This Instrument Prepared and Return to:
Mary K. Alissandratos, Esquire
Baker, Donelson, Bearman, Caldwell and Berkowitz
165 Madison Avenue, Suite 2000
Memphis, TN 38103

Davidson County DEEDTRS
Recvd: 05/28/05 08:34 4 pgs
Fees:22.00 Taxes:0.00
20050628-0073905

**MAXIMUM PRINCIPAL INDEBTEDNESS SECURED HEREBY FOR TENNESSEE RECORDING TAX PURPOSES IS $0.00. TAX PAID AT DAVIDSON COUNTY UNDER INSTRUMENT NUMBER 20050616-0069139, AS IT APPEARS OF RECORD IN SAID REGISTER'S OFFICE.**

# RECISSION OF SUBSTITUTE TRUSTEE'S DEED AND REAFFIRMATION OF DEED OF TRUST

WHEREAS, Citifinancial Mortgage Company, Inc. ("Lender") made a loan which was evidenced by a certain promissory note secured by a Deed of Trust executed by Lydia Michelle Goode Scott, ("Borrower") to Gregory W. Gleason, as Trustee ("Trustee"), dated December 30, 1998, recorded in Book 11287 Page 25 in the Register's Office of Davidson County, Tennessee ("Deed of Trust"); and

WHEREAS, the above mentioned Deed of Trust encumbered the following described property:

> Land in Davidson County, Tennessee, being Lot No. 19, on the Plan of Bell Trace, Section One, of record in Book 5210, Page 36, Register's Office for said County.
>
> Said Lot No. 19 fronts 35.00 feet on the southeasterly margin of Mill Creek Court and extends back 134.90 feet on the northeasterly line and 93.60 feet on the southwesterly line to a broken line in the rear, measuring 158.62 feet thereon.
>
> Being the same property conveyed to Lydia Michelda Goode Scott by Warranty Deed from Teresa Meeks dated October 25, 1994 in Book 9504, Page 344 in the Register's Office for Davidson County, Tennessee.
>
> Property Address: 204 Hickory Park Court, Antioch, Tennessee 37013

WHEREAS, on May 6, 2005, Lender appointed E. Franklin Childress, Jr., Blair B. Evans and Mary K. Alissandratos as substitute trustees ("Substitute Trustee"), any one of whom was empowered to serve with all the title, powers, and duties of the original Trustee named in the

Deed of Trust. Said Appointment of Substitute Trustee was recorded under Instrument Number 20050511-0053061 in the Register's Office of Davidson County, Tennessee.

WHEREAS, through mistake or inadvertence, a foreclosure sale was conducted and a Substitute Trustee's Deed was recorded under Instrument Number 20050616-0069139 on June 16, 2005 in the Register's Office of Davidson County, Tennessee.

WHEREAS, Lender and the Substitute Trustee acknowledge that the purported foreclosure sale was in error and the records should be corrected.

WHEREAS, the Substitute Trustee's Deed should be rescinded and the Deed of Trust reaffirmed since the Lender and the Substitute Trustee have acknowledged that the purported foreclosure sale was in error, is null and void, and that the indebtedness which the Deed of Trust secures shall now be reinstated to its original indebtedness as if the aforementioned foreclosure sale had not been held.

WHEREAS, Borrower has, and will continue to have, equitable title and fee simple title to the property commonly known as 204 Hickory Park Court East, Antioch, Montgomery County, Tennessee and Lender confirms that the aforesaid security instrument remains due and payable.

NOW , THEREFORE, for and in consideration of the sum of Ten and No/100 ($10.00) Dollars cash in hand paid, and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, and in order to correct the erroneous foreclosure and subsequent recording of the Substitute Trustee's Deed, Substitute Trustee and Lender hereby transfer and convey the full legal title to the above referenced property to have and to hold in

accordance therewith; the undersigned Substitute Trustee and Lender hereby agree and acknowledge that the Substitute Trustee's Deed of record under Instrument Number 20050616-0069139 in the Register's Office of Davidson County, Tennessee, is hereby rescinded and that it was and is null and void; that the Deed of Trust of record in Book 11287 Page 25 is reinstated and in full force as though the foreclosure sale was not held.

IN WITNESS WHEREOF, the Substitute Trustee and Lender hereto have caused this Rescission of Substitute Trustee's Deed and Reaffirmation of the Deed of Trust to be executed on this 22 day of June, 2005.

Substitute Trustees: E. Franklin Childress, Jr.
Blair B. Evans
Mary K. Alissandratos

By: Mary K. Alissandratos, Substitute Trustee
Mary K. Alissandratos, Substitute Trustee
Baker, Donelson, Bearman,Caldwell and Berkowitz
165 Madison Avenue, Suite 2000
Memphis, TN 38103

Lender: Citifinancial Mortgage Co., Inc.
By: _____

Title: Vice President

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2791004-001329 06/21/05

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF TENNESSEE
COUNTY OF SHELBY

On this 22nd day of June, 2005, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared Mary K. Alissandratos, to me known to be the person described in and who executed the foregoing instrument and acknowledged that she executed the same as her free act and deed as Substitute Trustee.

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

Sandra S. Lee
Notary Public

My Commission Expires:_____

SANDRA S. LEE
STATE OF TENNESSEE NOTARY PUBLIC
SHELBY COUNTY
MY COMM. EXP. OCT. 10, 2006

CERTIFICATE OF ACKNOWLEDGEMENT

STATE OF Texas
COUNTY OF Dallas

On this 21st day of June, 2005, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared Anna Ziolis, with whom I am personally acquainted, who upon oath, acknowledged herself to be the Vice President of Citifinancial Mortgage Company, Inc. and that she/he as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained by signing the name of the corporation as such officer .

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

Alona Price
Notary Public

NOTARY PUBLIC STATE OF TEXAS
ALONA PRICE
Notary Public
State of Texas
Comm. Expires 01-30-2006

My Commission Expires: 1/30/2006

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Property Address: 204 Hickory Park Court East
Antioch, Tennessee 37013

Owner and Mail Tax Notice to: Lydia Michelda Goode Scott
204 Hickory Park Court East
Antioch, Tennessee 37013

Tax Parcel ID: Map 156 Parcel 30.01

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