IN THE CHANCERY COURT FOR THE 20th JUDICIAL DISTRICT DAVIDSON COUNTY, TENNESSEE

FILED
2009 JUN 22 AM 8:56

HSBC MORTGAGE SERVICES, INC.,

Plaintiff,

v.

GARY G. JINDRAK,

Defendant.

NO.: 09-1215-IV

ORDER TO SET-ASIDE SUBSTITUTE TRUSTEE'S DEED

As evidenced by respective signature of counsel for the Plaintiff and of the Defendant, the parties agree that a foreclosure sale conducted on May 22, 2009, and Substitute Trustee's Deed of record at Instrument No. 200905270048561, Register's Office of Davidson County, Tennessee, should be set aside, that title should remain vested in the name of the Gary G. Jindrak, a single person, subject to the Deed of Trust, subject to the foreclosure sale.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that the Substitute Trustee's Deed dated May 22, 2009 and being of record at Instrument No. 200905270048561, Register's Office of Davidson County, Tennessee is hereby set aside and recinded and that the terms and conditions of the title shall remain vested in Gary G. Jindrak as of Record at Instrument No. 20051024-0127962, Register's Office of Davidson County, Tennessee, subject to the Deed of Trust executed by Gary G. Jindrak to Transcontinental Title, Trustee, dated the 24th day of April, 2006, and being of record at Instrument No. 20060515-0056509. Register's Office of Davidson County, Tennessee.

Davidson County ORDER
Recvd: 06/22/09 10:44 3 pgs
Fees:17.00 Taxes:0.00
20090622-0057784

Entered this the 22nd day of June, 2009.

CHANCELLOR

Approved for entry:

William Timothy Hill, BPR # 9487
Attorney for Plaintiff
201 4th Avenue North, Suite 1800
Nashville, TN 37219
Phone: (615) 256-1577
Fax: (615) 256-5858
Email: tim@wthillatty.com

Gary G. Jindrak
Defendant
211 Treutland Street
Nashville, TN 37207

I HEREBY CERTIFY THAT THIS IS A TRUE COPY
OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 22 DAY OF June 2009
CRISTI SCOTT, CLERK & MASTER
BY _____
DEPUTY

AFFIDAVIT

I, William Timothy Hill, do hereby make oath that I am a licensed attorney and/or the custodian of the electronic version of the attached document tendered for registration herewith and that this is a true and correct copy of the original document executed and authenticated according to law.

William Timothy Hill
PRICE, HILL & KOLARICH
201 4th Avenue North, Suite 1800
Nashville, TN 37219
(615) 256-1577

State of Tennessee)
)
County of Davidson)

Personally appeared before me, Phyllis Ashby, a notary public for this county and state, (William Timothy Hill) who acknowledges that this certification of an electronic document is true and correct and whose signature I have witnessed.

PHYLLIS ASHBY
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.
My Commission Expires MAR. 20, 2010

Notary Public

MY COMMISSION EXPIRES: March 20, 2010.