This instrument prepared by:
J. PHILLIP JONES
ATTORNEY AT LAW
1800 HAYES STREET
NASHVILLE, TN 37203
PARCEL ID: 164 06 0B 025.00
549 BRADBURN VILLAGE CIRCLE, UNIT #25
ANTIOCH, TENNESSEE 37013
(A/K/A 549 BRADBURN VILLAGE CIRCLE
ANTIOCH, TENNESSEE 37013)

NO MORTGAGE
New Owner - Send Tax Bills:
TENNESSEE HOUSING DEVELOPMENT AGENCY
404 JAMES ROBERTSON PARKWAY
SUITE 1114
NASHVILLE, TENNESSEE 37243-0900

BILL GARRETT, Davidson County
Trans:T20100072477 DEEDTRS
Recvd: 11/16/10 09:28 2 pgs
Fees:12.00 Taxes:0.00
20101116-0091544

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, on **AUGUST 22, 2008, MATT B. MURFREE,** was named Trustee in a Deed of Trust of even date executed by **KEVIN W. SMITH, UNMARRIED AND LACEY B. STONER, UNMARRIED,** conveying to him as Trustee the real estate hereinafter described, said Deed of Trust being executed to secure the payment of **$116,014.00**, principal and interest at **6.99000%** per annum on the unpaid balance, said Deed of Trust being recorded in **INSTRUMENT NO. 20080903-0090035,** in the Register's Office for **DAVIDSON** County, Tennessee; and

IF applicable the notice required by T.C.A. 35-5-117 having been met and whereas, **J. PHILLIP JONES** was appointed Substitute Trustee under said Deed of Trust by instrument of record in **INSTRUNMENT NO. 20100909-0071809** in the Register's Office for **DAVIDSON** County, Tennessee; I, **J. PHILLIP JONES,** Substitute Trustee, at the request of the holder of said indebtedness, and under and by virtue of the powers vested in me as such Substitute Trustee in said Deed of Trust advertised the said real estate as required by law, and by the terms of said Deed of Trust by giving twenty-one (21) days notice by three (3) successive publications, namely: **OCTOBER 15, 2010/ OCTOBER 22, 2010/ OCTOBER 29, 2010** in **DAVIDSON A.M.,** a newspaper of general circulation in **DAVIDSON** County, Tennessee, said sale to be for cash and in bar of the equities of redemption, dower and homestead, as provided in said Deed of Trust.

PURSUANT to said advertisement on **FRIDAY, NOVEMBER 12, 2010, AT 3:00 P.M., ON THE SECOND FLOOR MEZZANINE (ENTER THE FRONT DOOR FACING THE NEW PUBLIC SQUARE PARK), OF THE HISTORIC DAVIDSON COUNTY COURTHOUSE, ONE PUBLIC SQUARE, IN NASHVILLE, DAVIDSON COUNTY, TENNESSEE,** I, **J. PHILLIP JONES,** individually or by and through his agent, as said Substitute Trustee, offered for sale at public outcry to the highest and best bidder, the real estate hereinafter described for cash and in bar of the herein above mentioned equities as provided in said Deed of Trust, at which time **TENNESSEE HOUSING DEVELOPMENT AGENCY, 404 JAMES ROBERTSON PARKWAY, SUITE 1114, NASHVILLE, TENNESSEE 37243-0900,** submitted the highest and best bid in the amount of $123,222.42

NOW THEREFORE, in consideration of the premises, I, **J. PHILLIP JONES,** Substitute Trustee, do hereby sell, transfer and convey to **TENNESSEE HOUSING DEVELOPMENT AGENCY,** its successors and assigns in fee simple, and in bar of all equities above mentioned, the following described real property, to-wit:

PROPERTY LOCATED IN THE COUNTY OF DAVIDSON, TENNESSEE:

LAND IN DAVIDSON COUNTY, TENNESSEE, BEING UNIT 25, THE TOWNHOMES OF BRADBURN VILLAGE, AS SHOWN ON EXHIBIT "A-1" OF THE AMENDED AND RESTATED DECLARATION OF COVENANTS, CONDITIONS AND RESTRICTIONS RECORDED IN INSTRUMENT NO. 20070817-0098536, IN THE REGISTER'S OFFICE, DAVIDSON COUNTY, TENNESSEE, TO WHICH PLAT REFERENCE IS HEREBY MADE FOR A MORE PARTICULAR DESCRIPTION OF SAID PROPERTY.

