This instrument prepared by:

Kleinsmith & Associates, P.C.
6035 Erin Park Drive
Colorado Springs, Co 80918

Davidson County DEEDTRS
Recvd: 04/02/04 08:13 3pgs
Fees:18.00 Taxes:142.45

20040402-0037061

BOOK NO. 11464, PAGE NO. 181

Responsible Taxpayer and Property Owner:
Tax Parcel No. Map 44-5, Parcel 127

Name: Citifinancial Mortgage Company, Inc. Address: 1111 Northpoint Drive Bldg. 4, Ste. 100 Coppell, TX 75019

Common Description: 103 Ensley Avenue
Old Hickory, TN 37138

Legal Description: Lot No. 83, Rayon City Development Company Subdivision, as shown on plat of record in Plat Book 843, Page 13, in the Register's Office of Davidson County, Tennessee.

I, or we, hereby swear or affirm that the actual consideration for the transfer or value of the property transferred, whichever is greater, is $38,500.00 which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant

Sworn to and subscribed before me, this 24th day of February, 2004.

Notary Public
My Commission Expires: 12/27/07.

SARAH B. PUNTEN NOTARY PUBLIC STATE OF COLORADO

MY COMMISSION EXPIRES 12/27/2007

SUCCESSOR TRUSTEE'S DEED

Whereas, by virtue of the power and authority vested under that Deed of Trust executed by **Gerald E. Boyer** dated **4/27/1999** and recorded **5/5/1999** in Book **11464** at Page **181**, Register's Office of Davidson County, Tennessee, given to secure payment of a certain

indebtedness evidenced by a promissory note set forth therein, payable to the order of **Associates Home Equity Loan Corporation,** default having been made in the performance of the terms and provisions of the Deed of Trust, demand having been made upon the said Debtor for payment in accordance with the provisions of the Deed of Trust, default having been made in the payment upon demand, said indebtedness described by the said Deed of Trust having been declared to be due and payable in accordance with the terms thereof, said default continuing without reinstatement, at the request of Holder of the note for the purpose of effecting payment of all sums due under the terms of the note and Deed of Trust, principal interest and costs of sale, Philip M. Kleinsmith, Trustee, did on Tuesday, **February 24, 2004** at 10:00 a.m. pursuant to the advertisement published in the **Nashville Record News** and sent by mail to the Debtor and lienors of record, offer for sale, at **Front Steps of Old Ben West Libraray Building, 225 Polk Avenue, Nashville**, TN, in bar of the equities of redemption, dower and homestead, the hereinafter described real estate, at which sale **Citifinancial Mortgage Company, Inc.** became the highest and best bidder(s) at and for the sum of **$38,500.00** and

WHEREAS, the proceeds of the sale were sufficient to satisfy all sums of principal, interest, attorney fees, costs and other sums accruing under the terms of the aforesaid Deed of Trust.

NOW THEREFORE, Philip M. Kleinsmith, Trustee, exercising the power and authority vested in him, and in bar of the equities of redemption, dower and homestead, does hereby sell, transfer , and convey unto **Citifinancial Mortgage Company, Inc.,** Grantee, the following described real estate, to wit:

> **Lot No. 83, Rayon City Development Company Subdivision, as shown on plat of record in Plat Book 843, Page 13, in the Register's Office of Davidson County, Tennessee.**

To HAVE AND TO HOLD said described real estate unto the Grantee, his successors and assigns, forever in fee simple

Sale was advertised and made as Trustee only, without covenants or warranties of title, express or implied, subject to any governmental zoning or subdivision ordinances in effect thereon and this conveyance is so made. However, Grantor, as Trustee, but not otherwise, hereby assigns and sets over to Grantee all of the

covenants and warranties contained in the Deed of Trust recorded in Book **11464**, Page **181**, referred to therein.

IN WITNESS WHEREOF, Philip M. Kleinsmith, Trustee, has caused these presents to be executed this 24th day of February, 2004.

PHILIP M. KLEINSMITH, Trustee

STATE OF COLORADO)
COUNTY OF EL PASO)

Before me, Sarah B. Bunten, a Notary Public , duly appointed, commissioned, and qualified in and for the State and County aforesaid, personally appeared Philip M. Kleinsmith with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), to be the person described in and who executed the foregoing instrument and acknowledged that he executed same as his free act and deed.

This the 24th day of February, 2004.

SARAH B. BUNTEN
NOTARY PUBLIC
STATE OF COLORADO
MY COMMISSION EXPIRES
12/27/2007

Notary Public

My Commission Expires: 12/27/07.