BOOK 7542 PAGE 929

**TRUSTEE'S DEED**

Michael J. Philbin,
Successor-Trustee

to

City Federal Savings Bank
c/o The Kissell Company
30 Warder Street
Springfield, Ohio 45501
**SEND TAX BILLS HERE**

Map #42-8
Parcel #116
Field Book #11D 93630

WHEREAS, Marion Thurman and wife, Eva M. Thurman, executed a deed of trust on the 31st day of December, 1985, which was recorded in Book 6756, Page 1, Register's Office for Davidson County, Tennessee, conveying to Stephen R. Josleyn, Trustee, the property hereinafter described for the purpose of securing the payment of a promissory note to CityFed Mortgage Company, which note is referred to in said deed of trust; and

WHEREAS, pursuant to the provisions of said deed of trust, the undersigned, Michael J. Philbin was appointed Successor-Trustee, said appointment being dated the 25th day of April, 1988, and recorded in Book 7537, Page 701, Register's Office for Davidson County, Tennessee; and

WHEREAS, default occurred in the payment of said note described in and secured by said deed of trust, and in accordance with the terms and provisions thereof, all of the indebtedness was declared due and payable, and the Grantor herein, as Trustee, was instructed to advertise and sell the property for the satisfaction of said indebtedness; and

WHEREAS, the sale was advertised in accordance with the terms of the deed of trust, said advertisement having been made for twenty-one (21) days by three weekly notices published in the Nashville Record Newspaper, a newspaper published and circulated in Davidson County, Tennessee; and pursuant to the said advertisement, said sale was held at the time and place advertised, to-wit: May 9, 1988 at 10:00 a.m. at the front door of the Courthouse in Nashville, Davidson County, Tennessee, at public outcry to the highest and best bidder for cash in bar of

all equities of redemption, the statutory right of redemption, homestead, dower and all other rights or exemptions of every kind, all of which were expressly waived in said deed of trust; and

WHEREAS, the Grantee herein, City Federal Savings Bank, being the highest and best bidder at said sale with a bid of Sixty-Eight Thousand Six Hundred Ninety-Six and 86/100 Dollars ($68,696.86), was duly declared the purchaser at said sale; and

WHEREAS, this deed is made in accordance with the terms and provisions of said deed of trust and the notice of sale hereinabove referred to.

NOW, THEREFORE, in consideration of the premises and the further consideration of the sum of Sixty-Eight Thousand Six Hundred Ninety-Six and 86/100 Dollars ($68,696.86), paid by City Federal Savings Bank, the receipt of which is hereby acknowledged, I, Michael J. Philbin, Successor-Trustee, have this day bargained and sold and by these presents do hereby transfer and convey unto City Federal Savings Bank, its successors and assigns, the following tract of land situated in Davidson County, Tennessee, and more particularly described as follows, to wit:

> Being Lot No. 52B, of the zone lot division of lot numbers 1 through 10, 15 through 24, and 51 through 60, Heritage Place, as of record in Plat Book 6250, Page 632, Register's Office for Davidson County, Tennessee, to which reference is made for a more complete description.
>
> Being the same property conveyed to Marion Thurman by deed from Heritage Place Partners, a Partnership composed of James M. Fischer, Jr., Marion Thurman and David Yoffee, of record in Book 6755, Page 994, Register's Office for Davidson County, Tennessee.
>
> This is improved property also known as 252 Nesbitt Lane, Madison, Tennessee 37115.

TO HAVE AND TO HOLD said real estate together with the appurtenances, estate, title and interest thereunto belonging to the said City Federal Savings Bank, its successors and assigns forever as fully and completely as the successor-trustee can or ought to convey under the power vested in him in said deed of trust and his appointment as successor-trustee; and said

successor-trustee, the Grantor herein, does hereby transfer and assign to City Federal Savings Bank, its successors and assigns all the warranties and covenants made in said deed of trust.

This conveyance is made subject to all matters shown on any applicable recorded Plan; any unpaid taxes which exist as a lien against said property; any restrictive covenants, easements or setback lines that may be applicable; any statutory right of redemption not otherwise waived in the Deed of Trust, including rights of redemption of any governmental agency, state or federal; and any prior liens or encumbrances that may exist against the property. This conveyance is also subject to any matter that an accurate survey of the premises might disclose.

