This Instrument Prepared By and Return To:
FEARNLEY & CALIFF, PLLC
211 Donelson Pike, Ste. 113
Nashville, TN 37214

Davidson County DEEDQC
Recvd: 05/06/05 10:56 2 pgs
Fees:12.00 Taxes:0.00
20050606-0064043

DEED IN LIEU OF FORECLOSURE

KNOW ALL PERSONS BY THESE PRESENTS that MARK A. JAHN and wife, MARY JO JAHN, Party of the First Part, for and in consideration of Ten Dollars ($10.00) cash in hand paid and other good and valuable considerations, the receipt of all of which is hereby acknowledged, does hereby bargain, sell, remise, release, quit claim, and convey unto JOHN W. LEE, Party of the Second Part, all of their right, title, and interest in and to the following described real estate located in Davidson County, Tennessee, to-wit:

> BEING Lot No. 3, on the Resubdivision of Lot 3 and 4, Marlin Meadows, Section V, of record in Plat Book 8250, Page 378, Register's Office for Davidson County, Tennessee, to which Plat reference is made for a more complete description.

BEING the same property conveyed to the party of the first part by Warranty Deed recorded in Book 10141, Page 694, in the above Register's Office.

It is the intention of the party of the first part and the party of the second part that the Deed of Trust recorded under Instrument Number 20030108-0003393, in the above Register's Office not merge with the title acquired by the party of the second part pursuant to this deed. No such merger will occur unless and until such time as the party of the second part executes and duly records a written instrument specifically effecting such a merger. Accordingly, unless and until such an instrument is executed and recorded, the deed of trust will remain a valid and continuing lien, security title, and security interest against, in, and to the property described therein.

IN TESTIMONY WHEREOF, we have executed this instrument this the 6th day of May, 2005.

MARK A. JAHN

MARY JO JAHN

STATE OF New Mexico
COUNTY OF Benalillo

Before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared MARK A. JAHN and MARY JO JAHN, to me known (or proved to me on the basis of satisfactory evidence to be) the person described in and who executed the foregoing instrument, and who acknowledged that they executed the same as their free act and deed.

WITNESS my hand and Notarial Seal at office this 10 day of May, 2005.

OFFICIAL SEAL
Dianna Jacoby
NOTARY PUBLIC
STATE OF NEW MEXICO
My Commission Expires:

Notary Public
My commission expires 9-15-05

****

(FOR RECORDING DATA ONLY)

I hereby swear or affirm that to the best of my knowledge, information and belief, the actual consideration for this transfer is $10.00

Affiant

Subscribed and sworn to before me this 10 day of May, 2005.

OFFICIAL SEAL
Dianna Jacoby
NOTARY PUBLIC
STATE OF NEW MEXICO
My Commission Expires:

Notary Public
My commission expires 9-15-05

Property Address: 1206 Berwick Trail, Madison, TN 37115
Tax I.D. Number: 052-16-0 117.00

Mail tax bills to: (Person or agency responsible for payment of taxes)
John W. Lee
2405 Hickory Valley Road
Chattanooga, TN 37421

Property Owner and Address:
John W. Lee
2405 Hickory Valley Road
Chattanooga, TN 37421