This Instrument Prepared By:

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Davidson County DEEDTRS
Recvd: 07/13/06 13:23 3 pgs
Fees:18.00 Taxes:370.00
20060713-0084516

SUBSTITUTE TRUSTEE'S DEED

Address New Owner(s) As Follows:	Send Tax Bills To:	Map-Parcel Nos.
The Bank of Nashville 401 Church Street Nashville, Tennessee 37219	Same	Map No. 75 Parcel No. 172.00

I, hereby swear or affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater, is $100,000.00.

Affiant

Subscribed and sworn to before me, this 13th day of July 2006.

Notary Public

JAMIE L. WIGGINS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TN

My Commission Expires: 7/25/09

WHEREAS, by Deed of Trust dated April 14, 2005, and recorded in Instrument No. 20050502-0048380, Register's office for Davidson County, Tennessee, Daniel DeVall, conveyed to Linda Hood, Trustee, the hereinafter described property for the purpose of securing the payment of the indebtedness and performance of the obligations therein set forth; and

WHEREAS, the holder of the debt secured the appointment of undersigned as Substitute Trustee by instrument of record in Instrument No. 20060306-0025900, said Register's office; 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 of said beneficiary, the said property was advertised for sale in conformity with the terms and provisions of said Deed of Trust and such ad appeared in The Nashville Record on June 15, 2006; June 22, 2006 and June 29, 2006; and

WHEREAS, pursuant to the Notice of Sale, the foreclosure sale was appointed to be held on the 12th day of July, 2006, at 10:00 o'clock a.m. at the front door of the Davidson County Register of Deeds Offices, 501 Broadway, Nashville, 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, The Bank of Nashville, being the highest and best bidder, became the purchaser of said property at and for the sum of One-Hundred Thousand Dollars ($100,000.00).

NOW, THEREFORE, in consideration of the premises, and the said purchase price bid and paid, undersigned, as the Substitute Trustee, does hereby grant, bargain, sell, transfer, and convey unto The Bank of Nashville, the following real estate:

> Situated in Davidson County, Tennessee: A Parcel of land, being part of the Ray G. Brunner property in Deed Book 9586, Page 348, situated in the 13th Councilmatic District of Davidson County, Tennessee, described according to an unrecorded survey by John D. McCormick – RLS #674, dated February 20, 1997, and described as follows: beginning at a new iron rod on the northwesterly margin of Tulip Grove Road, said point being 140.00 feet in a northeasterly direction 21 degrees, 43 minutes, 38 seconds along the said margin of Tulip Grove Road from the southwest corner of Ray Brunner and wife, property as recorded in Deed Book 9586, Page 348, and being the southwest corner of the property herein described; thence north 58 degrees, 19 minutes, 51 seconds west a distance of 878.0 feet to a new iron rod; thence south 71 degrees 35 minutes 23 seconds west a distance of 179.71 feet to a point in the easterly boundary of the Joseph Dykes property recorded in Deed Book 8285, Page 747; thence along the easterly boundary of the Joseph Dykes property N 25 degrees, 21 minutes, 56 seconds east a distance of 267.90 feet to an existing iron rod in a fence line being the southwesterly boundary of the Danny Sheehan property recorded in Deed Book 5978; Page 765; thence along the Sheehan property as follows: south 55 degrees 18 minutes 50 seconds east a distance of 344.47 feet; thence north 31 degrees 53 minutes 54 seconds east a distance of 34.95 feet to an existing iron rod; thence south 54 degrees 44 minutes 56 seconds east 200.00 feet to a point; thence north 31 degrees 53 minutes 54 seconds east 220.0 feet to an existing iron rod in the southerly margin of Tulip Grove Road as follows: south 54 degrees 44 minutes 56 seconds east a distance of 218.99 feet to a point in a curve; thence along the curve to the right having a radius of 258.35 feet, a distance of 339.66 feet; thence south 21 degrees 43 minutes 38 seconds west a distance of 133.40 feet to the point of beginning.
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> Being the same property conveyed to Daniel DeVall by Deed of record in Instrument No. 20050331-0034948, Register's Office for Davidson County, Tennessee.

to have and to hold the same, together with all the hereditaments, improvements, buildings, easements, and appurtenances therein and thereunto belonging and appertaining, in fee simple, forever and free from all current and future homestead exemption, curtesy and dower, elective or distributive share, valuation, stay, appraisement and marshalling of liens and asset rights relating to the property, as well as all statutory right of redemption, equity of redemption, reinstatement, forebearance or moratorium laws in the maker of said Deed of Trust and all persons claiming through and under said maker.

UNDERSIGNED, as Substitute Trustee, does hereby transfer, assign, and set over unto The Bank of Nashville, its successors and assigns, all of the covenants or warranties contained in the aforesaid Deed of Trust, and does hereby warrant the title to the aforesaid real estate as fully and completely as he is authorized to do as such Substitute Trustee, but no further or otherwise. Undersigned makes no warranties as to condition, location or set back of improvements on the property. The property is subject to all easements or restrictions of record in the Register's Office. This conveyance is subject to such priority tax liens and prior encumbrances as may appear of record, as well as all ad valorem property taxes which may be of record or applicable to said property.

The designation of the parties to this instrument in either the plural or singular shall be applied to mean either number, and where appropriate in the context hereof, shall mean any one or more of said parties, and any pronoun used herein shall include the masculine, feminine and neuter genders.

IN WITNESS WHEREOF, undersigned has hereunto set his hand and seal, this 13th day of July, 2006.

David M. Smythe
Substitute Trustee

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Personally appeared before me, Amie Wiggins, a Notary Public in and for the said county and State, the within named bargainor, David M. Smythe, Substitute Trustee, with whom I am personally acquainted, (or who proved to me on the basis of satisfactory evidence) and who acknowledged that he executed the within instrument for the purpose therein contained.

Witness my hand and official seal at office this 13th day of July, 2006.

Amie L. Wiggins
Notary Public

AMIE L. WIGGINS
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TN

My Commission Expires: 7/25/09