Box 27

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE

IN RE:

KIMMIE R. McCLURE and
ANGELA E. McCLURE,

Debtor(s).

RECEIVED FOR ENTRY
OCT 30 1998
J. SPARKS
BY _____ DEPUTY CLERK

No. 398-08764
Chapter 13
Judge Trauger

Davidson County BNKRPT
Recvd: 01/14/03 12:17 2pgs
Fees:12.00 Taxes:0.00
20030114-0005760

AGREED ORDER

It appearing to the Court that the parties have agreed, as evidenced by the signatures of Counsel and the Chapter 13 Trustee below, that the foreclosure sale and resulting Substitute Trustee Deed to Tennessee Housing Development Agency which took place while the automatic stay provisions of 11 U.S.C. §362(a) were in effect should be set aside and held for naught.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the foreclosure sale conducted on behalf of Tennessee Housing Development Agency on September 15, 1998, and the resulting Substitute Trustee Deed which is of record in Book 11112, Page 806, Register's Office for Davidson County, Tennessee, are null and void and that title to the secured real property should remain in Kimmie R. McClure and wife, Angela E. McClure, by virtue of the Warranty Deed conveying them the secured property which is of record in Book 9685, Page 443, Register's Office for Davidson County, Tennessee.

IT IS, FURTHER, ORDERED, ADJUDGED AND DECREED that the Deed of Trust against the property held by Tennessee Housing Development Agency which is of record in Book 9685, Page 446, Register's Office for Davidson County, Tennessee, shall remain in full force and effect and of the same priority as it was before the attempted foreclosure sale by the Substitute Trustee.

ENTERED this 28th day of October, 1998.

Attest:
A True Copy
Certified this Sept 18, 2001
U.S. Bankruptcy Court
By J. Sparks

Aleta A. Trauger
U. S. Bankruptcy Judge

15

Map/Parcel 165-13-A 167

APPROVED FOR ENTRY:

TATUM AND JONES, ATTORNEYS

Prepared by:

J. Phillip Jones
Attorney for Star Bank Mortgage
Suite 200, Arena Place
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Nashville, Tennessee 37203
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C. Alex Meachum
Attorney for Debtors
5220 Murfreesboro Road
LaVergne, Tennessee 37086
(615) 793-9881

Henry E. Hildebrand, III
Chapter 13 Trustee
PO Box 190664
Nashville, Tennessee 37219-0664
(615) 244-1101

cc: U.S. Trustee

CERTIFICATE OF MAILING
The undersigned deputy clerk hereby certifies that a copy of the document on which this stamp appears was mailing this date to all parties as indicated on routing stamp as required by the Bankruptcy Code and Rules.

OCT. 30 1998

Deputy Clerk

MAIL TO:

____ All creditors and/or parties in interest
____ Debtor(s)
____ Attorney for debtor(s)
____ Trustee
____ Attorney for Trustee
____ Attorney for plaintiff/movant 4 + 1
____ Attorney for defendant/respondent
____ All parties listed on bottom of order
____ All parties listed in cert. of service
____ As stated in order
____ Debtor's employer
____ U.S. Trustee

ALL MAILING TO BE DONE BY: Walk through
(NOTE: send copy of routing slip)

INTERNAL ROUTING:

____ Chief Deputy Clerk
____ Courtroom Deputy
____ Calendar Clerk
____ Conversion Clerk
____ Financial Clerk
____ Judgment Book
____ Discharge Clerk

____ Copy to be picked up at front counter by: _____

____ attorney for debtor
____ attorney for movant
____ trustee/attorney for trustee
____ Other: _____