BILL GARRETT, Davidson County
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20110906-0068897

PREPARED BY AND RETURN TO:
Shapiro & Kirsch, LLP, Attorney
555 Perkins Road Extended, Second Floor
Memphis, TN 38117
(901)767-5566
Fax (901)761-5690

Name: Tony G. McMillan, and Stacey E. McMillan f/n/a Stacey Elizabeth Hunt

S&K#: 11-015628

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated January 29, 2008, recorded in Instrument No. 20080207-0012773 in the Register's Office of Davidson County, Tennessee, Tony G. McMillan and Stacey E. McMillan f/n/a Stacey Elizabeth Hunt, husband and wife conveyed to Creative Title and Escrow LLC, Trustee, the hereinafter described property for the purpose of securing the payment of the indebtedness and performance of the obligations therein mentioned and set forth; and,

WHEREAS, The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust appointed the undersigned as Substitute Trustee by Instrument of record in instrument number 20110620-0046918, in the Register's Office of Davidson County, Tennessee; and,

WHEREAS, default was made in the terms and conditions of said Deed of Trust, and Notice of the Right to Foreclose has been timely given in compliance with Tennessee Code Annotated §35-5-117.

WHEREAS, The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and,

WHEREAS, pursuant to T.C.A. § 35-5-101 Notice of the Foreclose Sale including the date, time, location, and terms of the sale was timely given by mailing a copy of the Notice of Sale by registered or certified mail, return receipt requested, to all parties entitled to said notice.

WHEREAS in pursuance of said request by said The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust, the said property was by the undersigned, advertised for sale in conformity with the terms and provisions of sale Deed of Trust by which advertisement the sale was appointed to be held on August 5, 2011, at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee, at 1:00PM; and,

WHEREAS, at the time and place mentioned in said advertisement, the undersigned offered said property for sale at public outcry to the highest and best bidder for cash at which time the said property was struck off and sold to The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust, whose address is Statebridge Company, LLC, 4600 S. Syracuse Street, Suite 700, Denver, Colorado 80237, at and for the sum of $190,000.00, that being the highest and best bid offered; and,

WHEREAS, the purchaser, being the holder of the indebtedness has complied with the terms of the sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance being applied upon said indebtedness for which property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust the sum of money so paid, receipt of which is hereby acknowledged, the undersigned, Shapiro & Kirsch, LLP, as Substitute Trustee, does hereby grant, bargain, sell and convey to the said The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust his successors and assigns, in fee simple forever, the property above mentioned and now further described as being in Nashville, County of Davidson, State of Tennessee, to-wit:

Described property located in Davidson County, Tennessee, to-wit:

Being the northerly 100 feet of the southerly 154 feet of Lot Number 4 of Block "C" on the Revised Plan of Highlands of Belle Meade Number 2, of record in Book 843, page 18, Register's Office for Davidson County, Tennessee.

Said part of said lot fronts 100 feet on the westerly side of State Highway 100 and runs back between lines, 230 feet, more or less, on the northerly line and 226 feet, more or less, on the southerly line to the easterly right-of-way of the N.C. & St. Louis Railroad on which it measures 100 feet, more or less.

This legal description is identical with that in Deed of Trust recorded in Instrument No. 20080207-0012773 in the Register's Office of Davidson County, Tennessee.

The grantor received title to the above-captioned real estate by Deed of Trust of record in Instrument No. 20080207-0012773 in the Register's Office of Davidson County, Tennessee.

The last deed of record is Quit Claim Deed, recorded in Instrument Number 20080207012772, in the Register's Office for Davidson County, Tennessee.

Subject to any unpaid taxes, subdivision restrictions, building lines and easements, State and Federal tax liens and any other matter of record.

SUBJECT TO TENANT(S) RIGHTS IN POSSESSION.
TO HAVE AND TO HOLD the said real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any wise appertaining unto The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust his successors and assigns, in fee simple forever, to whom the said Shapiro & Kirsch, LLP, Substitute Trustee, warrants the title to the aforesaid real property against the lawful claims of all persons claiming by, through or under him, as such Substitute Trustee, but not further or otherwise.

IN WITNESS WHEREOF, the said Shapiro & Kirsch, LLP, Substitute Trustee, has hereunto set his hand and seal on the date written below.

Shapiro & Kirsch, LLP

Ashley M. Jones, Authorized Agent
D. Denise Griffin, Managing Foreclosure Attorney

STATE OF TENNESSEE
COUNTY OF SHELBY

On the 18 day of August, 2011, before me, a Notary Public, in and for said State and County, personally appeared Ashley Jones, with whom I am personally acquainted, and who, upon oath acknowledged to be Authorized Agent of Shapiro & Kirsch, LLP the within named bargainor, a limited liability partnership, and that as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the Limited Liability Partnership.

