This instrument being re-recorded to correct Assumption Conveyance clause

BOOK 9473 PAGE 45

RE-RECORD
BOOK 9488 PG 833

STATE OF TENNESSEE
COUNTY OF DAVIDSON
THE ACTUAL CONSIDERATION OR VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS $ 94,413.85

John P. Hyland
Affiant

SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 21st DAY OF September 19 94

Notary Public

MY COMMISSION EXPIRES: July 24, 1995
(AFFIX SEAL)

Mail

THIS INSTRUMENT WAS PREPARED BY
Castleman & Wischhof, 213 A Ward Circle, Brentwood, TN 37027

ADDRESS NEW OWNER(S) AS FOLLOWS:	SEND TAX BILLS TO:	MAP-PARCEL NUMBERS
John P. Hyland (NAME)	Independence One Mortgage Corp. (NAME)	MAP & PARCEL
329 Eulala Circle (ADDRESS)	P.O. Box 5076 (ADDRESS)	162-05-0-261.00
Nashville, TN 37211 (CITY) (STATE) (ZIP)	Southfield, MI 48086-5076 (CITY) (STATE) (ZIP)	

FOR AND CONSIDERATION OF THE SUM OF TEN DOLLARS, CASH IN HAND PAID BY THE HEREINAFTER NAMED GRANTEES, AND OTHER GOOD AND VALUABLE CONSIDERATIONS, THE RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED, WE, Erwin A. Horton, Jr. and wife, Peggi L. Horton

HEREINAFTER CALLED THE GRANTORS, HAVE BARGAINED AND SOLD, AND BY THESE PRESENTS DO TRANSFER AND CONVEY UNTO John P. Hyland and wife, Kathleen M. Hyland

HEREINAFTER CALLED THE GRANTEES, THEIR HEIRS AND ASSIGNS, A CERTAIN TRACT OR PARCEL OF LAND IN Davidson COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

Land in Davidson County, Tennessee, being Lot No. 138 on the Plan of Section 3, Hickory Valley Subdivision, as of record in Plat Book 4460, page 86, Register's Office for Davidson County, Tennessee, to which plan of reference is hereby made for a more complete and accurate description thereof.

Being the same property conveyed to Erwin A. Horton, Jr. and wife, Peggi L. Horton by deed from Brown Morgan Harrub and wife, Fairy D. Harrub, of record in Book 7057, page 497, Register's Office for Davidson County, Tennessee.

This conveyance is subject to taxes for 1994 and subsequent years, restrictions and easements of record.

It is understood and agreed that part of the consideration for the transfer of this property is the agreement of the Grantee to assume the unpaid principal balance of a note secured by a first mortgage deed of trust to Sears Mortgage Corporation, of record in Book 7057, page, 500, and as further assigned of record in Book 7603, page 250, and as re-recorded of record in Book 7109, page 103 to Independence One Mortgage, all in the Register's Office for Davidson County, Tennessee.

IDENTIF. & REFERENCE 93469

94 SEP 23 PM 3:21 FELIX H. DAVIDSON CO. REGISTER TN.

1234 09/23 0101 03CHECK 358.28

unimproved ( )
This is improved (X) property, known as 329 Eulala Circle, Nashville, TN 37211
(House Number) (Street) (P.O. Address) (City or Town) (Postal Zip)

TO HAVE AND TO HOLD the said tract or parcel of land, with the appurtenances, estate, title and interest thereto belonging to the said GRANTEES, their heirs and assigns forever; and we do covenant with the said GRANTEES that we are lawfully seized and possessed of said land in fee simple, have a good right to convey it and the same is unencumbered, unless otherwise herein set out; and we do further covenant and bind ourselves, our heirs and representatives, to warrant and forever defend the title to the said land to the said GRANTEES, their heirs and assigns, against the lawful claims of all persons whomsoever. Wherever used, the singular number shall include the plural, the plural the singular, and the use of any gender shall be applicable to all genders.

Witness our hand s this 21st day of September 19 94

Erwin A. Horton, Jr.

Peggi L. Horton

BOOK 9473 PAGE 46

STATE OF TENNESSEE
COUNTY OF WILLIAMSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Erwin A. Horton, and wife, Peggi L. Horton

the bargainor s, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that they executed the within instrument for the purposes therein contained. Witness my hand and official seal at Brentwood, Tennessee, this 21st day of September 19 94.

Commission expires July 22, 1995

Notary Public

STATE OF TENNESSEE
COUNTY OF

Before me, _____ a Notary Public within and for the State and County aforesaid, personally appeared _____ and _____ with whom I am personally acquainted and who upon _____ oath(s) acknowledged _____ to be the _____ and _____ respectively of the _____ the within named bargainor, and corporation, and that _____ as such _____ and _____ being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing the name of the corporation, by the said _____ as such _____, and attesting the same by the said _____ as such _____.

Witness my hand and official seal at office at _____ on this the _____ day of _____ 19_____.

My commission expires _____

Notary Public

RE-RECORD
BOOK 9488 PG 834

98415

IDENTIFICATION REFERENCE

RE-RECORD

94 OCT 10 AM 10:02

FELIX A. ... REGISTER
DAVIDSON COUNTY, TN.

5542 10/10 0101 33CHECK

8-0