0553660

IDENTIF. & REFERENCE

99 FEB 26 AM 9:48

DAVIDSON COUNTY REGISTER
DAVIDSON COUNTY, TN.

MAIL ENV.

THIS INSTRUMENT PREPARED BY & RETURN TO:
Clifton E. Darnell, Attorney
Morris, Schneider & Prior, L.L.C.
707 Adams Avenue
Memphis, TN 38105

BOOK 11357 PG. 513

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated August 22, 1991, and recorded in the Register's Office of Davidson County, Tennessee, at Book 8429, Page 380, ("Deed of Trust"), Allen Rocky Bennett and Carol Leslie Bennett conveyed to Vaden Lackey, Jr., 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, the beneficial interest of said Deed of Trust was last transferred and assigned to GE Capital Mortgage Services, Inc.; and

WHEREAS, **GE Capital Mortgage Services, Inc.,** being the owner and holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record at **Book 11181, Page 728,** 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 November 12, 19 and 26, 1998, in THE NASHVILLE RECORD, by which advertisement the sale was held on January 7, 1999, at the Main South entrance in Nashville, 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 $ 95,745.60; and

WHEREAS, the said owner and holder of the debt has assigned its interests in the said property to the Secretary of Housing and Urban Development, Washington, D.C., his/her successors and assigns; and

WHEREAS, the owner and holder of said 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 said **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. 56 on the Plan of Mulberry Downs, Phase 1, a Planned Unit Development, of record in Plat Book 6900, Page 940, amended in Plat Book 7900, Pages 84-88, Register's Office for Davidson County, Tennessee.

SAID Lot No. 56 fronts 34.41 feet on the westerly side of Strawberry Cove and runs back 95.50 feet on the southerly side and 125.20 feet on the northerly side to a line in the rear which measures 85.40 feet thereon.

The last recorded Warranty Deed was filed of record at Book 8429, Page 377, 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.

IN TESTIMONY WHEREOF, **Clifton E. Darnell**, Substitute Trustee, has hereunto set his hand, this 13th day of January, 1999.

Clifton E. Darnell, Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On this 13th day of January, 1999, 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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MSP No.: 156.990047TN (Bennett)
Lender Loan No.: 719504847
Property Address: 1209 Strawberry Cove, Nashville, TN 37207
Tax Parcel ID No.: 50-03-0;56.00

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

0794 02/26 0101 97/20 $10.00