BILL GARRETT, Davidson County
Trans:T20090081451 DEEDTRS
Recvd: 12/02/09 13:58 5 pgs
Fees:28.00 Taxes:7783.15
20091202-0110342

NEW OWNER:

P.O. Box 727
Mt. Juliet, TN 37122

THIS INSTRUMENT PREPARED BY:

Rochelle, McCulloch & Aulds, PLLC
109 North Castle Heights Avenue
Lebanon, TN 37087

SEND TAX BILL TO:

New Owner

Map / Parcel: 12100007800

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, Carillon Village Partnership, a Tennessee general partnership, executed a Tennessee Deed of Trust, Assignment of Rents, Security Agreement and Fixture Filing dated May 24, 2007, of record as Instrument No. 20070525-0062851, Register's Office for Davidson County, Tennessee, (hereinafter referred to as the "Tennessee Deed of Trust), as corrected by Scriveners Affidavit at Instrument No. 20070615-0071830; and

WHEREAS, said conveyance was made for the purpose of securing the payment of certain sums as evidenced by a promissory note payable to the order of Colonial Bank; and,

WHEREAS, on the 26th day of June, 2009, Colonial Bank executed an Assignment of Mortgage unto Liberty Dollar Financial Services, Inc., a Tennessee corporation; said Assignment of record as Instrument No.: 20090707-0063293, in the Register's Office for Davidson County, Tennessee, to which reference is hereby made.

WHEREAS, the original Trustee has tendered his resignation, and by Appointment of Substitute Trustee, dated July 14, 2009, of record as Instrument No.: 20090715-0066052, Register's Office for

Davidson County, Liberty Dollar Financial Services, Inc., did convey all of the rights, powers and privileges of the original Trustee as named in the Tennessee Deed of Trust unto the undersigned, Gregory S. Gill, Substitute Trustee; and

WHEREAS, acting pursuant to the demand made by Liberty Dollar Financial Services, Inc., the owner and holder of the indebtedness, and acting pursuant to the power and authority vested in the Trustee under the Tennessee Deed of Trust and the Appointment of Substitute Trustee, Gregory S. Gill, Substitute Trustee, duly advertised and sold the property hereinabove described at the northwest entrance door, 6th Avenue and Broadway, Nashville, Davidson County, Tennessee, on September 4, 2009, at 10:00 a.m., local time, to the highest and best bidder for cash, at which sale the same was bid in and sold to **CARILLON II INVESTMENT PARTNERS, a Tennessee general partnership,** at and for the sum of Two Million, One Hundred Three Thousand, Five Hundred Fifty-Five Dollars ($2,103,555.00), the receipt of which is hereby acknowledged.

NOW, THEREFORE, Gregory S. GILL, Substitute Trustee, has this day bargained and sold, and by these presents does hereby transfer and convey unto **CARILLON II INVESTMENT PARTNERS, a Tennessee general partnership**, its successors and assigns, forever, the following tract or parcel of land situated and lying in the Thirteen Councilmanic District of Nashville, Davidson County, Tennessee, bounded and described as follows:

> Land in the Thirteen Councilmanic District of Nashville, Davidson County, Tennessee, described according to a survey prepared by Theodore Vinson, RLS No. 2136, dated May 25, 2001, last revised November 1, 2005, as follows:
>
> **Tract 1:**
>
> Land lying in the Thirteen Councilmanic District of Nashville, Davidson County, Tennessee and being the same property conveyed to Albert L. Powell of record in Deed Book 4846, Page 544, R.O.D.C. and being more particularly described as follows:
>
> Beginning at an iron pin (found) lying in the easterly margin of Bell Road (80' R.O.W.), being the northwesterly corner of the herein described property;
>
> Thence, along or near the northerly lines of Woodland Pointe of record in Instrument 20020725-0089575, R.O.D.C the next three (3) courses and distances:

Thence, South 32° 01' 20" East, a distance of 120.31 feet to an iron pin (found);

Thence, South 80° 52' 06" East, a distance of 909.16 feet to an iron pin (found);

Thence, South 78° 52' 42" East, a distance of 621.26 feet to a 34" Oak (found);

Thence, along or near the United States of America (J. Percy Priest Lake) the next five (5) courses and distances:

Thence, South 14° 52' 33" West, a distance of 43.73 feet to a Corps of Engineers Concrete Monument (found);
Thence, South 08° 50' 34" West, a distance of 779.33 feet to a Pile of Rocks (found);

Thence, South 07° 57' 34" West, a distance of 170.00 feet to an iron pin (set);

Thence, South 10° 29' 27" West, a distance of 78.10 feet to a Corps of Engineers Concrete Monument (found);

Thence, North 80° 44' 00" West, a distance of 1594.60 feet to an iron pin (set);

Thence, along said eastern margin of Bell Road North 08° 21' 51" East, a distance of 1179.39 feet to the Point of Beginning.

Containing 1,740,915 Square Feet or 39.97 Acres, more or less.

