BILL GARRETT, Davidson County
Trans:T20110070801 DEEDTRS
Recvd: 11/09/11 11:22 3 pgs
Fees:18.00 Taxes:153.18
20111109-0087675

Prepared by and Return to:
Rubin Lublin Suarez Serrano, LLC
119 S. Main Street, Suite 500
Memphis, TN 38103
BAC-10-01081

| ADDRESSES NEW OWNER(S) AS FOLLOWS: | SEND TAX BILLS TO: | MAP PARCEL NUMBER: |
|---|---|---|
| **The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders Of The CWABS, Inc., Asset-Backed Certificates,Series 2004-7** | **The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders Of The CWABS, Inc., Asset-Backed Certificates,Series 2004-7** | **162-160A060** |
| **7105 Corporate Drive PTX-A-274 Plano, TX 75024** | **7105 Corporate Drive PTX-A-274 Plano, TX 75024** | |

## SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by that certain Deed of Trust dated July 30, 2004 and recorded August 11, 2004, at **Instrument Number 20040811-0096943**, Register's Office for Davidson County, Tennessee (the "Deed of Trust"), **Melissa Stevenson** ("Borrower"), conveyed to AFMI Funding, Trustee, certain real property as described below (the "Property") to secure the payment of a certain indebtedness described in the Deed of Trust including, without limitation, that evidenced by a certain promissory note executed on July 30, 2004, (the "Note"), which obligation is presently held and owned by **The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders CWABS, Inc., Asset-Backed Certificates,Series 2004-7**; and

WHEREAS, demand was made for the payment of the Note secured by the Deed of Trust referenced above, the payment of which was in default, and the obligation secured by the Deed of Trust referenced above was declared due and payable as provided in the Note and Deed of Trust, but the obligation was not paid; and

WHEREAS, Lender, the owner and holder of the Note evidenced by the Deed of Trust, demanded that the Property be advertised and sold in accordance with the terms of the Deed of Trust; and

WHEREAS, the undersigned, Rubin Lublin Suarez Serrano TN LLC, was duly appointed as Substitute Trustee in the place and stead of AFMI Funding, said appointment being set forth in **Instrument Number 20111017-0080328** in said Register's Office; and

WHEREAS, a Notice of the Right to Foreclose, if required pursuant to T.C.A. § 35-5-117, was given at least sixty (60) days prior to the first publication in accordance with Tennessee law; and

WHEREAS, the Substitute Trustee caused a diligent search of the Defense Manpower Data Center (DMDC) website for each known Borrower in compliance with the Service Members Civil Relief Act, and as such the foreclosure of this property is not subject to the provisions of 50 U.S.C. § 501, et seq.; and

WHEREAS, the Substitute Trustee caused a diligent search of the PACER website for each known Borrower and determined that Substitute Trustee was not subject to an automatic stay in bankruptcy both at the time foreclosure proceedings commenced and the time the Property was sold; and

WHEREAS, the Substitute Trustee caused notice to be published as provided for under T.C.A. §35-5-104 and as provided in the Deed of Trust and Note in the The Tennessee Tribune that the Property would be sold on September 22, 2011, at 11:00 AM at the door of the Davidson County Courthouse, Nashville Tennessee, such advertisement appearing in said newspaper on September 1, 2011, September 8, 2011, September 15, 2011, a copy of such notice was sent to the parties required under T.C.A. § 35-5-101(e) prior to the first publication date written above, and following such notice the default was not cured; and

WHEREAS, the Substitute Trustee at the time, place and date specified in said notices appeared and announced to those assembled that the September 22, 2011 sale was postponed to October 18, 2011 at the same time and place, and notifications were made in accordance with T.C.A. § 35-5-101(f), if required. On October 18, 2011 at the same time and place, the Substitute Trustee appeared and offered the property for sale, and after opening the floor for competitive bids, sold said Property to The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders CWABS, Inc., Asset-Backed Certificates,Series 2004-7 at the price of **Forty-One Thousand Four Hundred and 00/100 ($41,400.00)** this being the highest, last and best bid.

NOW, THEREFORE, Rubin Lublin Suarez Serrano TN LLC, Substitute Trustee as aforesaid, in consideration of the premises and the sum of **Forty-One Thousand Four Hundred and 00/100 ($41,400.00)** to me in hand paid, the receipt of which is hereby acknowledged, by these presents do transfer and convey unto **The Bank Of New York Mellon fka The Bank Of New York, As Trustee For The Certificateholders Of The CWABS, Inc., Asset-Backed Certificates,Series 2004-7** ("Grantee"), its successors and assigns, all of its right, title and interest in and to the Property, including without limitation, the following described real estate and improvements located thereon, but no further or otherwise, located in Davidson County, Tennessee, and more particularly described as follows, to wit:

A.P.N. #: 20010717-0075599

A CERTAIN TRACT OR PARCEL OF LAND IN DAVIDSON COUNTY, STATE OF TENNESSEE, DESCRIBED AS FOLLOWS, TO-WIT:

BEING A PART OF THE PLAN OF MILL CREEK CLUB, PHASE I, SECTION I, AS OF RECORD IN BOOK 4860, PAGE 11, REGISTER`S OFFICE FOR SAID COUNTY; THE PART HEREBY CONVEYED; UNIT NO. 15, BUILDING NO. 13, KNOWN AS 15 SYCAMORE COURT, AS SHOWN IN AND DESCRIBED BY SAID PLAN.

