Davidson County DEEDTRS
Recvd: 01/17/07 15:14 4 pgs
Fees:23.00 Taxes:22200.00
20070117-0007022

FROM: Marc T. McNamee

SUBSTITUTE TRUSTEE

TO: Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3

NEW OWNER

Address New Owner as Follows:	Send Tax Bills To:	Map-Parcel No:
Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3 c/o CWCapital Asset Management LLC 701 13th Street NW Suite 1000 Washington, DC 20005	SAME	10600007200

This instrument prepared by:

Neal & Harwell, PLC, 150 Fourth Avenue, North, Suite 2000, Nashville, Tennessee 37219

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

The actual consideration or value, whichever is greater, for this transfer is **$6,000,000.00**.

Substitute Trustee
AFFIANT

LISA K. BRIAN
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

Subscribed and sworn to before me, this the 16th day of January, 2007.

Lisa K. Brian
NOTARY PUBLIC

My Commission Expires: 5/23/2009

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust and Security Agreement dated October 20, 2004, of record as instrument 20041108-0134402, Register's Office for Davidson County, Tennessee, it having been assigned in instrument 20050215-0017250, said Register's Office, collectively hereinafter referred to as "Deed of Trust," Altamont Pointe Nashville, LLC conveyed to Mark Lee, Trustee, the hereinafter described real estate, hereinafter referred to as "Property," to secure an indebtedness evidenced by a note of even date therewith, which note is fully described in the Deed of Trust, hereinafter referred to as the "Note"; and

WHEREAS, default having occurred in the payment of the Note, and in accordance with the terms of the Note and Deed of Trust, the holder thereof declared the entire indebtedness due and owing; and

WHEREAS, the lawful owner and holder of the indebtedness, by the terms of a certain instrument of record in Instrument 20060720-0087960, Register's Office for Davidson County, Tennessee, appointed Marc T. McNamee as Substitute Trustee, in the place and stead of Mark Lee, Trustee; and

WHEREAS, the owner and holder of the indebtedness directed Marc T. McNamee, Substitute Trustee, to sell the Property, and in accordance with the terms thereof, and pursuant to said direction, Marc T. McNamee, Substitute Trustee, did advertise the Property for sale as provided in the Deed of Trust and Note, and the Property was advertised to be sold at 10:00 a.m., on January 16, 2007, at the front steps of the entrance to the office of the Register of Deeds at 501 Broadway, Nashville, Davidson County, Tennessee, at public outcry, to the highest and best bidder for cash, free from the equity of redemption, homestead and dower, and all other exemptions of every kind, all of which are expressly waived in the Deed of Trust, and advertisement of sale was duly published in *The Nashville Record*, a newspaper of general circulation in Davidson County, Tennessee, on December 21, 2006, December 28, 2006 and January 4, 2007; and

WHEREAS, at the time and place of said sale, and upon the Property being offered under the terms hereinabove set forth, Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, acting through its Special Servicer, CWCapital Asset Management LLC, was the highest and best bidder, the Substitute Trustee thereby concluding the sale as of 10:45 a.m., by announcing that the Property had sold;

NOW, THEREFORE, the undersigned, Marc T. McNamee, Substitute Trustee, pursuant to the credit bid of Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, acknowledges the credit in the amount of **Six Million Dollars ($6,000,000.00)**, against the indebtedness of the Note, which was the highest bid, and for and in consideration of said bid, has bargained and sold, and by these presents does hereby transfer and convey unto Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, its successors and assigns, the following described real estate in Davidson County, Tennessee:

LAND IN THE 3RD CIVIL DISTRICT OF DAVIDSON COUNTY, TENNESSEE BEING SHOWN ON A SURVEY PREPARED BY BARGE, WAGGONER & SUMNER, DATED JUNE 6, 1966, REVISED JUNE 15, 1972 AND MAY 19, 1978 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT A POINT IN THE NORTH RIGHT OF WAY OF MURFREESBORO ROAD OR U.S. HIGHWAY NO. 41, SAID POINT BEING W. L. HAGAN'S SOUTHWEST CORNER; THENCE WITH THE NORTH MARGIN OF MURFREESBORO ROAD ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 1879.90 FEET, A CENTRAL ANGLE OF 7 DEGREES 12 MINUTES 22 SECONDS 236.32 FEET TO A POINT, THE END OF SAID CURVE; THENCE NORTH 52 DEGREES 13 MINUTES WEST 268.54 FEET TO A POINT IN THE NORTHERLY MARGIN OF SAID MURFREESBORO ROAD; THENCE LEAVING SAID MURFREESBORO ROAD, NORTH 34 DEGREES 47 MINUTES EAST 264.33 FEET TO A FENCE CORNER; THENCE WITH A FENCE NORTH 49 DEGREES 27 MINUTES WEST 265.21 FEET TO A POINT, HARSH'S SOUTHEAST CORNER; THENCE NORTH 18 DEGREES 04 MINUTES EAST 639.08 FEET WITH HARSH'S LINE AND MCQUIDDYS LINE, TO A FENCE CORNER; THENCE ALONG MCQUIDDY'S SOUTH LINE SOUTH 70 DEGREES 53 MINUTES EAST 673.98 FEET TO A POINT IN W. L. HAGAN'S WEST LINE; THENCE WITH W. L. HAGAN'S WEST LINE THE FOLLOWING COURSES AND DISTANCES: SOUTH 4 DEGREES 08 MINUTES WEST 424.64 FEET TO POINT; SOUTH 26 DEGREES 03 MINUTES WEST 301.00 FEET TO A POINT; THENCE SOUTH 6 DEGREES 50 MINUTES WEST 189.00 FEET TO A FENCE CORNER; THENCE NORTH 81 DEGREES 53 MINUTES WEST 152.47 FEET TO A CORNER POST; THENCE SOUTH 10 DEGREES 46 MINUTES WEST 216.96 FEET TO THE POINT OF BEGINNING AND CONTAINING 16.01 ACRES, MORE OR LESS.

