

2015-0406564

09/11/2015 01:44 PM Fee: \$ 81.00

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Recorded in Official Records
County of Riverside
Peter Aldana
Assessor-County Clerk-Recorder



Recording requested by:
First National
Documents Svc LLC
When recorded mail to:
Faith Brashear
1095 Lowry Ranch Road
Corona, CA 92881

496					R	A	Exam: 580		
Page	DA	PCOR	Misc	Long	RFD	1st Pg	Adtl Pg	Cert	CC
23						1	27	1	
SIZE	NCOR	SMF	NCHG	T:					

APN: 116-290-047-6

Space above line is for Recorder

110.50

Indexing Instructions:

This notice must be indexed as follows:

Grantor and grantee: Faith Bashear
Index—each claimant is a grantor.

NOTICE OF INTENT TO PRESERVE INTEREST IN REAL PROPERTY

(California Civil Code Title 5, § 880.340 & 880.350)

This notice is intended to preserve an interest in real property from extinguishment pursuant to Title 5 (commencing with Section 880.020) of Part 2 of Division 2 of the Civil Code (Marketable Record Title).

Claimant Name: Faith Bashear

Mailing Address: 1095 Lowry Ranch Road, Corona CA 92881

Interest Character (e.g., power of termination): Doc# 2007-0319880 and Doc# 2007-0575887

Record location of document creating or evidencing interest in claimant: Property

Situated in the County of Riverside, CA-

Doc# 2015-0092654 – Doc# 2007-0319878 – Doc# 2006-0158848

Real Property Legal description: (may be same as in recorded document creating or Evidencing interest in claimant): The .84 Acres M/L In Lot 47 Mb 365/084 Tr 29617.

Notice of Rescission under CA Civil Code of Procedure Section 1688: Doc# 2007-0319880 and Doc# 2007-0575887.

The terms and conditions of the Note cease to be enforceable, and is therefore terminated Under [Ca Civil § 1688]. A unilateral rescission can be based on a failure of consideration in three situations (Ca Civil § 1689(b)(2),(3) &(4)): The contract is subject to unilateral rescission due to unlawful causes, which do not appear in its Terms and Conditions" and "the parties are not equally at fault." [Ca Civil § 1689(b) (5)].

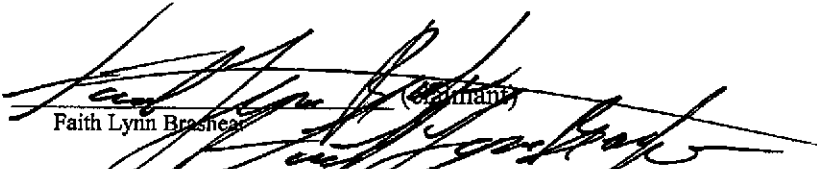
Faith Brashear herein gives notice to "servicer," beneficiary, trustee and/or any party claiming an Interest in the subject party, that the original creditor, Countrywide Bank, N.A. has abandoned

this loan, which invokes the right of a unilateral rescission, therefore notice is hereby given, and promptly upon discovering the facts, entitles him or her to rescind (provided the loan as an aggrieved party is deemed "free from duress, menace, undue influence or disability" and is aware of the right to rescind). [Ca Civil Code § 1691(a)]. This Document serves as notice itself. Faith Brashear herein gives notice to "servicer," beneficiary, trustee and/or any party claiming an Interest in the subject party, that the original creditor, IndyMac Bank F.S.B , has abandoned this loan, which invokes the right of a unilateral rescission, therefore notice is hereby given, and promptly upon discovering the facts, entitles him or her to rescind (provided the loan as an aggrieved party is deemed "free from duress, menace, undue influence or disability" and is aware of the right to rescind). [Ca Civil Code § 1691(a)]. This Document serves as notice itself.

Thereafter, the rescinding party is entitled to bring an action to obtain relief based upon the rescission (or, viewed another way, an **action to enforce the rescission**). Though technically a prerequisite to filing suit based upon rescission, if the notice has not otherwise been given, plaintiff's service of the complaint seeking rescission "shall be deemed to be" the requisite notice. [Ca Civil § 1691].

Ca Civil § 1692 expressly states that in an action to enforce a rescission, the aggrieved party "shall be awarded complete relief"; which also states that a "claim for damages is not inconsistent with a claim for relief based upon rescission." [Ca Civil § 1692] Thus, where the rescission is based upon fraud, and provided plaintiff (rescinding party) satisfies the applicable statutory standards (Ca Civil § 3294), the court apparently has discretion to award the rescinding party punitive damages. [See Mahon v. Berg (1968) 267 Cal.App.2d 588, 589-590, 73 Cal.Rptr. 356, 357-358]

I assert under penalty of perjury that this notice is not recorded for the purpose of slandering title to real property and I am informed and believe that the information contained in this notice is true.

Date: 9-11-15 Signed:  (Claimant)
Faith Lynn Brashear

See Attached supporting documentation of 2009 recession letters and recital attachment and court ordered TRO. These agencies, their affiliates their successors and all parties known to claimant have been informed of these past recessions and are under Court Ordered INJUNCTION for failure to comply.

Jesinoski v. Countrywide Home Loans, Inc 729 F. 3d 1092 - Court of Appeals, 8th Circuit, 2013 LAW OF THE LAND RULING. Attachment "A" 2009 recession letters. BY OPERATION OF LAW- ALL RECORDINGS MADE UPON THIS TITLE ARE VOID AND RECORDED IN FRAUD BY THE LENDING INSTITUTIONS ILLEGAL ACTIVITIES AS OUTLINED VIA THE RECITELS BELOW. ANY FORECLOSURE UPON THIS PROPERTY IS VOID PER OPERATION OF LAW. UNTIL THIS PROPERTY IS TRANSFERRED BY ITS LEGAL OWNER ON RECORD "FAITH LYNN BRASHEAR" IT BECOMES UNINSURABLE AND ANY PARTY LAYING UNFOUNDED CLAIMS OTHERWISE WILL BE PROSICUTED TO THE FULL EXTENT OF THESE LANDS LAWS. This property remains in litigation until further recorded notice by Faith Lynn Brashear.

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Riverside

On 9-11-2015 before me, Jason J. Teurman Notary Public
(here insert name and title of the officer)

personally appeared Faith Lynn Brinson

who 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 California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____

(Seal)

