Davidson County DEEDTRS
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Fees:13.00 Taxes:481.00
20070627-0076789

PREPARED BY AND RETURN TO:
Joe M. Kirsch, Attorney
6055 Primacy Parkway, Suite 410
Memphis, TN 38119
901-767-5566
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Name: Earl E. Lusk, and wife, Bathsheba L. Lusk
S&K#: 07-20903

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated October 2, 1989, recorded in Book 7956, Page 713 in the Register's Office of Davidson County, Tennessee, Troy C. Whitmer and Susan P. Whitmer, husband and wife, conveyed to Attorneys Title Company, Trustee, 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 Instrument Number 20070605-0066801 in the Register's Office of Davidson County, Tennessee; 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 sale Deed of Trust by which advertisement the sale was appointed to be held on June 11, 2007, at the Davidson County Courthouse in Nashville, Tennessee, at 10:00 Am; 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 time the said property was struck off and sold to Noble Properties Inc. whose address is 718 Thompson Lane, Suite 108, Nashville, TN 37204, at and for the sum of $65,000.00, that being the highest and best bid offered; and,

WHEREAS, the purchaser, Noble Properties Inc. has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance being applied upon said indebtedness for which property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by Noble Properties Inc., the sum of money so paid, receipt of which is hereby acknowledged, the undersigned, Shapiro & Kirsch, LLP., as Substitute Trustee, does hereby grant, bargain, sell and convey to the said Noble Properties Inc., its heirs, successors and assigns, in fee simple forever, the property above mentioned and now further described as being in Nashville, County of Davidson, State of Tennessee, to-wit:

Described property located in Davidson County, Tennessee, to wit:

Lot Number 4 on the plan of Coutras Property, of record in Book 6050, Page 71, Register's Office for said County.

Said Lot Number 4 fronts 58.49 feet on the westerly margin of Ashley Drive and extends back 167.71 feet on the southerly line and 134.07 feet on the northerly line to a dead line in the rear, measuring 95.20 feet thereon.

This legal description is identical with that in Deed of Trust recorded in Book 7956, Page 713, in the Register's Office of Davidson County, Tennessee.

The grantor received title to the above-captioned real estate by Deed of Trust of record in Book 7956, Page 713, in the Register's Office of Davidson County, Tennessee.

The last deed of record is Warranty Deed, recorded in Book 8895, Page 535, in the Register's Office for Davidson County, Tennessee.

Subject to any unpaid taxes, subdivision restrictions, building lines and easements, State and Federal tax liens.

TO HAVE AND TO HOLD the said real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto Noble Properties Inc., its heirs, successors and assigns, in fee simple forever, to whom the said Shapiro & Kirsch, LLP.,

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.

IN WITNESS WHEREOF, the said Shapiro & Kirsch, LLP., Substitute Trustee, has hereunto set his hand and seal on the date written below.

Shapiro & Kirsch, LLP.

Denise D. Griffin, An Authorized Agent

STATE OF TENNESSEE
COUNTY OF SHELBY

On the 11 day of June, before me, a Notary Public, in and for said State and County, personally appeared Denise D. Griffin, with whom I am personally acquainted, and who, upon oath acknowledged to be an Authorized Agent of Shapiro & Kirsch, L.L.P. the within named bargainor, a limited liability partnership, and that as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the Limited Liability Partnership.

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

CLAY SCHNADELBACH STATE OF TENNESSEE NOTARY PUBLIC COUNTY OF SHELBY COMM. EXP. JUNE 29, 2010

6/29/2010
My commission expires:

Notary Public

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer is $65,000.00 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 on the 11, day of June, 2007.

CLAY SCHNADELBACH STATE OF TENNESSEE NOTARY PUBLIC COUNTY OF SHELBY COMM. EXP. JUNE 29, 2010

Notary Public

PROPERTY ADDRESS: 5007 Ashley Drive, Nashville, TN 37211

RETURN TO:
PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
Noble Properties Inc.
718 Thompson Lane, Suite 108, Nashville, TN 37204

S & K #:07-20903
Map & Parcel – 161 02 0 182.00

PREPARER'S NOTE: IT IS THE GRANTEE'S RESPONSIBILITY TO RECORD THIS INSTRUMENT. FAILURE TO DO SO MAY ADVERSELY AFFECT TITLE OR INTEREST.

STATE OF TENNESSEE
COUNTY OF DAVIDSON
THE ACTUAL CONSIDERATION OR TRUE VALUE, WHICHEVER IS GREATER FOR THIS TRANSFER IS
$ 130,000.00
AFFIANT
SUBSCRIBED AND SWORN TO BEFORE ME, THIS
THE 27 DAY OF June 20 07
Deputy Register