BEING THE SAME PROPERTY CONVEYED TO ALTAMONT POINTE NASHVILLE, LLC, A TENNESSEE LIMITED LIABILITY COMPANY BY SPECIAL WARRANTY DEED FROM ALTAMONT POINTE REALTY CORP., A DELAWARE

CORPORATION OF RECORD IN INSTRUMENT NO. 20041108-0134401, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

This is improved property known as 850 Murfreesboro Road, Nashville, Tennessee 37217.

TO HAVE AND TO HOLD the Property, with the appurtenances, estate, title and interest thereto belonging to Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, its successors and assigns, forever; and Marc T. McNamee, Substitute Trustee, does hereby transfer, assign, and set over unto Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, all of his right, title and interest in the said property as Substitute Trustee, but no further or otherwise.

Said sale is subject to the permitted encumbrances described in Exhibit "A" attached hereto.

CONCURRENT with the sale of the herein referenced Property, Marc T. McNamee, Substitute Trustee, acting for and under the instruction of the secured party also conducted a sale under the Uniform Commercial Code of certain personal property described in UCC Financing Statement of record as File Number 104070011 in the office of the Tennessee Secretary of State, assigned to and held by Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3 in File No. 105009938, Tennessee Secretary of State, and Instrument 20041108-0134404, of record in the Register's Office for Davidson County, Tennessee, assigned to and held by Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, by that certain instrument of record as Instrument 20050215-0017251, said Register's Office. Wells Fargo Bank N.A., as Trustee for the Registered Holders of GMAC Commercial Mortgage Securities, Inc., Commercial Mortgage Pass-Through Certificates, Series 2004-C3, through its Special Servicer, CWCapital Asset Management LLC, being the highest and best bidder, did also purchase the personal property referenced herein, and Marc T. McNamee, Substitute Trustee acting for and under the instruction of the secured party, for the same good and valuable consideration, does by these presents hereby sell, transfer, assign and set over all of the secured party's right, title and interest in and to said personal property, but not further or otherwise.

IN WITNESS WHEREOF, the said Marc T. McNamee, Substitute Trustee, has executed this instrument on this the 16th day of January, 2007.

Marc T. McNamee, Substitute Trustee

MARC T. MCNAMEE , SUBSTITUTE TRUSTEE

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Marc T. McNamee, Substitute Trustee, the bargainor, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who upon oath acknowledged that he executed the within instrument for the purposes therein contained in his capacity as Substitute Trustee.

Witness my hand and seal, at office in Nashville, Tennessee, this the 16th day of January, 2007.

Lisa K. Brian

NOTARY PUBLIC

My Commission Expires: 5/23/2009

LISA K. BRIAN STATE OF TENNESSEE NOTARY PUBLIC Lamont DAVIDSON COUNTY, TENN.

LISA K. BRIAN STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TENN.

EXHIBIT A
PERMITTED ENCUMBRANCES

Any lien for services, labor, or materials in connection with improvements, repairs or renovations not shown by the public records.

Taxes and assessments for the year 2006 and prior years now due and payable.

Any discrepancies or conflicts in boundary lines, any shortages in area, or any encroachment or overlapping of improvements.

Easements, liens, encumbrances, or claims thereof, which are not shown by the public record.

All of the terms and provisions set forth and contained in that certain Lease between EBA Associates, a Tennessee general partnership, Lessor, and Powertel/Memphis, Inc., Lessee, a memorandum of which is recorded in Book 10890, page 921, Register's Office for Davidson County, Tennessee.

All of the terms and provisions set forth and contained in that certain Lease between EBA Associates, a Tennessee general partnership, Lessor, and Executive House Apartments, Lessee, a memorandum of which is recorded in Instrument No. 20000914-0091596, Register's Office for Davidson County, Tennessee.

Agreement for Dedication of Easement for Sanitary Sewers and/or Storm Drainage of record in Book 4040, page 968 in the Register's Office, Davidson County, Tennessee .

Agreement for Dedication of Easement for Sanitary Sewers and/or Storm Drainage of record in Book 4520, page 797 in the Register's Office, Davidson County, Tennessee .