03-1302-IN
This instrument prepared by:
I. DYKE TATUM
ATTORNEY AT LAW
SUITE 200, ARENA PLACE
2001 CHARLOTTE AVENUE
NASHVILLE, TN 37203
MAP/PARCEL 105-3-10
1038 4TH AVENUE SOUTH
NASHVILLE, TN 37210

NO MORTGAGE
New Owner - Send Tax Bills:
INTERBAY FUNDING, LLC
4425 PONCE DE LEON BLVD, 5TH FL
CORAL GABLES, FL 33134

Davidson County DEEDTRS
Recvd: 09/09/03 16:30 2pgs
Fees:13.00 Taxes:524.48
20030909-0131661

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, on August 31, 2001, FIRST AMERICAN INSURANCE COMPANY, was named Trustee in a Deed of Trust of even date executed by ROBERT CARTER conveying to him as Trustee the real estate hereinafter described, said Deed of Trust being executed to secure the payment of $94,500.00, principal and interest at 12.99% per annum on the unpaid balance, said Deed of Trust being recorded in Instrument Number 20010905-0096155 in the Register's Office for DAVIDSON County, Tennessee; and

WHEREAS, I. DYKE TATUM, was appointed Substitute Trustee under said Deed of Trust by instrument of record in INSTRUMENT 20030109-0004204 AND RERECORDED IN INSTRUMENT 20030827-0124260 in the Register's Office for DAVIDSON County, Tennessee; I, I. DYKE TATUM, Substitute Trustee, at the request of the holder of said indebtedness, and under and by virtue of the powers vested in me as such Substitute Trustee in said Deed of Trust, advertised the said real estate as required by law, and by the terms of said Deed of Trust by giving twenty-one (21) days notice by three (3)successive publications, namely: August 14, 2003 / August 21, 2003 / August 28, 2003, in THE NASHVILLE RECORD, a newspaper published in DAVIDSON County, Tennessee, said sale to be for cash and in bar of the equities of redemption, dower and homestead, as provided in said Deed of Trust.

PURSUANT to said advertisement on September 9, 2003, at 11:00 AM, at OUTSIDE THE DOOR OF THE REGISTER OF DEEDS OFFICE LOCATED AT 501 BROADWAY, SUITE 501, AT THE NORTHWEST ENTRANCE TO GAYLORD ENTERTAINMENT CENTER, NASHVILLE, TENNESSEE , I, as said Substitute Trustee, offered for sale at public outcry to the highest and best bidder, the real estate hereinafter described for cash and in bar of the herein above mentioned equities as provided in said Deed of Trust, at which time INTERBAY FUNDING, LLC A DELAWARE LIMITED LIABILITY COMPANY, 4425 PONCE DE LEON BLVD, 5TH FLOOR, CORAL GABLES, FL 33134, submitted the highest and best bid in the amount of $141,750.13

NOW THEREFORE, in consideration of the premises, I, I. DYKE TATUM, Substitute Trustee, do hereby sell, transfer and convey to INTERBAY FUNDING, LLC A DELAWARE LIMITED LIABILITY COMPANY its successors and assigns in fee simple, and in bar of all equities above mentioned, the following described real property, to-wit:

PROPERTY LOCATED IN DAVIDSON COUNTY, TENNESSEE:

TRACT NO 1: LAND IN DAVIDSON COUNTY, TENNESSEE, BEING LOT 4 AND THE SOUTHERLY 25.2 FEET OF LOT NO. 3 IN HOLT'S PLAN OF LOTS IN SOUTH NASHVILLE, AS OF RECORD IN PAGE 28, OF THE CHANCERY COURT PLAN BOOK 1.

BEGINNING ON THE EASTERLY MARGIN OF 4TH AVENUE SOUTH, (FORMERLY CHERRY STREET) AT THE SOUTHWEST CORNER OF SAID LOT NO. 4, BEING THE N. W. CORNER OF THE MALLORY PLAN OF LOTS; THENCE WITH THE EASTERLY MARGIN OF SAID STREET, NORTHERLY 72.8 FEET TO THE S. W. CORNER OF PART OF SAID LOT NO. 3 CONVEYED BY A. H. ROBINSON TO E. C. WRIGHT BY DEED IN BOOK 236, PAGE 233; THENCE WITH SAID WRIGHT'S SOUTHERLY LINE EASTERLY 132.2 FEET, MORE OR LESS, TO THE WESTERLY MARGIN OF AN ALLEY; THENCE WITH SAID ALLEY SOUTHERLY 72.8 FEET TO THE S.E. CORNER OF SAID LOT NO. 4; BEING THE N.E. CORNER OF SAID MALLORY PLAN; THENCE WITH THE LINE BETWEEN SAID MALLORY PLAN AND THE PROPERTY HEREIN DESCRIBED, WESTERLY 132.6 FEET MORE OR LESS, TO THE BEGINNING.

BEING THE SAME PROPERTY CONVEYED TO ROBERT WILLIAM CARTER BY QUITCLAIM DEED FROM DUDLEY WINFIELD CARTER, KENNETH RAY CARTER AND ROBERT WILLIAM CARTER OF RECORD IN INSTRUMENT 20010905-0096154, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

I, I. DYKE TATUM, Substitute Trustee, convey to FIRST UNION NATIONAL BANK AS INDENTURE TRUSTEE all the rights conveyed to me as said Substitute Trustee in said Deed of Trust, including such covenants and warranties as I, as such Substitute Trustee, may lawfully make, all my actions in the premises being solely as Substitute Trustee and not otherwise under the power vested in me under said Deed of Trust herein above referred to and not as an individual.

Witness my hand and official seal at NASHVILLE, Tennessee, on September 9, 2003.

I. DYKE TATUM
Substitute Trustee

STATE OF TENNESSEE

COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named , I. DYKE TATUM, 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 therein contained.

Witness my hand and official seal at office at NASHVILLE, Tennessee, on September 9, 2003.

Melanie L Waltz
Notary Public

NOTARY PUBLIC AT LARGE

My Commission Expires: 11/25/06

STATE OF TENNESSEE

COUNTY OF DAVIDSON

The actual consideration or value, whichever is greater for this transfer is $141,750.13

Affiant

Subscribed and sworn to before me, this day of September 9, 2003.

Melanie L Waltz
Notary Public

NOTARY PUBLIC AT LARGE

My Commission Expires: 11/25/06

RETURN TO:
I. DYKE TATUM
ATTORNEY AT LAW
SUITE 200, CHARLOTTE AVENUE
NASHVILLE, TN 37203