SUBJECT TO ANY AND ALL EXISTING EASEMENTS AND RESTRICTIONS AS SHOWN OF RECORD INCLUDING THOSE CONDITIONS AND RESTRICTIONS OF RECORD IN INSTRUMENT NO. 20070817-0098536, INSTRUMENT NO. 20060816-0101099 AND NO. 20070714-0084884, QUITCLAIM FOR OPEN SPACE IN COMMON AREA AT INSTRUMENT NO. 20060823-0103545. CHARTER AT INSTRUMENT NO. 20060823-0103546. T.V.A. TRANSMISSION EASEMENT IN BOOK 5799, PAGE 662. RIGHT OF WAY EASEMENT TO COLONIAL PIPELINE IN BOOK 3644, PAGE 317 AND BOOK 3670, PAGE 396. SUPPLEMENTAL RIGHT OF WAY AGREEMENT IN BOOK 4579, PAGE 913. GRANT OF TRANSMISSION LINE EASEMENT TO UNITED STATES OF AMERICA IN INSTRUMENT NOS. 20020905-0107384 AND 20020909-0109148. STORMWATER DETENTION AGREEMENT AT INSTRUMENT (ERRONEOUSLY REFERRED TO AS INSTRUEMENT IN LEGAL DESCRIPTION) NO. 20060608-0068199 AND GRANT OF EASEMENT AT INSTRUMENT NO. 20070622-0074712.

BEING THE SAME PROPERTY CONVEYED TO KEVIN W. SMITH, AN UNMARRIED MAN AND LACEY B. STONER, AN UNMARRIED WOMAN, TENANTS (ERRONEOUSLY REFERRED TO AS TENNANTS IN LEGAL DESCRIPTION) IN COMMON WITH RIGHT OF SURVIVORSHIP, BY DEED DATED AUGUST 22, 2008 OF RECORD IN INSTRUMENT NO. 20080903-0090034, IN THE REGISTER'S OFFICE OF DAVIDSON COUNTY, TENNESSEE.

THIS IS IMPROVED PROPERTY KNOWN AS 549 BRADBURN VILLAGE CIRCLE, UNIT #25, ANTIOCH, TENNESSEE 37013 (A/K/A 549 BRADBURN VILLAGE CIRCLE, ANTIOCH, TENNESSEE 37013).

I, **J. PHILLIP JONES**, Substitute Trustee, convey to **TENNESSEE HOUSING DEVELOPMENT AGENCY,** all the rights conveyed to me as said Substitute Trustee in said Deed of Trust, including such covenants and warranties as I, as such Substitute Trustee, may lawfully make, all my actions in the premises being solely as Substitute Trustee and not otherwise under the power vested in me under said Deed of Trust herein above referred to and not as an individual.

Witness my hand and official seal at Nashville, Tennessee, on **NOVEMBER 12, 2010.**

J. PHILLIP JONES
Substitute Trustee

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named, **J. PHILLIP JONES**, 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 and official seal at office at Nashville, Tennessee on **NOVEMBER 12, 2010.**

Elizabeth P. Guye
Notary Public

My Commission Expires: 1/21/2013

Elizabeth P. Guye
STATE OF TENNESSEE NOTARY PUBLIC
Rutherford County

STATE OF TENNESSEE
COUNTY OF DAVIDSON

The actual consideration or value, whichever is greater for this transfer is $ 123,222.42
TENNESSEE HOUSING DEVELOPMENT AGENCY IS A TAX EXEMPT AGENCY

Affiant

Subscribed and sworn to before me, this **12th day of NOVEMBER, 2010.**

Elizabeth P. Guye
Notary Public

My Commission Expires: 1/21/2013

Elizabeth P. Guye
STATE OF TENNESSEE NOTARY PUBLIC
Rutherford County

RETURN TO:
J. PHILLIP JONES
1800 HAYES STREET
NASHVILLE, TN 37203