Davidson County DEEDTRS
Recvd: 01/31/02 09:12 3pgs
Fees:18.00 Taxes:234.77
20020131-0013555

THIS INSTRUMENT PREPARED BY:
William T. Hill, Attorney at Law
AmSouth Center
315 Deaderick Street, Suite 1230
Nashville, Tennessee 37238-1230

SUBSTITUTE TRUSTEE'S DEED

Address New Owner and Send Tax Bills To:

Bank One
N54 W13600 Woodale Drive
Mail Station WI1-4033
Menomonee Falls, Wisconsin 53051

Map-Parcel Numbers:

136-3A-127.00

WHEREAS, Default having been made in the terms and conditions of payments, pursuant to a certain Deed of Trust executed by Roy Perry and Naomi J. Perry, husband and wife, joint tenants with rights of survivorship to Transcontinental Title Co., Trustee, dated the 22nd day of September, 1999, and being of record in Book 11703, page 76, Register's Office for Davidson County, Tennessee, referred to herein as the deed of trust, which conveyed certain real property, appurtenances, estate, title and interest therein in trust to secure the indebtedness described therein, which indebtedness is now due and unpaid and has been declared in default by the lawful owner thereof, Bank One.

WHEREAS, Appointment of Substitute Trustee having been duly executed by the holder of the note and beneficiary of said Deed of Trust, Appointment of Substitute Trustee being of record as instrument number 20011126-0128268, in the Register of Deed's Office, Davidson County, Nashville, Tennessee, and appointing William Timothy Hill as Substitute Trustee.

WHEREAS, the indebtedness secured by the Deed of Trust has become overdue and unpaid, and the lawful holder of said debt has called upon the Substitute Trustee to foreclose the Deed of Trust; and

WHEREAS, the Substitute Trustee, after due advertisement as required by law and as required by the terms of the Deed of Trust, offered the Property for sale to the highest bidder for cash, at public outcry, at twelve o'clock noon (12:00 noon), January 25, 2002, at the Davidson County Courthouse, Nashville, Tennessee, when and where Bank One ("Grantee"), became the last and highest bidder at the price of Sixty-three Thousand Four Hundred Fifty Dollars($63,450.00).

NOW, THEREFORE, in his capacity as Substitute Trustee, and not otherwise, and in consideration of the premises and payment of the sum stated above, the receipt and sufficiency of which are acknowledged, William Timothy Hill, Substitute Trustee, hereby conveys the Property

described hereto in Exhibit "A", to the Grantee and the Grantee's heirs or successors and assigns.

TO HAVE AND TO HOLD the Property in as full and complete manner as the undersigned, in his capacity as Substitute Trustee, and not otherwise, has the power to convey.

William Timothy Hill, as Substitute Trustee, and not otherwise, warrants the title to the Property to the Grantee and Grantee's heirs or successors and assigns, against the lawful claims of all persons claiming by, through or under him. The quantity or quality thereof, and expressly subject to the following:

1. Any and all unpaid taxes and assessments, plus interest and penalty, if any.

2. Any and all other prior restrictions, encumbrances, or liens of any nature.

Words used herein indicating number or gender shall be read as context may require.

Dated this 25th day of January, 2002.

William Timothy Hill, as
Substitute Trustee and not otherwise

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, a Notary Public in and for said County and State, the within named William Timothy Hill, Substitute Trustee, 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 contained therein.

Witness my hand and official seal at Nashville, Tennessee, this 25th day of January, 2002.

Charlotte E. Herring
Notary Public

My Commission Expires MAY 20, 2002

My commission expires: _____

The actual consideration for this transfer or value of the property transferred, whichever is greater, is $ 63,450.00

Affiant

Subscribed and sworn to before me this 25th day of January, 2002.

Charlotte E Herring
Notary Public
My commission expires: My Commission Expires MAY 20, 2002

EXHIBIT A

A certain condominium apartment in Davidson County, Tennessee, described as follows:

Townhouse No. 43, Building No. 17, in a Horizontal Property Regime of Priest Lake Park Condominium Townhouses, Phase 1, of record in Plat Book 4460, page 79, and revised in Plat Book 4460, page 88, said Register's Office, together with the undivided percentage interest in the Common Elements appurtenant to said unit, as set forth in the Master Deed of record in Book 4651, page 412, as amended in Books 4943, page 692 and Book 5083, page 417, said Register's Office.

BEING the same property conveyed to Roy Eugene Perry and wife, Naomi Lee Jones Perry by deed from Jackie N. Wood dated September 10, 1998, of record in Book 11114, page 10, in the Register's Office for Davidson County, Tennessee.

The premises herein conveyed is a "condominium project" established pursuant to the provisions of the Tennessee "Horizontal Property Act" as set out in Section 66-27-101 et. seq. of the Tennessee Code Annotated and is subject to the provisions and requirements thereof, to the By-laws for the administration thereof, to easements, rights and interest in favor of other unit owners and all sewer, water, electrical, telephone and other utility easements now or hereafter established over, through or upon the land embracing the regime and buildings thereof; and also including without limitation all conditions, covenants, restrictions, option, burdens, assessments and other undertakings contained in the Master Deed establishing a Horizontal Property Regime of Priest Lake Park Condominium Townhouses of record in Book 4651, page 412, as amended in Book 4943, page 692 and further amended in Book 5083, page 376, Register's Office.

This is improved property known as 3880 Priest Lake Drive, #43, Nashville, Tennessee 37217.