local housing counselor". Thirty (30) days, or more, have passed since the initial contact was made.
- Despite the exercise of the due diligence requirements the mortgage servicer has been unable to contact the borrower to "assess the borrower's financial situation, explore options for the borrower to avoid foreclosure and provide the toll free HUD number to the borrower to find a local housing counselor". Thirty (30) days, or more, have passed since these due diligence efforts were satisfied.
- 3. No contact was required by the mortgage servicer because:
 - a. The requirements of NRS §107 do not apply as the individual(s) do/did not meet the definition of "borrower".
 - b. The requirements of NRS §107 do not apply as the because the above-referenced loan did not meet the definition of "residential mortgage loan" OR, if the account is a "residential mortgage loan", it is NOT the most senior "residential mortgage loan" encumbering the above-referenced property.
 - c.
 The requirements of NRS § 107 do not apply as the default event which precipitated this foreclosure was not the failure to make a payment required by a residential mortgage loan.
- 4. In light of the foregoing, the mortgage servicer authorizes the trustee to submit the attached Notice of Default to be recorded as all pre-foreclosures notices required by N.R.S. § 107.080(2)(c)(3) and, if applicable, N.R.S. § 107 (SB 321/HOBR Sec. 10(1) were timely sent per statute.

I certify and represent that this mortgage servicer's declaration is accurate, complete and based upon competent and reliable evidence, including my review of the mortgage servicer's business records.

Date: June 24, 2014 GREEN TREE SERVICING LLC,
Mortgage Servicer

By: Amanda Davis, Foreclosure Specialist

ATTACHMENT TO AFFIDAVIT OF AUTHORITY TO EXERCISE THE POWER OF SALE