Joe N. Hopper, Attorney
P.O. Box 84
Brentwood, TN 37027

SPECIAL WARRANTY DEED

BOOK 5705 PAGE 428

THIS INSTRUMENT made and entered into on this the 23rd day of July, 1980, by and between Tharpe and Brooks, Inc., Atlanta, Georgia, hereinafter called Grantor, and the Secretary of Housing and Urban Development, of Washington, D.C., his successors and assigns, hereinafter called Grantee.

WITNESSETH:

WHEREAS, on the 17th day of January, 1977, ROBERT F. CLARKE and wife, HAZEL CLARKE executed to Alan L. Saturn, Trustee for Diversified Mortgage Company, a deed of trust on real estate hereinafter described and registered in Book 5111, page 378, Register's Office of Davidson County, Tennessee, to the record of which reference is made for a full recital of the terms, powers, and provisions therein contained, said deed of trust being to secure a certain indebtedness; and

WHEREAS, Joe N. Hopper was duly appointed Substitute Trustee with all the powers granted to the Trustee in the original deed of trust; and

WHEREAS, default having been made in the payment of said indebtedness, THARPE & BROOKS, INC., the owner and holder of the note, having demanded the foreclosure of said deed of trust for the purpose of paying said note, interest and costs therein provided, Joe N. Hopper, as Substitute Trustee, pursuant to the request of the owner of said note, under and by virtue of the powers vested in him as Substitute Trustee, advertised said real estate as required by the terms of said deed of trust in the Nashville Record, a newspaper published in Nashville, Davidson County, Tennessee, for cash and in bar of the equities of redemption, dower, and homestead, and for the purpose of the payment of said note, interest, and costs pursuant to said advertisement on June 12, 1980, at 12:00 Noon, at the front door of the Courthouse in Nashville, Davidson County, Tennessee, the said Joe N. Hopper, Substitute Trustee, offered for sale at public outcry to the highest and best bidder, the real estate hereinafter described, for cash and in bar

01730 6.00- CASH

7349

of the equities of redemption, dower, and homestead, as provided in said deed of trust, when THARPE & BROOKS, INC., of Atlanta, Georgia, being the highest and best bidder, became the purchaser at the price of Thirty One Thousand Six Hundred Five and 37/100 ($31,605.37) Dollars, and said sum of said bid having been paid, the receipt of which is hereby acknowledged.

NOW, THEREFORE, for and in consideration of the premises, THARPE & BROOKS, INC., has this day bargained and sold and does hereby transfer and convey unto the Secretary of Housing and Urban Development, its successors and assigns, the following described real estate in Davidson County, Tennessee, to wit:

> LAND in Davidson County, Tennessee, being Lot No. 409 on the Plat of Section Four, Cherokee Hills, of record in Plat Book 3500, page 113, said Register's Office, to which plan reference is hereby made for a more complete and accurate legal description.
>
> BEING the same property conveyed to W. Allen Dawson and wife, Patricia L. Dawson, by deed from Jim Trusty, unmarried, of record in Book 5261, page 508, said Register's Office.

TO HAVE AND TO HOLD the same unto the Secretary of Housing and Urban Development, its successors and assigns forever, THARPE & BROOKS, INC., covenants that it has full power and lawful authority to sell and convey the said real estate as herein set out; that the deed of trust recited that the title thereto was clear, free and unencumbered as of its date; that he will forever warrant the same against the lawful claims of any and all persons holding by, through, or under it.

M. T. Whitfield

THARPE & BROOKS, INC.
M.T. Whitfield
Assistant Vice President

STATE OF GEORGIA)
COUNTY OF FULTON)

Personally appeared before me, Vickie M. Moullette, a Notary Public in and for said county and state, the within named M. T. Whitfield the bargainor, with whom I am personally acquainted and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS my hand and official seat at Fulton County, Georgia, this 20th day of January, 1981.

Vickie M. Moullette

Notary Public

Commission expires: Notary Public, Georgia, State At Large My Commission Expires June 15, 1984

IDENTIF. REFERENCE T
JAN 30 11 09 AM '81
FELIX Z. WILSON, REGISTER DAVIDSON COUNTY, TENN.
RUSH

6.2.7.3.6.0