This Instrument Prepared by: Stokes & Bartholomew, P.A.
424 Church Street, Suite 2800
Nashville, Tennessee 37219

Address New Owner and
Send Tax Bills to:
U.S. Department of Housing and
Urban Development
Property Disposition Section
251 Cumberland Bend Drive, Suite 200
Nashville, Tennessee 37228-1803

Map & Parcel No.
142-9C-926

SUCCESSOR TRUSTEE DEED

WHEREAS, Stephen P. Davis and wife, Mary Kathryn Davis, executed a certain Deed of Trust dated April 21, 1989, to Vaden Lackey, Jr., Trustee, as the same appears of record in Book 7823, page 433, Register's Office for Davidson County, Tennessee and re-recorded in Book 7887, page 497, said Register's Office; and

WHEREAS, Stephen P. Davis and wife, Mary Kathryn Davis, executed a certain Deed of Trust (Instrument of Correction) dated April 21, 1989, to Vaden Lackey, Jr., Trustee, as the same appears of record in Book 7973, page 274, Register's Office for Davidson County, Tennessee (collectively, the "Deed of Trust"), which conveyed certain real property in Davidson County, Tennessee, as more particularly described below; and

WHEREAS, by instrument dated June 7, 1993, and of record in Book 9024, page 651, Register's Office for Davidson County, Tennessee, the owner and holder of the debt secured by said Deed of Trust, Union Planters National Bank, appointed Guilford F. Thornton, Jr., as Successor Trustee in accordance with the provisions contained in said Deed of Trust; and

WHEREAS, as of July 26, 1993, at 11:30 a.m., Central Daylight Time, there were no unreleased tax liens filed by the United States or the State of Tennessee against Stephen P. Davis and wife, Mary Kathryn Davis, in the Register's Office for Davidson County, Tennessee.

WHEREAS, default having been made by failure to comply with the terms, provisions and conditions set forth in that certain Note, dated April 21, 1989, executed by Stephen P. Davis and wife, Mary Kathryn Davis, payable to the order of Fidelity Federal Savings & Loan Association of Tennessee (now known as Union Planters National Bank, successor by merger to Fidelity Federal Bank, F.S.B.) (the "Note"), and in the Deed of Trust, which secures

the indebtedness therein described, the said indebtedness so secured being, among others the Note; and

WHEREAS, the entire indebtedness evidenced by the Note, and secured by the Deed of Trust is past due and unpaid, and payment not having been made as demanded, and the owner and holder of said indebtedness having requested said Successor Trustee to foreclose the Deed of Trust as provided therein, the Successor Trustee, after due advertisement as required by law and by the terms of the Deed of Trust offered the real property securing the Note for sale at public outcry at the front door of the Courthouse, Nashville, Davidson County, Tennessee, on the 20th day of August, 1993, at 12:00 o'clock noon, free from all equities of redemption, 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, when and where Union Planters National Bank became the highest and best bidder for cash at the price of One Hundred Four Thousand Nine Hundred Fifty-Nine and 31/100ths Dollars ($104,959.31)

WHEREAS, the said Union Planters National Bank has assigned its interest in the said property to The Secretary of Housing and Urban Development of Washington, D.C., his successors and assigns.

NOW, THEREFORE, in consideration of the premises and the payment by Union Planters National Bank of the sum of money so paid, receipt of which is hereby acknowledged, the undersigned Guilford F. Thornton, Jr., as Successor Trustee, does hereby grant, bargain, sell and convey to the said Secretary of Housing and Urban Development of Washington, D.C., his successors and assigns, in fee simple forever, the property above mentioned and now further described as being in Nashville, County of Davidson, State of Tennessee, to-wit:

> Land in Davidson County, Tennessee, being Unit No. 926 and Carport No. 926C, Phase One, Lot Two, Section 5, River Plantation Condominium Apartments of record in Book 5200, page 135, amended in Book 5200, page 257, Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Stephen P. Davis and wife, Mary Kathryn Davis, by deed from Carole H. Evans and husband, James Wayne Hargrove, as of record in Book 7823, page 430, said Register's Office.

Together with all the rents, issues and profits of the property and all damages, proceeds and consideration for

acquisition of all or any part of the property through condemnation or exercise of the power of eminent domain.

This is improved property also known as 926 General George Patton, Nashville, Tennessee 37221.

TO HAVE AND TO HOLD the said property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto The Secretary of Housing and Urban Development of Washington, D.C., his successors and assigns, in fee simple forever, to whom the said Guilford F. Thornton, Jr., Successor Trustee, warrants the title to the aforesaid real property against the lawful claims of all persons claiming by, through or under him as such Successor Trustee, but not further or otherwise.

Said property is conveyed, and all covenants and warranties contained herein are, expressly subject to all matters shown on Schedule B of that certain title insurance policy issued under commitment no. 278962 issued by Old Republic National Title Insurance Company.

IN WITNESS WHEREOF, the said Guilford F. Thornton, Jr., acting as Successor Trustee, has hereunto set his hand as of the 30th day of August, 1993.

Guilford F. Thornton, Jr.
Successor Trustee

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value, which ever is greater, for this transfer is $104,959.31.

Affiant

Sworn to and subscribed before me this 24th day of August, 1993.

Notary Public

My commission expires: 9-24-94

NOTARY PUBLIC AT LARGE STATE OF TENNESSEE

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public of said county and state, Guilford F. Thornton, Jr., Successor Trustee, the within named bargainor(s), 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, at office, this 20th day of August, 1993.

Notary Public

My Commission Expires: 9-24-94

NOTARY PUBLIC AT LARGE OF TENNESSEE

58377
IDENTIF. ↑ REFERENCE

93 SEP -1 PM 1:47

FELIX Z. [illegible] REGISTER
DAVIDSON COUNTY, TN.

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