Instrument prepared by:
Wilson and Associates, P.L.L.C.
1521 Merrill Drive, Suite D-220
Little Rock, Arkansas 72211
V2008-3378
7001648349

Davidson County DEEDWARR
Recvd: 06/23/04 10:13 3pgs
Fees:18.00 Taxes:81.40
20040623-0074370

SPECIAL WARRANTY DEED
(Corporation)

Special warranty deed made on the 11 day of June, 2004, by The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2, Grantor, by its duly authorized attorney in fact, Fairbanks Capital Corp.

Grantor, being duly authorized by resolution of its board of directors or otherwise, hereby conveys to Mary E. Witherspoon and John D. Witherspoon, Sr., Grantees, the following land in Davidson County, Tennessee:

Unit No. 84, as shown on the Plan of West End Terrace, a Condominium Development, together with an undivided percentage interest in the common elements appurtenant to said unit, as set forth in the Master Deed establishing West End Terrace, a Condominium, of record in Book 6657, page 549, Register's Office for Davidson County, Tennessee.

Being the same property conveyed to The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2 by Trustee's Deed from Robert M. Wilson, Jr., as Successor-Trustee, filed for record February 26, 2004, Register's Office for Davidson County, Tennessee.

Commonly known as: 276 White Bridge Road Unit 84, Nashville, TN 37209.

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 seized 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 EQQC Trust 2001-2, by its duly authorized Fairbanks Capital Corp.

Fairbanks Capital Corp. as Attorney in Fact

BY: _____

FAIRBANKS CAPITAL CORP. CORPORATE SEAL UTAH 1988

Acknowledgment

State of Utah
County of Salt Lake **ss.**

On this day before me, a Notary Public, personally appeared DAVID FRANCIS, DOC. CONTROL OFFICER **to me personally well-known, who acknowledged that he/she is the** _____ **of Fairbanks Capital Corp., a corporation, as attorney-in-fact for The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2, 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 as such attorney-in-fact by himself/herself as such officer.**

Witness my hand and seal this 16 **day of June, June.**

Emma Shaner
Notary Public

Notary Public
EMMA SHANER
3815 South West Temple
Salt Lake City, Utah 84115
My Commission Expires
April 22, 2007
State of Utah

My commission expires:

_____

(Seal)

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, $ 22,000, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Stacey D. Palmer
Affiant

Subscribed and sworn to before me this 17th day of June, 2004.

Cheri D. Weldy
Notary Public

CHERI D. WELDY NOTARY PUBLIC AT LARGE EXPIRES 5/30/07 DAVIDSON COUNTY, TENN.

My commission expires:

5/30/07
(Seal)

Property owner and party responsible for payment of taxes:
Mary E. Witherspoon and John D. Witherspoon, Sr.
3625 Woodmont Blvd
Nashville, TN 37215

Map No. 103-02-0-C-84.00

Return to:

Associates Closing & Title – HURON
11501 Huron Lane
Little Rock, AR 72211