TOGETHER WITH EACH AND ALL OF THE RIGHTS, PRIVILEGES AND APPURTENANCES THEREUNTO BELONGING, AS SET FORTH IN THE MASTER DEED ESTABLISHING A HORIZONTAL PROPERTY REGIME OF MILL CREEK CLUB, PHASE I, SECTION I, INCLUDING THE BY-LAWS THEREUNTO ATTACHED RECORDED IN BOOK 4887, PAGE 961, REGISTER`S OFFICE FOR SAID COUNTY, INCLUDING WITHOUT LIMITATION SUCH UNIT`S UNDIVIDED PERCENTAGE INTEREST IN THE LAND AND GENERAL COMMON ELEMENTS, SAID MASTER DEED HAVING BEEN AMENDED IN BOOK 5000, PAGE 607, AND BOOK 5101, PAGE 809, SAID REGISTER`S OFFICE.

BEING THE SAME PROPERTY CONVEYED TO MELISSA STEVENSON, UNMARRIED, BY WARRANTY DEED FROM JOHN ELLIS, UNMARRIED, OF RECORD IN INSTRUMENT NO. 200408110096942 REGISTER`S OFFICE FOR DAVIDSON COUNTY, TENNESSEE

This property is now or was formerly known as 15 Sycamore Court, Antioch, TN 37013.

**Borrower's source of title is that certain Warranty Deed dated 7/30/2004 from John Ellis to Melissa Stevenson of record on 8/11/2004 in Instrument Number 20040811-0096942 in said Register's Office.**

To have and to hold the aforesaid real estate, together with all improvements thereon, free from any equity of redemption, statutory right of redemption, spouses elective share, homestead, dower, courtesy and all other exemptions, as provided in, but only to the extent provided in, said Deed of Trust.

Said sale will be subject to **(1)** any and all unpaid ad valorem taxes (plus penalty and interest, if any) that may be a lien upon the Property; **(2)** any and all liens, defects, encumbrances, adverse claims, and other matters which take priority over the Deed of Trust upon which this foreclosure sale is had; **(3)** any statutory rights of redemption not otherwise waived in the Deed of Trust, including rights of redemption of any governmental agency, state or federal, which might not have been waived by such governmental agency; **(4)** applicable covenants, restrictions, building setbacks, easements, and to all conditions as shown with respect to the aforementioned Property in the Register`s Office of Davidson County, Tennessee; **(5)** any governmental zoning and subdivision ordinances or regulations in effect thereon; **(6)** the accuracy of the Index Book of the said Register`s Office; and **(7)** any other matters which an accurate survey of the Property might disclose.

The Property is conveyed AS IS WHERE IS, without representations or warranties of any kind whatsoever, whether express or implied. Without limiting the foregoing, THE PROPERTY IS SOLD WITHOUT ANY IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE OR PURPOSE.

WITNESS the signature of the Substitute Trustee this ___ day of OCT 31 2011, 20___.

Rubin Lublin Suarez Serrano TN LLC

LISA F. CAPLAN

Printed Name: _____

Title: Member

STATE OF GEORGIA )
COUNTY OF GWINNETT )

Before me, Najur Bowser, of the state and county aforesaid, personally appeared, Lisa F. Caplan, of Rubin Lublin Suarez Serrano TN LLC, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself/herself to be a Member of Rubin Lublin Suarez Serrano TN LLC, a Limited Liability Company, and that he/she as such officer, being authorized to do so, executed the foregoing instrument for the purpose therein contained by signing the name of the Limited Liability Company by himself/herself as such officer.

WITNESS my hand and seal at office in NORCROSS, GEORGIA, this ___ day of OCT 31 2011, 20___.

Notary Public

My commission expires:

NAJUR H. BOWSER NOTARY PUBLIC FULTON COUNTY EXPIRES GEORGIA SEPT. 22, 2014

STATE OF GEORGIA )
COUNTY OF GWINNETT )

The actual consideration or value, whichever is greater, for this transfer is $41,400.00.

Affiant

Sworn to and subscribed before me this ___ day of OCT 31 2011, 20___.

Notary Public

My commission expires:

NAJUR H. BOWSER NOTARY PUBLIC FULTON COUNTY EXPIRES GEORGIA SEPT. 22, 2014