Davidson County DEEDTRS
Recvd: 01/13/06 08:54 3 pgs
Fees:17.00 Taxes:0.00
20060113-0005112

CORRECTED SUBSTITUTE TRUSTEE'S DEED

NOTE: THIS DEED IS BEING RECORDED TO CORRECT THE INSTRUMENT RECORDED AS INSTRUMENT NO. 20060103-0000500 TO SHOW THE CORRECT TAX PARCEL NUMBER.

WHEREAS, under date of 7 April 1998, ANTHONY M. MILLER and VICKIE M. MILLER executed a certain Trust Deed to Mike Curtis and Elizabeth A. Dawson, Trustees, for the purpose of securing the debt and obligations therein described, which Trust Deed is recorded in Book 10880, Page 592, in the Register's Office of Davidson County, Tennessee; and

WHEREAS, Beneficial Tennessee, Inc., the holder and owner of the debt and obligations secured by said Trust Deed, having for reasons satisfactory to itself, under the provision of said Trust Deed, by instrument recorded in said Register's Office as Instrument No. 20051114-0136969, named and appointed the undersigned as Trustee in the place and stead of Mike Curtis and Elizabeth A. Dawson; and

WHEREAS, default was made in the payment of the debt and obligations secured by said Trust Deed and the undersigned, as Substitute Trustee, was requested to advertise and sell the property conveyed by said Trust Deed in compliance with the provisions thereof; and

WHEREAS, the undersigned, as Substitute Trustee, did, in compliance with the provisions of said Trust Deed, advertise for sale the property conveyed by same, the advertisement of sale having been published in The Tennessee Tribune/West Tennessee Examiner, a newspaper published and/or distributed in Davidson County, Tennessee in the issues of 8, 15, 22 December 2005 of said newspaper, said sale having been advertised for Thursday, 29 December 2005, commencing at 12:00 o'clock noon outside the door of the Register of Deed's Office, 501 Broadway, Nashville, Tennessee, at the Northwest entry of the Gaylord Entertainment Center at which time and place the property was offered for sale and sold; and

WHEREAS, the highest and best bid for said property was then and there made by Beneficial Tennessee, Inc., to-wit: a bid of Seventy Five Thousand Nine Hundred Sixty One and 38/100 Dollars ($75,961.38) for said property, which bid was then and there accepted by the undersigned as Substitute Trustee.

NOW, THEREFORE, for the consideration named, and for and in consideration of the compliance with the terms of said bid, the undersigned, Richard J. Myers, as Substitute Trustee, has bargained and sold, and does by these presents bargain, sell and convey to the said Beneficial Tennessee, Inc., the property advertised and sold as hereinabove recited, situated, lying and being in the County of Davidson, State of Tennessee, and more particularly described as follows:

LAND IN DAVIDSON COUNTY, TENNESSEE, BEING LOT NO. 38 ON THE PLAN OF TIMBERWOOD ESTATES, SECTION IV, OF RECORD IN BOOK 6900, PAGE 228, SAID REGISTER'S OFFICE TO WHICH PLAN REFERENCE IS HEREBY MADE FOR A MORE COMPLETE AND ACCURATE LEGAL DESCRIPTION.

THIS BEING THE SAME PROPERTY CONVEYED TO ANTHONY M. MILLER AND VICKIE M. MILLER FROM EARHEART REALTY AND CONSTRUCTION COMPANY, INC. HEREIN BY DEED DATED 10/14/88 AND RECORDED 02/16/89 IN DEED BOOK 7733 AT PAGE 718.

PROPERTY ADDRESS: 3617 CHESAPEAKE DR., NASHVILLE, TN 37207

PREPARED BY AND RETURN TO:

Richard J. Myers, Esq
Apperson, Crump & Maxwell, PLC
6000 Poplar Avenue, Suite 400
Memphis, TN 38119

TO HAVE AND TO HOLD, unto the said Beneficial Tennessee, Inc., its successors and assigns, in fee simple forever.

The undersigned Substitute Trustee believes the title hereby conveyed to be good, but warrants the same against the lawful claims of all persons claiming by, through, and under a conveyance from the undersigned as Substitute Trustee, under the provisions of the above-described Trust Deed, and not further or otherwise.

This sale is made subject to any and all outstanding unpaid real property taxes upon the property as of the date of the Substitute Trustee's sale described herein, and any and all other prior restrictions, encumbrances, or liens of any nature.

The proceeds of this sale, the receipt of which the undersigned Substitute Trustee hereby acknowledges, have been applied as follows:

TOTAL BID		$75,961.38
Expenses:		
Recording Substitution of Trustee	12.00	
Title Search	500.00	
Advertising	500.00	
Recording Substitute Trustee's Deed	299.06	
Unpaid Real Property Taxes	1,902.78	
Attorney Fee and Costs	1,000.00	
TOTAL EXPENSES		4,213.84
BALANCE APPLIED TO THE MORTGAGE INDEBTEDNESS		$71,747.54

WITNESS, the signature of the undersigned, Richard J. Myers, Substitute Trustee, this 10th day of January, 2006.

Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On this the 10th day of January, 2006, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared Richard J. Myers, Substitute Trustee, to me known to be the person described, and who executed the foregoing instrument and acknowledged that he executed the same as his free act and deed.

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

Tangela Butler-Pearson
Notary Public

My Commission Expires:
1-28-2007

TANGELA BUTLER-PEARSON NOTARY PUBLIC AT LARGE SHELBY COUNTY, TENN. My Comm. Exp. 1-28-07

PROPERTY ADDRESS:

3617 Chesapeake Dr.
Nashville, TN 37207

SEND TAX BILLS TO:

Beneficial Tennessee, Inc.
P.O. Box 8362
Elmhurst, IL 60126-1058

Grantee: Beneficial Tennessee, Inc.
P.O. Box 8362
Elmhurst, TN 60126-1058

TAX MAP OR PARCEL ID NO.: #50-11/163

I, Richard J. Myers, 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 $75,961.38, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Affiant

Subscribed and sworn to before me this 10th day of January, 2006.

Notary Public

My Commission Expires: 1-28-2007

TAMELA BUTLER-PEARSON
NOTARY PUBLIC AT LARGE
SHELBY COUNTY, TENN.
My Comm. Exp. 1-28-07