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Realty 4 E A

Instrument prepared by:
Wilson and Associates, P.L.L.C.
1521 Merrill Drive, Suite D-220
Little Rock, Arkansas 72211
V2008-2287
8790488905

Davidson County DEEDWARR
Recvd: 07/03/03 14:17 3pgs
Fees:18.00 Taxes:814.00
20030703-0092639

SPECIAL WARRANTY DEED
(Corporation)

Special warranty deed made on the 10 day of June, 2003, by The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-3.

Grantor, being duly authorized by resolution of its board of directors or otherwise, hereby conveys to Fred Hibbert and Theresa Hibbert, wife, Grantees, the following land in Davidson County, Tennessee:

Being Lot Number 118 on the Plan of Poplar Creek Estates, Phase 2, of record in Book 6900, Page 339, amended in Book 7900, Pages 888 and 889, Register's Office of Davidson County, Tennessee, to which plan reference is hereby made for a complete and accurate description thereof.

Being the same property conveyed to The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-3, by Trustee's Deed from Robert M. Wilson, Jr. as Substitute Trustee, recroded on January 6, 2003, as intrument number 20030106-0002188, records of Davidson County, Tennessee.

Commonly known as:1409 Calloway Court, Nashville, TN 37221

TO HAVE AND TO HOLD the said real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any way appertaining unto Grantees and unto their heirs and assigns forever.

Grantor covenants that it is seised and possessed of the said land and has a right to convey it, and warrants the title against the lawful claims of all persons claiming by, through, and under it, but not further otherwise.

IN WITNESS WHEREOF, this indenture is executed in the name of the Grantor on the day and year first above written.

The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2 By Its Lawfiul Attorney-in-fact Fairbanks Capital Corporation

BY: _____

FRANK VISOCKY

ITS: VICE PRESIDENT

Acknowledgment

State of PA)
)ss.
County of Montgomery)

On this day before me, a Notary Public, personally appeared FRANK VISOCKY**, to me personally well-known, who acknowledged that he/she is the** VP * **, of The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-3, a corporation, and that he/she, as such officer, being authorized so to do, has executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself/herself as such officer,** as attorney in fact for the Bank of New York as Trustee.

Witness my hand and seal this 10 **day of June, 2003.**

_____
Notary Public

*of Fairbanks Capital Corporation, a corporation, as attorney in fact

My commission expires:

_____
(Seal)

NOTARIAL SEAL
Fung C. Law, Notary Public
Hatboro Boro., Montgomery County
My commission expires May 10, 2007

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, $220,000.00, which amount is equal to or greater then the amount which the property transferred would command at a fair and voluntary sale.

Affiant FRANK VISOCKY
VICE PRESIDENT

Subscribed and sworn to before me this 10 **day of** June **, 2001.**

Notary Public

My commission expires:

(Seal)

NOTARIAL SEAL
Fung C. Law, Notary Public
Hatboro Boro., Montgomery County
My commission expires May 10, 2007

Property owner ~~and party responsible for payment of taxes:~~
Fred Hibbert
1409 Calloway Court
Nashville, TN 37221

Parcel #155-08-O-C-118.00

~~Return to:~~ Tax Bills to:
America's Wholesale Lender
PO Box 660694
Dallas TX 75266-0694