Davidson County DEEDTRS
Recvd: 11/22/04 14:53 2pgs
Fees:13.00 Taxes:478.04
20041122-0139912

TENNESSEE
MAP: #149-13-0 089.00

JESSE RANDO
LITTON: #11661120

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated March 13, 1997, and recorded in BOOK: #10385, PAGE: #250, in the Register's Office of Davidson County, Tennessee, Jesse Rando and His Wife, Lydia Rando, conveyed to Title Enterprises, Inc., Trustee(s), the hereinafter described property for the purpose of securing the payment of the indebtedness and performance of the obligations therein mentioned and set forth; and,

WHEREAS, the holder of the debt secured appointed the undersigned as Substitute Trustee by instrument of record in REGISTER'S INSTRUMENT: #20040722-0087661, in the Register's Office of said County; and,

WHEREAS, default was made in the terms and conditions of said Deed of Trust, and the beneficiary requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and,

WHEREAS, in pursuance of said request by said beneficiary, the said property was by the undersigned, advertised for sale in conformity with the terms and provisions of said Deed of Trust by which advertisement the sale was appointed to be held on November 2, 2004, at the outside the door of the Register of Deeds office located at 501 Broadway Suite 501, Gaylord Entertainment Center of Davidson County, Tennessee; and,

WHEREAS, at the time and place mentioned in said advertisement the undersigned offered said property for sale at public outcry to the highest and best bidder for cash, at which sale WACHOVIA BANK, F/K/A FIRST UNION NATIONAL BANK OF NORTH CAROLINA AS TRUSTEE FOR THE REGISTERED HOLDERS OF EMERGENT HOME EQUITY LOAN PASS-THROUGH CERTIFICATES SERIES 1997-2, a corporation being the highest and best bidder, became the purchaser of said property at and for the sum of ONE HUNDRED TWENTY NINE THOUSAND TWO HUNDRED DOLLARS AND 00/100; and,

WHEREAS, the purchaser, being the holder of the indebtedness, has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance being applied upon said indebtedness for which property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by WACHOVIA BANK, F/K/A FIRST UNION NATIONAL BANK OF NORTH CAROLINA AS TRUSTEE FOR THE REGISTERED HOLDERS OF EMERGENT HOME EQUITY LOAN PASS-THROUGH CERTIFICATES SERIES 1997-2 of the sum of money so paid, receipt of which payment is hereby acknowledged, the undersigned, Arnold M. Weiss, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said WACHOVIA BANK, F/K/A FIRST UNION NATIONAL BANK OF NORTH CAROLINA AS TRUSTEE FOR THE REGISTERED HOLDERS OF EMERGENT HOME EQUITY LOAN PASS-THROUGH CERTIFICATES SERIES 1997-2, its successors and assigns in fee simple forever, the property above mentioned and now further described as being in ANTIOCH, COUNTY OF DAVIDSON, State of Tennessee, to-wit:

A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS TO-WIT: LAND IN DAVIDSON COUNTY, TENNESSEE, BEING LOT NO. 95 ON THE PLAN OF SECTION ONE, CHADFIELD, OF RECORD IN BOOK 7900, PAGE 836, REGISTER'S OFFICE FOR SAID COUNTY, TO WHICH PLAN REFERENCE IS HEREBY MADE FOR A MORE COMPLETE DESCRIPTION.

SUBJECT TO RESTRICTIONS OF RECORD IN BOOK 9540, PAGE 634; BYLAWS IN BOOK 9540, PAGE 673; CHARTER IN BOOK 9540, PAGE 629, AND ALL MATTERS SHOWN ON THE PLAN OF RECORD.

JESSE RANDO AND WIFE, LYDIA RANDO, THEIR HEIRS AND ASSIGNS, obtained title to the above referenced real estate by Deed of record in BOOK: #9870, PAGE: #597, Register's Office of Davidson County, Tennessee.

Subject to any unpaid taxes.

TO HAVE AND TO HOLD the real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto WACHOVIA BANK, F/K/A FIRST UNION NATIONAL BANK OF NORTH CAROLINA AS TRUSTEE FOR THE REGISTERED HOLDERS OF EMERGENT HOME EQUITY LOAN PASS-THROUGH CERTIFICATES SERIES 1997-2, its successors and assigns in fee simple forever, to whom the said Arnold M. Weiss, Substitute Trustee, warrants the title to the aforesaid real property against the lawful claims of all persons claiming by, through or under him, as such Substitute Trustee, but not further or otherwise.

The said Substitute Trustee has applied the consideration as follows:

Recording Appointment of Substitute Trustee	12.00
Publication Expense	255.00
Attorney's Fees and Trustees Fees	550.00
Credit on Note	128,383.00
	$129,200.00

Whenever used, the singular number shall include the plural, the plural the singular, the use of any gender shall be applicable to all genders.

IN WITNESS WHEREOF, the said Arnold M. Weiss, Substitute Trustee, has on November 2, 2004 hereunto set his hand and seal.

ARNOLD M. WEISS, Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On November 2, 2004 before me, a Notary Public, in and for said State and County, duly commissioned and qualified, personally appeared Arnold M. Weiss to me known to be the person described in and who executed the foregoing instrument, and acknowledged that he executed the same as Substitute Trustee and as his free act and deed.

WITNESS my hand and Notarial Seal at office the day and year above written.

NOTARY PUBLIC

BRENDA L. DOYLE STATE OF TENNESSEE NOTARY PUBLIC SHELBY COUNTY MY COMM. EXP. 9-17-08

My Commission Expires:

State Tax $
Clerk's Fee $

TOTAL $

PROPERTY ADDRESS
5025 Chadfield Way
Antioch, TENNESSEE 37013

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:

WACHOVIA BANK, F/K/A FIRST UNION NATIONAL
C/O LITTON MORTGAGE SERVICING CENTER
4828 LOOP CENTRAL DRIVE
HOUSTON, TEXAS 77081-2226

Mortgagee: None

This instrument prepared by:
Arnold M. Weiss
Attorney at Law
208 Adams Avenue
Memphis, Tennessee 38103

RETURN TO:→

STATE OF TENNESSEE - COUNTY OF SHELBY
THE ACTUAL CONSIDERATION OR TRUE VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS
$ 129,200.00
AFFIANT
SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE DAY OF
NOV. 2 20 04
NOTARY PUBLIC Brenda L. Doyle
MY COMMISSION EXPIRES 9-17-08

BRENDA L. DOYLE STATE OF TENNESSEE NOTARY PUBLIC SHELBY COUNTY MY COMM. EXP. 9-17-08