SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated the 30th day of April, 1987 and recorded in the Register's Office of Davidson County, Tennessee, at **Book 7228, Page 123**, Lindsey N. Smith, III and Lola M. Smith conveyed to Charles W. Wall, as Trustee, the hereinafter described property for the purpose of securing payment of the indebtedness and performance of the obligations therein mentioned and set forth; and

WHEREAS, **Clifton E. Darnell** was appointed Substitute Trustee by instrument of record at **Book 10397, Page 768** in the Register's Office of Davidson County, Tennessee; and

WHEREAS, default has been made in the payment of said indebtedness and the performance of said obligations thereby secured to be paid and performed, and the holder of said Deed of Trust requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and

WHEREAS, the property was advertised for sale in conformity with the laws of Tennessee and the terms and provisions of said Deed of Trust on April 3, 10 and 17, 1997, in THE NASHVILLE RECORD, by which advertisement the sale was held on the 29th day of May, 1997, at the main south entrance of the courthouse in Davidson County, Tennessee, in bar of the equities of redemption, dower, and homestead; and

WHEREAS, at the time and place mentioned in said advertisement, Rick Piliponis, the undersigned's agent, offered said property for sale at public outcry to the highest and best bidder for cash, at which sale **GE Capital Mortgage Services, Inc.**, being the highest, best and last bidder, became the purchaser of said property at and for the sum of $67,631.64; and

WHEREAS, the said GE Capital Mortgage Services, Inc. has assigned its interests in the said property to the Secretary of Housing and Urban Development, Washington, D. C., his successors and assigns; and

WHEREAS, the said GE Capital Mortgage Services, Inc., being the owner of the debt for which said property was sold, has complied with the terms of sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance of the purchase price being credited on the indebtedness secured by said Deed of Trust;

NOW, THEREFORE, in consideration of the premises and of the payment by GE Capital Mortgage Services, Inc. as aforesaid, of the said sum of money, receipt of which payment is hereby acknowledged, the undersigned **Clifton E. Darnell**, as Substitute Trustee, does hereby grant, bargain, sell and convey unto the **Secretary of Housing and Urban Development**, Washington, D. C., his successors and assigns, in fee simple forever, the following described real property situated in the County of Davidson, State of Tennessee:

LAND in Davidson County, Tennessee, being Lot No. 48 on the Plan of Virginia Manor, as of record in Book 1835, Page 22, Register's Office for said County, to which plan reference is hereby made for a more particular description of said property.

The last recorded warranty deed was filed of record at **Book 8695, Page 958** in the Register's Office of Davidson County, Tennessee.

TO HAVE AND TO HOLD the property described above, together with the privileges, appurtenances, and hereditaments thereunto belonging or in any way appertaining unto the said **Secretary of Housing and Urban Development**, Washington, D. C., his successors and assigns forever, to whom the said, **Clifton E. Darnell**, as Substitute Trustee, warrants the title to the aforesaid property against the lawful claims and demands of all persons claiming by, through or under him, but not further nor otherwise.

3786 10/27 0101 03CHECK 8.00

MAIL ENV.

97 OCT 27 AM 9:12

REGISTER
DAVIDSON COUNTY, TN.

0362650

IDENTIF. & REFERENCE

IN TESTIMONY WHEREOF, **Clifton E. Darnell**, Substitute Trustee, has hereunto set his hand, this 29th day of May, 1997.

Clifton E. Darnell, Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On this 29th day of May, 1997, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared **Clifton E. Darnell**, Substitute Trustee, to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

WITNESS my hand and Notarial Seal the day and year above written.

Janet K. McGregor
Notary Public

My Commission Expires: MY COMMISSION EXPIRES FEB. 13, 2001

NO TAX - GOVERNMENTAL AGENCY

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MS&P#: 156.961234TN Nardick
GE Capital Loan#: 700071293
Property Address: 2003 Warden Drive, Nashville, TN 37216
Tax Parcel ID No. Map 73-5, Parcel 61

THIS INSTRUMENT PREPARED BY & RETURN TO:
Clifton E. Darnell, Attorney
Morris, Schneider & Prior, L.L.C.
3300 NE Expressway, Suite 8B
Atlanta, Georgia 30341

Mail Tax Notices To and Property Owner:
Secretary of Housing and Urban Development
Cumberland Bend Office Center
251 Cumberland Bend Drive, Suite 200
Nashville, Tennessee 37228-1803
Attention: Single Family Property Disposition Branch