IN WITNESS WHEREOF, the said Michael J. Philbin, Successor-Trustee, has hereunto set his hand this 9th day of May, 1988.

3 0 0 0 8 7 IDENTIFICATION REFERENCE
MAY 12 2 52 PM '88
FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

Michael J. Philbin, Trustee
Michael J. Philbin
Successor-Trustee

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Michael J. Philbin, Successor-Trustee, the bargainor, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at Nashville, Tennessee, this 9th day of May, 1988.

Patricia A. Cook
NOTARY PUBLIC

My Commission Expires: 10-9-91

THIS INSTRUMENT PREPARED BY:
ADAMS, TAYLOR, PHILBIN, PIGUE & MARCHETTI
One Union Street
Nashville, Tennessee 37201

STATE OF TENNESSEE )
COUNTY OF DAVIDSON )

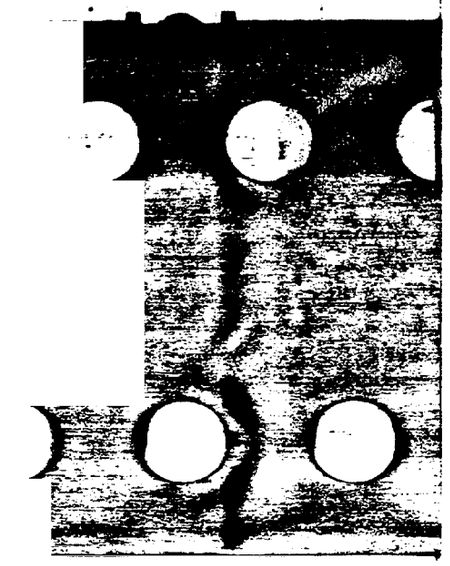
The actual consideration or value, whichever is greater, for this transfer is $68,696.86.

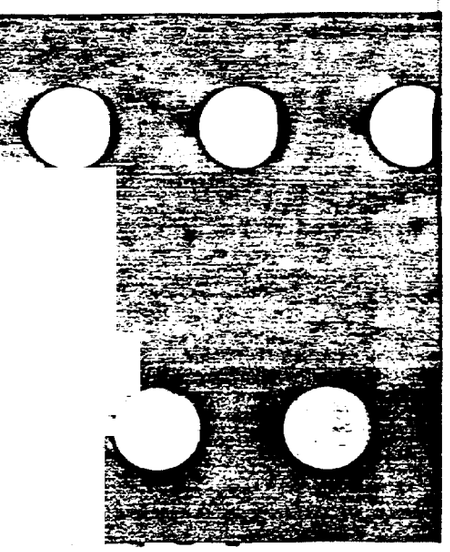
Michael J. Philbin
AFFIANT

Sworn to and subscribed before me this 9th day of May, 1988.

Patricia A. Cook
NOTARY PUBLIC

My Commission Expires: 10-9-91





**OFFICIAL RECEIPT**

FELIX Z. WILSON, II
REGISTER OF DAVIDSON COUNTY
NASHVILLE, TENNESSEE

RECEIVED OF _____

FOR _____

BOOK 7542 PAGE 932

| | | |
|---|---|---|
| CO - CONVEYANCE | CC - CERTIFIED COPY | MISC - MISCELLANEOUS |
| MO - MORTGAGE | REL - RELEASE | CO TAX - STATE TAX CONVEY |
| WD - WARRANTY DEED | UCC - UNIFORM COMMERCIAL CODE | MO TAX - STATE TAX MORT |
| TD - TRUST DEED | | PRFEE - PROBATE FEE |

| DATE | SYMBOL | VALUATION | TAX AND FEES | TOTAL |
|---|---|---|---|---|

CAMT 68696.86
DON TX 192.36
~~[illegible] 0.50~~
~~[illegible] 7.00~~
TOTAL 201.36
CHECK 201.36

RECEIPT IS NOT VALID UNTIL CHECK IS PAID BY BANK

05/12/98 01 14:54 0001 6597

300087

IDENTIFICATION REFERENCE

MAY 12 2 52 PM '98

FELIX Z. WILSON II REGISTER
DAVIDSON COUNTY, TN

**No.** 90821