FILE NO.: 472.0813100TN\R
LOAN NO.: 0335338940\CONV

Davidson County DEEDTRS
Recvd: 09/24/08 10:16 2 pgs
Fees:13.00 Taxes:435.56
20080924-0097070

THIS INSTRUMENT PREPARED
BY & RETURN TO:
**Nationwide Trustee Services, Inc.**
1587 N.E. Expressway
Atlanta, GA 30329

## SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated November 24, 2006 and recorded in the Register's Office of Davidson County, TN, at Instrument 20061229016067l, ("Deed of Trust")Barbara J. Gordon conveyed to Donald Sinrod, as Trustee, the hereinafter described property for the purpose of securing payment of the indebtedness and performance of the obligations therein mentioned and set forth; and

WHEREAS, the beneficial interest of said Deed of Trust was last transferred and assigned to ACT Properties LLC; and

WHEREAS, **ACT Properties LLC,** being the owner and holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record at **Instrument 20080827-0087879** in the Register's Office of Davidson County, TN; and

WHEREAS, default has been made in the payment of said indebtedness and the performance of said obligations thereby secured to be paid and performed, and the holder of said Deed of Trust requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and

WHEREAS, the property was advertised for sale in conformity with the laws of TN and the terms and provisions of said Deed of Trust on 08/22/08, 08/29/08, 09/05/08, in THE NASHVILLE RECORD, by which advertisement the sale was held on September 18, 2008, at the corner of Fifth and Broadway at the Main Entrance to the Sommet Center F/K/A Gaylord Entertainment Center in Nashville, Davidson County, TN, in bar of the equities of redemption, dower, and homestead; and

WHEREAS, at the time and place mentioned in said advertisement, Phil Young, the undersigned's agent, offered said property for sale at public outcry to the highest and best bidder for cash, at which sale **ACT Properties LLC**, being the highest, best and last bidder, became the purchaser of said property at and for the sum of $117,718.64; and

WHEREAS, the owner and holder of said debt for which said property was sold has complied with the terms of sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance of the purchase price being credited on the indebtedness secured by said Deed of Trust;

NOW, THEREFORE, in consideration of the premises and of the payment by ACT Properties LLC as aforesaid, of the said sum of money, receipt of which payment is hereby acknowledged, the undersigned **Nationwide Trustee Services, Inc.**, as Substitute Trustee, does hereby grant, bargain, sell and convey unto **ACT Properties LLC**, its successors and assigns, in fee simple forever, the following described real property situated in the County of Davidson, State of TN:

A certain Tract or parcel of land in Davidson County, state of Tennessee, described as follows, to-wit: Being Lot no. 59 on the plan of Roselawn Subdivision, of record in Book 2233, Page 1, Register's Office for said county. Said Lot No. 59 fronts 73.5 feet on the South side of Cresent Hill Road and runs back 131.7 feet on the East line and 135.2 feet on the West line to a dead line in the rear on which it measures 80 feet. For informational purposes only, The APN is shown by the county assessor as 083-07-0-234-00; source of title is book 7025, page 526 (recorded 10/30/86)

The last recorded Warranty Deed was filed of record at Instrument 7025, Page 526 in the Register's Office of Davidson County, TN.

TO HAVE AND TO HOLD the property described above, together with the privileges, appurtenances, and hereditaments thereunto belonging or in any way appertaining unto the said **ACT Properties LLC**, its successors and assigns forever, to whom the said, **Nationwide Trustee Services, Inc.**, as Substitute Trustee, warrants the title to the aforesaid property against the lawful claims and demands of all persons claiming by, through or under him, but not further nor otherwise.

IN TESTIMONY WHEREOF, **Nationwide Trustee Services, Inc.**, Substitute Trustee, has hereunto set his hand, this 18th day of September, 2008.

**Nationwide Trustee Services, Inc.**
Substitute Trustee

STATE OF GEORGIA

COUNTY OF DEKALB

On this 18th day of September, 2008, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared Germaine Duncan, with whom I am personally acquainted (or proved on the basis of satisfactory evidence to be the person), and who, upon his or her oath, acknowledged himself or herself to be the Vice President of **Nationwide Trustee Services, Inc.**, the within named bargainor, and as such officer or member being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by subscribing thereto the name of the corporation by himself or herself as such officer or member.

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

Notary Public

RONALD KEY NOTARY PUBLIC GWINNETT COUNTY, GA Exp. Nov. 28, 2010

My Commission Expires: 11-28-2010

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STATE OF GEORGIA

COUNTY OF DEKALB

I hereby swear or affirm that to the best of my knowledge, information and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $117,718.64, 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 THIS 18TH DAY OF SEPTEMBER 2008.

Notary Public

RONALD KEY NOTARY PUBLIC GWINNETT COUNTY, GA Exp. Nov. 28, 2010

My Commission Expires: 11-28-2010

**MSP No.: 472.0813100TN (Gordon)**
**Lender Loan No.: 0335338940**
**Property Address: 904 Crescent Hill Road, Nashville, TN 37206**
**Tax Parcel ID No.: 087 - 07 - 0 - 234.00**

Mail Tax Notices To and Property Owner:

US Bank Home Mortgage
P.O. Box 20005
Owensboro, KY 423040005