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

2/1/2012
My commission expires:

Travis Scaggs
Notary Public

TRAVIS SCAGGS STATE OF TENNESSEE NOTARY PUBLIC SHELBY COUNTY My Commission Expires 02/01/2012

I, or we, hereby swear or affirm that to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer is $190,000.00 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 the date written above.

2/1/2012
My commission expires:

Travis Scaggs
Notary Public

TRAVIS SCAGGS STATE OF TENNESSEE NOTARY PUBLIC SHELBY COUNTY My Commission Expires 02/01/2012

PROPERTY ADDRESS: 6404 Highway 100, Nashville, Tennessee 37205

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Protium Master Grantor Trust
4600 S. Syracuse Street
Suite 700
Denver, Colorado 80237

S & K File #11-015628
Map & Parcel -12908009300

PREPARED BY AND RETURN TO:
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COST OF PUBLICATION

First Insertion $[redacted]
Second Insertion [redacted]
Third Insertion [redacted]

Total $[redacted]

SUBSTITUTE TRUSTEE'S SALE

Sale at public auction will be on August 8, 2011 at 1:00 PM local time, at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee pursuant to Deed of Trust executed by Tony G. McMillan and Stacey E. McMillan f/n/a Stacey Elizabeth Hunt, husband and wife, to Creative Title and Escrow LLC, Trustee, on January 29, 2008 at Instrument [redacted] conducted by [redacted], Trustee, all of record in the Davidson County Register's Office.

Owner of Debt: The Bank of New York Mellon Trust Company, National Association as grantor trustee of the Pipdum Master Grantor Trust

The following real estate located in Davidson County, Tennessee, will be sold to the highest call bidder subject to all unpaid taxes, prior liens and encumbrances of record:

Described property located in Davidson County, Tennessee, to-wit:

Being [redacted] feet of the southerly 154 feet of Lot Number 4 of Block "C" on the Revised Plan of Highlands of Belle Meade Number 2, of record in Book 843, page 28, Register's Office for Davidson County, Tennessee.

Said part of said lot fronts 200 feet on the westerly side of State Highway 100 and runs back between lines, 230 feet, more [redacted] on the southerly line and 226 feet, [redacted] to the southerly line to the [redacted] which it measures 100 feet, more [redacted].

Being known as 6404 Highway 100, Nashville, Tennessee 37205.

Parcel ID # [redacted]

Current Owner(s) of Property: Tony G. McMillan and Stacey E. McMillan (formerly known as Stacey Elizabeth Hunt), husband and wife

The street address of the above described property is believed to be 6404 Highway 100, Nashville, Tennessee 37205, but such address is not part of the legal description of the property sold herein and in the event of any discrepancy, the legal description herein shall control.

SALE IS SUBJECT TO TENANT(S) RIGHTS IN POSSESSION.

If applicable, the notice requirements of T.C.A. §66-11-117 have been met.

All rights of equity of redemption, statutory and otherwise, and homestead are expressly waived in said Deed of Trust, and the title is believed to be good, but the undersigned will sell and convey only as Substitute Trustee.

The right is reserved to adjourn the day of the sale to another day, time, and place certain without further publication, upon announcement at the time and place for the sale set forth above.

If the highest bidder cannot pay the bid within twenty-four (24) hours of the sale, the next highest bidder, at their highest bid, will be deemed the successful bidder.

This property is being sold with the express reservation that the sale is subject to confirmation by the lender or trustee. This sale may be rescinded at any time.

This office may be a debt collector. This may be an attempt to collect a debt and any information obtained may be used for that purpose.

Shapiro & Kirsch, LLP Substitute Trustee
www.kirschattorneys.com
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Phone (901)767-6566
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File No. 11-015628
July 8, 15, 22, 2011 Pg12852

PROOF OF PUBLICATION

THE WESTVIEW NEWSPAPER, LLC dba/ NASHVILLE LEDGER, the Publisher of Westview, a weekly newspaper of general circulation, printed in the State of Tennessee and distributed throughout Davidson and Williamson County in Tennessee, states that the hereto attached publication appeared in The Westview on the following dates:

July 8, 2011
July 15, 2011
July 22, 2011

THE WESTVIEW NEWSPAPER, LLC

By: _____
Catron J. Kerr, Administrative Assistant

STATE OF TENNESSEE

On this 22nd day of **July 2011**, this instrument was signed and sealed in behalf of the corporation (or association), by authority of its Board of Directors and **Catron J. Kerr** acknowledged the instrument to be the free act and deed of the corporation (or association) and that the corporation has no corporate seal.

FIT/FPS

11-015628