This Instrument Prepared by:
Wilson & Associates, P.L.L.C.
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Davidson County DEEDTRS
Recvd: 06/09/04 10:31 2pgs
Fees:12.00 Taxes:0.00
20040609-0068130

AFFIDAVIT DECLARING VOID FORECLOSURE

COUNTY OF PULASKI
STATE OF ARKANSAS

This 1st day of June, 2004, personally appearing before the undersigned office authorized by law to administer oaths in said State and County, Robert M. Wilson, Jr., who states on oath:

I am more than 18 years of age, suffer no legal disability and am a member of the State Bar of Tennessee.

Pursuant to a foreclosure sale of a Deed of Trust dated August 22, 1990, and the Deed of Trust of even date securing the same, at Book 8181, Page 260 in the Register's Office of Davidson County, Tennessee, executed by Brenda Annette Jones and conveyed to Nan M. Sexton and Evelyn Binkley, as Trustees for Sovran Mortgage caused to be filed of record a Trustee's Deed.

The current holder of the indebtedness by said Deed of Trust, Bank of America Mortgage offered the subject property for sale to the highest bidder on May 5, 2004, at the Gaylord Entertainment Center, Nashville, Tennessee, to wit:

Land in Davidson County, Tennessee, being the Southerly 55 feet of Lots No. 1, 2, 3, and 4 on the Plan of Montgomery Heights, as of record in Book 332, Page 47, Register's Office for Davidson County, Tennessee.

Said parts of Lots 1, 2, 3, and 4 front together 55 feet on the Easterly side of Scott Avenue and run back between parallel lines with the Northerly margin of a 15 foot alley 207 feet to a dead line.

Commonly known as: 2309 Scott Avenue, Nashville, TN 37206

Said Trustee's Deed pursuant to a foreclosure sale held on May 5, 2004 was filed of record on May 10, 2004, as instrument number 20040510-0053293 in the Register's Office of Davidson County, Tennessee.

An active bankruptcy was in place at the time of the sale, and as a result of this rendered the foreclosure sale and the above-described Trustee's Deed null and void.

The purpose of this Affidavit is to correct for the record that the Trustee's Deed as recorded as instrument number 20040510-0053293 in the Register's Office of Davidson County, Tennessee is null and void.

WILSON AND ASSOCIATES, P.L.L.C.

By: _____
Robert M. Wilson, Jr.

ACKNOWLEDGMENT

STATE OF ARKANSAS
COUNTY OF PULASKI

Before me, the undersigned, personally appeared Robert M. Wilson Jr., with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged such person to be an officer authorized to execute the instrument of Bank of America Mortgage, and whose name is subscribed to the foregoing instrument, and who acknowledges that the contents of said Affidavit were true and correct and that the Affidavit was executed for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public

My Commission Expires:
08/06/07

DAVID W. WALKER NOTARY PUBLIC PULASKI COUNTY, AR

W&A No. 725-204237