THIS INSTRUMENT PREPARED BY AND RETURN TO
LAW OFFICES OF SHAPIRO & KIRSCH, L.L.P.
6750 Lenox Center Court, Suite 202
MEMPHIS, TN 38115

NAME: Kenneth W. Allen
And Wife, Mary Teresa

Allen

S&K#: 02-0041
LOAN#: 6800640275

Davidson County DEEDTRS
Recvd: 07/29/02 13:39 3pgs
Fees:18.00 Taxes:183.79



20020729-0090543

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated September 3, 1998, recorded in Book 11111, Page 74, Register's Office of DAVIDSON County, Tennessee, Kenneth W. Allen and wife, Mary Teresa Allen, conveyed to Transcontinental Title, Trustee, the hereinafter described property for the purpose of securing the payment of the indebtedness and performance of the obligations therein mentioned and set forth; and,

WHEREAS, the holder of the debt secured appointed the undersigned as Substitute Trustee by Instrument of record in instrument 20020124-0010109, in the Register's Office of DAVIDSON County, Tennessee; and,

WHEREAS, default was made in the terms and conditions of said Deed of Trust, and the beneficiary requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and,

WHEREAS in pursuance of said request by said beneficiary, the said property was by the undersigned, advertised for sale in conformity with the terms and provisions of sale Deed of Trust by which advertisement the sale was appointed to be held on July 12, 2002, at the DAVIDSON County Courthouse in Nashville, Tennessee, at 10:00 AM; and,

WHEREAS, at the time and place mentioned in said advertisement, the undersigned offered said property for sale at public outcry to the highest and best bidder for cash at which time the said property was struck off and sold to CONSECO FINANCE SERVICING CORP., whose address is 7360 S. Kyrene Road Kyrene Building Tempe, AZ 85283, at and for the sum of $49,672.70, that being the highest and best bid offered; 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 the sale, the balance being applied upon said indebtedness for which property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by CONSECO FINANCE SERVICING CORP., the sum of money so paid, receipt of which is hereby acknowledged, the undersigned, Joe M. Kirsch, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said CONSECO FINANCE SERVICING CORP., its successors and assigns, in fee simple forever, the property above mentioned and now further described as being in Nashville, County of DAVIDSON, State of Tennessee, to-wit:

Described property located in Davidson County, Tennessee, to wit:

Being Lot Number 9 on the Plan of Block B, East View Subdivision of the Shwab property of record in Book 547, Page 64, Register's Office for said County, to which reference is here made for a more complete description.

Said lot number 9 fronts 50 feet on the easterly side of Elmhurst Avenue and runs back 171 feet and 6 inches on the south line and 176 feet and 6 inches on the north line to a dead line and shows 50 feet on said dead line.

This legal description is identical with that in Deed recorded in Book 11111, Page 74, Register's Office of DAVIDSON County, Tennessee.

The grantor received title to the above-captioned real estate by Deed of Trust of record in Book 11111, Page 74, Register's Office of DAVIDSON County, Tennessee.

The last warranty deed of record is Warranty Deed, recorded in Book 10047, Page 709, Register's Office for DAVIDSON County, Tennessee.

Subject to any unpaid taxes, subdivision restrictions, building lines and easements.

TO HAVE AND TO HOLD the said real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto CONSECO FINANCE SERVICING CORP., its successors and assigns, in fee simple forever, to whom the said Joe M. Kirsch, Substitute Trustee, warrants the title to the aforesaid real property against the lawful claims of all persons claiming by, through or under him, as such Substitute Trustee, but not further or otherwise.

IN WITNESS WHEREOF, the said Joe M. Kirsch, Substitute Trustee, has hereunto set his hand and seal on July 12, 2002.

Joe M. Kirsch, Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On July 12, 2002, before me, a Notary Public, in and for said State and County, duly commissioned and qualified, personally appeared Joe M. Kirsch to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as Substitute Trustee and as his free act and deed.

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

12/20/05
My commission expires.

Notary Public

JENA R. SINCLAIR
NOTARY PUBLIC
AT LARGE
MY COMM EXP
Dec. 20, 2005
SHELBY CO. TN

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer is $49,672.70, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant

Subscribed and sworn to before me on July 12, 2002.

12/20/05
My commission expires:

Notary Public

JENA R. SINCLAIR
NOTARY PUBLIC AT LARGE
MY COMM EXP Dec. 20, 2005
SHELBY CO., TN

PROPERTY ADDRESS: 122 ELMHURST, , NASHVILLE, TN, 37207

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
CONSECO FINANCE SERVICING CORP.
7360 S. Kyrene Road Kyrene Building
Tempe, AZ 85283

S & K #:02-0041
Map & Parcel - 71-14/274