Tract 2:

Land lying in the Thirteenth Councilmanic District of Nashville, Davidson County, Tennessee and being the same property conveyed to Albert L. Powell of record in Deed Book 4846, Page 544, R.O.D.C. and being more particularly described as follows:

Beginning at an iron pin (found) lying on the westerly margin of Bell Road (80' R.O.W.), being the northeasterly corner of the herein described property;

Thence along said margin of Bell Road the next two (2) courses and distances:

Thence, along a curve to the right having a radius of 3779.72 feet and a central angle of 0° 49' 21" and being subtended by a chord which bears South 07° 23' 18" West a distance of 54.25 feet, an arc distance of 54.25 feet to a iron pin (set);

Thence, South 08° 21' 51" West, a distance of 1223.24 feet to an iron pin (set);

Thence, along or near the northerly line of the United States of America property (J. Percy Priest Lake) North 80° 44' 00" West, a distance of 37.22 feet to a 1" pipe (found);

Thence, along or near the easterly and northerly lines of Bill Staples, et al of record in Instrument 200003130025430, R.O.D.C. the next two (2) courses and distances:

Thence, North 09° 33' 08" East, a distance of 597.32 feet to an iron pin (set);

Thence, North 80° 17' 31" West, a distance of 255.83 feet to an iron pin (found);

Thence, along or near the easterly and northerly lines of Earlstine Mosely, et al of record in Instrument 200006020055041, R.O.D.C. the next two courses and distance:

Thence, North 21° 18' 08" East, a distance of 213.07 feet to an iron pin (found);

Thence, North 80° 28' 51" West, a distance of 648.83 feet to an iron pin (set);

Thence, along the easterly margin of Pleasant Hill Road (R.O.W. Varies) the next five (5) courses and distances:
Thence, North 09° 14' 34" East, a distance of 32.10 feet to an iron pin (set);

Thence, along a curve to the right having a radius of 713.40 feet and a central angle of 15° 38' 02" and being subtended by a chord which bears North 17° 03' 33" East a distance of 194.06 feet, an a arc distance of 194.66 feet to a iron pin (set);

Thence, North 24° 52' 34" East a distance of 87.70 feet to a iron pin (set);

Thence, along a curve to the left having a radius of 538.40 feet and a central angle of 21° 37' 58" and being subtended by a chord which bears North 14° 03' 35" East a distance of 202.07 feet, an a arc distance of 203.28 feet to a iron pin (set);
Thence, North 03° 14' 34" East, a distance of 73.16 feet to a iron pin (set);

Thence, along or near the southerly line of H. T. Everett, et al of record in Deed Book 3675, Page 205, R.O.D.C. South 83° 41' 03" East, a distance of 686.56 feet to a iron pin (found);

Thence, along or near the southerly line of James Carbine of record in Deed Book 11539, Page 344, R.O.D.C. the next two (2) courses and distances:

Thence, South 30° 48' 49" East, a distance of 47.28 feet to an iron pin (set);

Thence, South 31° 09' 01" East, a distance of 151.50 feet to the Point of Beginning.

Containing 569,615 Square Feet or 13.08 Acres, more or less.

Being the same property conveyed to Carillon Village Partnership, a Tennessee general Partnership, by deed from Albert L. Powell, Trustee for Percy Priest Lake Joint Venture, a Tennessee Joint Venture, of record as Instrument No. 20060210-0016654, said Register's Office.

TO HAVE AND TO HOLD said property, together with any and all appurtenances and improvements thereunto belonging, unto the said **CARILLON II INVESTMENT PARTNERS, a Tennessee general partnership**, its successors and assigns, in fee simple, forever.

I further transfer, assign and convey unto **CARILLON II INVESTMENT PARTNERS, a Tennessee general partnership**, its successors and assigns, all the rights and benefits of the covenants and warranties set forth in the aforesaid Tennessee Deed of Trust executed to me as Substitute Trustee only, and not otherwise.

This conveyance is made subject to any and all real property taxes and subject to any prior mortgages of record in the Register's Office for Davidson County, Tennessee.

WITNESS MY SIGNATURE hereto this 5th day of September, 2009.

GREGORY S. GILL
Substitute Trustee

STATE OF TENNESSEE }
COUNTY OF WILSON }

Personally appeared before me, the undersigned, a Notary Public of the state and county aforesaid, the within named bargainor, **GREGORY S. GILL, Substitute Trustee**, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that he executed the within instrument for the purposes therein contained.

WITNESS MY HAND this 5th day of September, 2009.

Notary Public
My Comm. Expires: 4.2.11

KELLY M. CLEMMONS STATE OF TENNESSEE NOTARY PUBLIC WILSON COUNTY

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The actual consideration or value, whichever is greater, for this transfer is **$2,103,555.00**.

Affiant

SWORN AND SUBSCRIBED to before me this 1 day of December, 2009.

Notary Public
My Comm. Expires: 4.2.11

KELLY M. CLEMMONS STATE OF TENNESSEE NOTARY PUBLIC WILSON COUNTY