Return To: B-3887

Case Wilson Ti
Executive Ctr.
Brentwood, TN 37027

Jack Case Wilson Title Assoc.
7100 Executive Ctr. Dr., #150
Brentwood, TN 37027

Davidson County DEEDWARR
Recvd: 01/14/04 13:55 3pgs
Fees:18.00 Taxes:407.00
20040114-0005935

CASH DEED FOR TENNESSEE

FHA Case No. 483-272235

This instrument was prepared by the **Department of Housing and Urban Development**
Return to: **Fearnley & Califf, PLLC - Nashville HUD, 211 Donelson Pike - Suite 113, Nashville, TN 37214**

This Indenture, made and entered into this 7th day of January, 2004 , by and between **Alphonso Jackson,** Secretary of Housing and Urban Development, of Washington, D.C., party of the first part, and
DAVID CARDWELL and DONNA CARDWELL, husband and wife
his/her their heirs and assigns, party(ies) of the second part,

Witnesseth: That for and in consideration of the sum of Ten Dollars ($10.00), the receipt of which is hereby acknowledged, the said party of the first part has bargained and sold and does hereby bargain, sell, convey and confirm unto the said party(ies) of the second part, the following described real estate situate, lying and being in the County of **Davidson** , State of Tennessee, to wit:

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

Lot Number 33 on the Plan of Phase I, Hickory Hollow Townhomes (Mill Park), as shown by plat of record in Plat Book 9700, Page 686, and amended in Book 11674, Page 536, of the Register's Office of Davidson County, Tennessee, to which plat reference is hereby made for a more complete and accurate description of said lot.

Property Address:	**5170 Hickory Hollow Pkwy #826, Antioch, TN 37013**
Owner's Name:	**DAVID CARDWELL**
	DONNA CARDWELL
Owner's Address:	**9119 Saddlebow Dr, Brentwood, TN 37027**
Mail Tax Bill to:	Owner @ Owner's Address
Parcel No.:	**163 5A 033.00**

THIS DEED IS NOT TO BE IN EFFECT UNTIL: January 07, 2004

Being the same property acquired by the party of the first part pursuant to the provisions of the National Housing Act, as amended (12 USC 1701 et seq.) and the Department of Housing and Urban Development Act (42 U.S.C. 3531), by deed dated **05-07-03**, and recorded at Instrument No. **20030707-0092855** in the Register's Office of **Davidson** County, Tennessee.

To Have and to Hold the aforesaid real estate, together with all the appurtenances and hereditaments thereunto belonging or in any wise appertaining unto the said party(ies) of the second part, his/her/their heirs and assigns in fee simple forever.

Said Conveyance is made subject to all covenants, easements, restrictions, reservations, conditions and rights appearing of record against the above described property; also **Subject** to any state of facts which an accurate survey of said property would show.

And the Said party of the first part does hereby covenant with the said party(ies) of the second part that he is lawfully seized in fee of the aforedescribed real estate; that he has a good right to sell and convey the same; that the title and quiet possession thereto he will warrant and forever defend against the lawful claims of all persons, claiming same, by, through or under him but no further or otherwise.

In Witness Whereof the undersigned has set his hand and seal as **Attorney In Fact,** HUD Office, Memphis, Tennessee, for and on behalf of the said Secretary of Housing and Urban Development, under authority and by virute of the Federal Register, Volume 35, Page 16105 (10/14/70), as amended.

Signed, sealed and delivered in the presence of:

Anna Rodriguez

Lynn Warren

The Secretary of Housing and Urban Development of Washington, D.C., and/or his/her successors and/or assigns

By: _____
Authorized Signatory

Nashville, Tennessee

State of ~~Illinois~~ TN)
County of ~~Cook~~ Williamson)

Before me, the undersigned, a Notary Public in and for the State and County aforesaid, personally appeared _____, who is personally well known to me and known to me to be the duly appointed **Attorney in Fact,** HUD Office, Nashville, Tennessee, and the person who executed the foregoing instrument bearing date _____, by virtue of the above cited authority and acknowledge the foregoing instrument to be his/her free act and deed as **Attorney in Fact** for and on behalf of **Andrew M. Cuomo,** Secretary of Housing and Urban development.

Witness my hand and official seal this _____ day of _____, _____.

My Commission Expires: _____

_____ (Seal))
Notary Public

I, or we, hereby swear or affirm that, to the best of the affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $110,000.00, 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 this 7th day of January, 2004

My Commission Expires: 1/29/05

_____ (Seal)
Notary Public

NOTARY PUBLIC AT LARGE ★ AMANDA NORDMAN ★ DAVIDSON COUNTY, TENNESSEE

Previous Editions are Obsolete

HUD-91879 (4085 Edition)
(24 CFR 200.150)

STATE OF TEXAS §
COUNTY OF BEXAR §

Before me, the undersigned, a Notary Public in and for the State of Texas, personally appeared Bob Kolitz, who is personally known to me and know to me to be the duly appointed Attorney-in-Fact, and to be the person who executed the foregoing instrument bearing the date 1/2/04, by virtue of the above-cited authority and acknowledged the foregoing instrument to be his/her free act and deed as Attorney-in-Fact for and on behalf of the Secretary of Housing and Urban Development.

Witness my hand and official seal this 2nd day of January, 2004.

My commission expires:

Hsin-Fan Shieh
Notary Public, State of Texas

HSIN-FAN SHIEH
Notary Public, State of Texas
My Commission Expires
May 23, 2007