BILL GARRETT, Davidson County
Trans:T20100025000 DEEDTRS
Recvd: 04/27/10 11:34 3 pgs
Fees:18.00 Taxes:128.10
20100427-0031803

Prepared by and Return to:
Patrick Taggart/ccollymore 04/22/2010
McCurdy & Candler, L.L.C.
250 East Ponce De Leon Avenue, Suite 600
Decatur, GA 30030

SUBSTITUTE TRUSTEE'S DEED

GMAC Mortgage Corporation
File No. 08-16605 /Kiva Smith

Tennessee, Davidson County

WHEREAS, by Deed of Trust dated August 31, 2005, and recorded in the Register's Office of Davidson County, Tennessee, on September 2, 2005 at Instrument No. 20050902-0105773, ("Deed of Trust"), Kiva Smith conveyed to Saturn & Mazer Title Services, Inc., Trustee, 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 U.S. Bank National Association as Trustee; and

WHEREAS, U.S. Bank National Association as Trustee, being the owner and holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record in Instrument No. 201004050024804, the Register's Office of Davidson County, Tennessee; 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 Tennessee Tribune in conformity with the laws of Tennessee and the terms and provisions of said Deed of Trust on 4/1/2010, 4/8/2010 and 4/15/2010. The sale was held on April 22, 2010, in Davidson County, Tennessee, in bar of the equities of redemption, dower, and homestead; and

WHEREAS, at the time and place mentioned in said advertisement, the undersigned's agent, offered said property for sale at public outcry to the highest and best bidder for cash, at which sale American Consulting Corporation, being the highest, best and last bidder, became the purchaser of said property at and for the sum of $34,622.00; and

WHEREAS, the said owner and holder of the debt has assigned its interests in the said property to American Consulting Corporation, its successors and assigns;

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 American Consulting Corporation as aforesaid, of the said sum of money, receipt of which payment is hereby acknowledged, the undersigned **MCC TN, LLC** as Substitute Trustee, does hereby grant, bargain, sell and convey unto American Consulting Corporation, its successors and assigns, in fee simple forever, the following described property, to-wit:

FOR LEGAL DESCRIPTION, SEE EXHIBIT "A"
ATTACHED HERETO AND MADE A PART HEREOF

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 American Consulting Corporation, its successors and assigns, forever, to whom the said **MCC TN, LLC** 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, **MCC TN, LLC**, has hereunto executed, on April 22, 2010.

MCC TN, LLC
Substitute Trustee

STATE OF GEORGIA
COUNTY OF DEKALB

On April 22, 2010, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared, Patrick A. Taggart, on behalf of **MCC TN, LLC**, Substitute Trustee, the within named bargainor, with whom I am personally acquainted (or proved on the basis of satisfactory evidence), and who, upon oath, acknowledged that he/she executed the foregoing instrument for the purposes contained therein.

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

OFFICIAL SEAL
CATHERINE COLLYMORE
NOTARY PUBLIC, NEWTON COUNTY, GA
MY COMMISSION EXPIRES FEB. 19, 2012

Notary Public

My Commission Expires:_____

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 $34,622.00, 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 April 22, 2010.

Notary Public

OFFICIAL SEAL
CATHERINE COLLYMORE
NOTARY PUBLIC, NEWTON COUNTY, GA
MY COMMISSION EXPIRES FEB. 19, 2012

Mail Tax Notices to and Property Owner:
American Consulting Corporation
3100 Dudley Ave.
Nashville, TN 37212

Map & Parcel No.: 07112019900
Property Address: 909 Oneida Avenue
Nashville, TN 37207

Exhibit "A"

Lot 99, Victory Heights, as shown on plat of record in Plat Book 1130, Page 97, in the Registers Office, Davidson County, Tennessee, to which plat reference is hereby made for a more particular description of said property.

Being the same property conveyed to Jillian Etherington, a single person, by Warranty Deed dated June 22, 2005 from Citibank N.A. as Trustee, of record in Instrument No.: 20050722-0085341, Registers Office for Davidson County, Tennessee. Being the same property conveyed to Citibank N.A. as Trustee, by Trustees Deed dated May 10, 2005 from Christopher L. Palmer as Successor Trustee, of record in Instrument No.: 20050513-0054101, said Registers Office. Being the same property conveyed to Floyd C. Redd and wife, Julia Mae Redd, by deed dated July 8, 1971 of record in Book 4518, Page 632, said Registers Office.

Being the same property conveyed to Kiva Smith by Warranty Deed of record in Instrument No. 20050902010577 2, Registers Office for Davidson County, Tennessee.