7002926215 **SPECIAL WARRANTY DEED**

THIS INDENTURE, made and entered into this 17 day of August, 2004, by and between, **The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2, by Select Portfolio Servicing Inc., f/k/a Fairbanks Capital Corp., as Attorney-in-Fact,** party of the first part, and **James Myres, unmarried,** party of the second part.

WITNESSETH: That for and in consideration of Ten Dollars ( $10.00) cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of all of which is hereby acknowledged, the party of the first part has bargained and sold and does hereby bargain, sell, convey and confirm unto the party of the second part, the following described real estate, situated in the City of Nashville, County of Davidson, State of TENNESSEE, to wit :

Lot 51, SECTION 3, PINE RIDGE, as shown on plat of record in Plat Book 6900, Page 660, in the Register's Office, Davidson County, Tennessee, to which plat reference is hereby made for a more particular description of said property.

Property known as **2692 Pineridge Drive, Nashville, Tennessee, 37207**

Parcel No. **60-11-A-67-CO**

This being the same property conveyed to **The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2,** by Substitute Trustee's Deed of record in Instrument Number 20040305-0025682, in the Register's Office of Davidson County, Tennessee.

THIS PROPERTY IS BEING SOLD "AS IS", WHERE IS", NO REPRESENTATIONS OR WARRANTIES, EXPRESSED OR IMPLIED.

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 of the second part, its successors and assigns in fee simple forever.

The said party of the first part does hereby covenant with the said party of the second part that it is lawfully seized in fee of the aforedescribed real estate; that it has a good right to sell and convey the same; that the same is unencumbered, except for Declaration of Covenants, Conditions and Restrictions recorded in Book 7108, Page 1, Book 7396, Page 837, Book 7547, Page 865 and Book 10886, Page 791 and Instrument No. 200003070023333; Charter recorded in Book 7903, Page 352; Open Space Conveyance recorded in Book 8629, Page 907, and 2004 Davidson County, Tennessee property taxes, not yet due and payable; and that this is a Special Warranty Deed and is warranted by the Seller through and under it only; and that the title and quiet possession thereto it will warrant and forever defend against the lawful claims of all persons.

The word "party" as used herein shall mean "parties" if it refers to more than one person or entity, and pronouns shall be construed according to their proper gender and number according to the context hereof.

IN WITNESS WHEREOF, the party of the first part has caused this instrument to be executed by and through its duly authorized officers as of the day and year first above written.

Davidson County DEEDWARR
Recvd: 08/30/04 15:30 2pgs
Fees:13.00 Taxes:179.82
20040830-0104776

**The Bank of New York, acting solely in its capacity as Trustee for EQCC Trust 2001-2**

BY: _____
Select Portfolio Servicing, Inc., f/k/a Fairbanks Capital Corporation, as Attorney-in-Fact

SELECT PORTFOLIO SERVICING, INC Corporate SEAL 1989 UTAH

STATE OF Utah )
) Salt Lake
)

Personally appeared before me a Notary Public, DAVID FRANCIS DOC CONTROL OFFICER with whom I am personally acquainted , and who acknowledged that such person executed the within instrument for the purpose therein contained, and who further acknowledged that such person is the Doc. Control officer of Select Portfolio Servicing, Inc., f/k/a Fairbanks Capital Corp., as Attorney-in-Fact or a constituent of the maker and is authorized by the maker or by its constituent, the constituent being authorized by the maker, to execute this instrument on behalf of the maker.

WITNESS my hand an Official Seal this 17 day of August, 2004.

NOTARY PUBLIC Emma Shaner

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:

STATE OF Tennessee)
COUNTY OF Shelby )

I 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, is $48,600.00, which amount is equal to or greater than the amount which the property would command at a fair and voluntary sale.

AFFIANT

Subscribed and sworn to before me this the 25 day of August, 2004.

NOTARY PUBLIC

GINA R. PRATT NOTARY PUBLIC AT LARGE SHELBY COUNTY, TN My Commission Expires Mar. 11, 2008

My commission expires:
March 11, 2008

Property Address:
2692 Pineridge Drive
Nashville, TN 37207

New Owner and Mail Tax Bills to:
James Myres
Box 955, Giant Oak Drive
Nashville, TN 37217

This Instrument prepared by:
CRISLIP, PHILIP & ASSOCIATES
4515 poplar Ave., Ste. 322
Memphis, TN 38117
(901) 525-2427