Davidson County DEEDTRS
Recvd: 01/25/06 13:08 2 pgs
Fees:13.00 Taxes:462.50
20060125-0009510

Tennessee
Map: #19-096.16-0-119.00

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by DEED OF TRUST DATED JULY 19, 2002, AND RECORDED IN REGISTER'S INSTRUMENT: #20020726-0089897, IN THE REGISTER'S OFFICE OF DAVIDSON COUNTY, TENNESSEE, PATRICK S. MCCURDY MARRIED AND LAURA A. MCCURDY, MARRIED, CONVEYED TO BRUCE BALCOM ATTY., 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: #20050607-0064590, 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 December 6, 2005, at the outside 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 NOBLE PROPERTIES, INC, whose address is, 718 THOMPSON LANE, SUITE 108, NASHVILLE, TENNESSEE 37204, being the highest and best bidder, became the purchaser of said property at and for the sum of ONE HUNDRED NINE THOUSAND THREE HUNDRED NINETY SIX DOLLARS AND 00/100; and,

WHEREAS, the purchaser, has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the amount of its bid.

NOW, THEREFORE, in consideration of the premises and the payment by NOBLE PROPERTIES, INC 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 NOBLE PROPERTIES, INC, its successors and assigns in fee simple forever, the property above mentioned and now further described as being in NASVILLE, County of Davidson, State of Tennessee, to-wit:

LAND IN DAVIDSON COUNTY, TN, BEING LOT: #6 ON THE PLAN OF SECTION ONE-A, LARCHWOOD, OF RECORD IN BOOK: #5060, #137 REGISTER'S OFFICE FOR DAVIDSON COUNTY, TN, TO WHICH PLAN REFERENCE IS HEREBY MADE FOR A MORE COMPLETE DESCRIPTION.

SUBJECT TO ALL RESTRICTIONS, EASEMENTS, ZONING AND PLANNING ORDINANCES, AND GOVERNMENTAL REGULATIONS THAT MAY AFFECT THE PREMISES AND THE FOLLOWING EXCEPTIONS.

1. RESTRICTIVE COVENANTS OF RECORD IN BOOK: #5158, PAGE: #918
2. ALL MATTERS SHOWN ON THE PLAN OF RECORD IN BOOK: #5060, PAGE: #137, SAID REGISTER'S OFFICE.

PATRICK S. MCCURDY AND WIFE, LAURA A. MCCURDY, THEIR HEIRS AND ASSIGNS, obtained title to the above referenced real estate by Deed of record in BOOK: #9804, PAGE: #134, 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 NOBLE PROPERTIES, INC, 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.

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 December 6, 2005 hereunto set his hand and seal.

ARNOLD M. WEISS, Substitute Trustee

STATE OF TENNESSEE
COUNTY OF SHELBY

On December 6, 2005 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

MY COMMISSION EXPIRES: 9-17-08

STATE TAX $
CLERK'S FEE $

TOTAL $

PROPERTY ADDRESS
749 FITZPATRICK ROAD
NASHVILLE, TENNESSEE 37214

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
NOBLE PROPERTIES, INC
718 THOMPSON LANE
SUITE 108
NASHVILLE, TENNESSEE 37204

MORTGAGEE: NONE

THIS INSTRUMENT PREPARED BY:
WEISS SPICER, PLLC
ATTORNEYS AT LAW
208 ADAMS AVENUE
MEMPHIS, TENNESSEE 38103
(901) 526-8296

STATE OF TENNESSEE - COUNTY OF SHELBY
THE ACTUAL CONSIDERATION OF TRUE VALUE, WHICHEVER IS GREATER, FOR THIS TRANSFER IS
$ 125,000.00
AFFIANT
SUBSCRIBED AND SWORN TO BEFORE ME, THIS THE 25 DAY OF 20 06
NOTARY PUBLIC
MY COMMISSION EXPIRES