Box 38 (JPS)

BOOK 9507 PG 944

This Instrument Prepared By:
George E. Mudter, Jr., Attorney
25th Floor, Nashville City Center
511 Union Street
Nashville, TN 37219

Send Tax Bills to New Owner(sb):
Tennessee Housing Development Agency
700 Landmark Center
7th Floor
Nashville, TN 37219

Map and Parcel
165-14-70

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, default having been made in the payment of the debt and obligations, terms and conditions, provided for in that certain Deed of Trust, dated June 25, 1990, to Thomas F. Baker, IV, Trustee, executed by Richard A. Fortenbery, as same appears of record in Book 8147, page 519, Register's Office for Davidson County, Tennessee; and

WHEREAS, the lawful owner and holder of said indebtedness has removed Thomas F. Baker, IV as Trustee under said Deed of Trust and has nominated and appointed Jean P. Shearer as Substitute Trustee, pursuant to the terms of said Deed of Trust, which appointment of Substitute Trustee is of record in Book 9463, page 462 Register's Office for Davidson County, Tennessee; and

WHEREAS, the said Jean P. Shearer, Substitute Trustee, is thereby vested with title to the property described in said Deed of Trust for all purposes therein contained, and she is clothed with all the powers, duties and obligations therein conferred upon the named Trustee; and

WHEREAS, the entire indebtedness secured by the above referenced instrument has matured and is past due and unpaid, the owner thereof requested the undersigned to advertise and sell the security according to the terms of said instrument; and

WHEREAS, in accordance with said request, the said real estate was advertised for sale in The Nashville Record, a newspaper published in Davidson County, Tennessee, the first insertion appearing on October 6, 1994, and subsequent insertions appearing on October 13, 1994 and October 20, 1994, giving the time, terms, place of sale and description of the real estate; and

WHEREAS, on November 1, 1994, at 11:00 o'clock A.M., being the time and at the front door of the Courthouse in Nashville, Davidson County, Tennessee, being the place mentioned in said advertisements, the undersigned offered said real estate for sale in accordance with all the terms and requirements in the above referenced instrument, and advertisement of sale made in connection therewith, at which time said real estate was offered for sale at public outcry to the highest and best bidder for cash and was struck off and sold to TENNESSEE HOUSING DEVELOPMENT AGENCY at and for the sum of Sixty Four Thousand One Hundred Eighty Four and 71/100 ($64,184.71) Dollars, which was the highest and best bid in connection therewith; and

WHEREAS, the purchaser, being the holder of the indebtedness, has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the expenses of sale, the balance being applied upon said indebtedness for which the property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by TENNESSEE HOUSING DEVELOPMENT AGENCY, of the sum of money so paid, receipt of which is hereby acknowledged, the undersigned, Jean P. Shearer, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said TENNESSEE HOUSING DEVELOPMENT AGENCY, its successors and assigns, in fee simple forever, the property above-mentioned and now further described as being in the County of Davidson, and State of Tennessee, to-wit:

> Land in Davidson County, Tennessee, being Lot No. 31 on the Plan of Peppertree Forest Subdivision, Revised, Section One, recorded in Book 6900, pages 973, 974 and 975, Register's Office for Davidson County, Tennessee.

Being the same property conveyed to Richard A. Fortenbery by deed form Built More Homes, Inc. of record in Book 8147, page 516, Register's Office for Davidson County, Tennessee.

This is improved property known as 4757 Greystone Street, Antioch, Tennessee.

TO HAVE AND TO HOLD the real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto TENNESSEE HOUSING DEVELOPMENT AGENCY, its successors and assigns, in fee simple forever. The said Jean P. Shearer, Substitute Trustee, warrants the title to the aforesaid real property against the lawful claims of all persons claiming by, through or under her, as such Substitute Trustee, but no further or otherwise.

IN WITNESS WHEREOF, Jean P. Shearer, as Substitute Trustee, has executed this instrument on the 1st day of November, 1994.

Jean P. Shearer
JEAN P. SHEARER
SUBSTITUTE TRUSTEE

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Before me, the undersigned, a Notary Public of the State and County aforesaid, personally appeared Jean P. Shearer, Substitute Trustee, the within named bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that she executed the foregoing instrument for the purpose therein contained.

WITNESS my hand and seal, at office in Nashville, Tennessee, this 1st day of November, 1994.

Vicki C. Jones
NOTARY PUBLIC

My commission expires: 9-16-95

NOTARY PUBLIC AT LARGE STATE OF TENNESSEE

04923
IDENTIF. ↑ REFERENCE

94 NOV -1 PM 3:17
FELIX J. [illegible] REGISTER
DAVIDSON COUNTY, TN.

BOOK 9507 PG 946

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

The actual consideration or value whichever is greater, to the best of my knowledge and belief, for this transfer is $64,184.71.

Jean P. Shaw
Affiant

Sworn to and subscribed before me,
this 1st day of November, 1994.

Notary Public

My commission expires: 9-16-95

3502 11/01 0101 03CHECK 12.00

5:MJP1101942.jp