PREPARED BY AND RETURN TO:
Lori Winston
Shapiro & Kirsch, LLP
555 Perkins Road Extended, Second Floor
Memphis, TN 38117
(901)767-5566
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BILL GARRETT, Davidson County
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Tennessee FHA

Name: David C. Polhemus, and Karen Geigger and Walker Polhemus and James V. Geiger

S&K#: 11-026723

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated February 22, 2007, recorded in Instrument No. 20070313-0030714 in the Register's Office of Davidson County, Tennessee, David C. Polhemus and Karen Geiger and Walker Polhemus and James V. Geiger conveyed to First American Title Company, 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, CitiMortgage, Inc. appointed the undersigned as Substitute Trustee by Instrument of record in instrument number 20111228-0101343, 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, CitiMortgage, Inc. 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 CitiMortgage, Inc., 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 February 24, 2012, at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee, at 10:00AM; 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 CitiMortgage, Inc., whose address is CitiMortgage, Inc., 1000 Technology Drive, O'Fallon, Missouri 63368-2240, at and for the sum of $100,360.28, that being the highest and best bid offered; and,

WHEREAS, the said CitiMortgage, Inc. has assigned its interests in the said property to Secretary of Housing and Urban Development, Washington, D.C., his successors and assigns; 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 CitiMortgage, Inc. 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 Secretary of Housing and Urban Development, Washington, D.C. 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, more particularly described as follows:

Land in Davidson County, Tennessee, being a portion of Westside Cumberland Presbyterian Church Property as of record in Book 4526, Page 175, Register's Office for Davidson County, Tennessee. Beginning at a point lying on the Southerly margin of Bellevue Road at the Northwest corner of the W.H. Gelles Property as of record in Book 2652, Page 62, Register's Office for Davidson County, Tennessee; thence running with the Westerly line of said Gelles Property South 11 Degrees 51 minutes 30 seconds West a distance of 393.68 feet to a point lying on the Northerly right of way of the L & N Railroad; thence running with the said line of the L & N Railroad North 4 degrees 56 minutes 17 seconds West a distance of 298.00 feet to a point; thence leaving the said L & N Railroad North 56 deg 31 minutes 21 seconds East a distance of 175.68 feet to a point; thence North 12 deg 25 minutes 40 seconds East a distance of 67.34 feet to a point; thence North 0 Deg 40 minutes 08 seconds West a distance of 73.30 feet to a point; thence North 1 deg 26 minutes 31 seconds East a distance of 141.04 feet to a point lying on the Southerly margin of Bellevue Road; thence running with said margin of Bellevue Road North 88 deg 08 minutes 45 seconds East a distance of 255.00 feet to the point of beginning. Also being described in Plat Book 6900 at Page 585 Register's Office for Davidson County, Tennessee. Being the same property of record in Book 8770, Page 636.

This legal description is identical with that in Deed of Trust recorded in Instrument No. 20070313-0030714 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. 20070313-0030714 in the Register's Office of Davidson County, Tennessee.

The last deed of record is Warranty Deed, recorded in Instrument Number 200703130030713, 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 Secretary of Housing and Urban Development, Washington, D.C. 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

STATE OF TENNESSEE
COUNTY OF SHELBY

On the 8th day of March, 2012, before me, a Notary Public, in and for said State and County, personally appeared Ashley M. 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.

06/01/14
My commission expires:

Claire M. Julian
Notary Public

CLAIRE H. JULIAN
STATE OF TENNESSEE NOTARY PUBLIC
COUNTY OF SHELBY
MY COMM. EXP. JUNE 01, 2014

NO TAX/GOVERNMENTAL AGENCY
TCA CODE 67-4-409

PROPERTY ADDRESS: 203 Bellevue Road, Nashville, Tennessee 37221

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
Secretary of Housing and Urban Development
Federal Housing Administration
Michaelson, Conner, and Boul, Inc.
4400 Will Rogers Parkway, Suite 300
Oklahoma City, OK 73108

S & K File #11-026723
Map & Parcel -14200029400

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COST OF PUBLICATION

First Insertion [redacted]
Second Insertion
Third Insertion

Total

SUBSTITUTE TRUSTEE'S SALE

Sale at public auction will be on February 24, 2012 at 10:00 AM local time, at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee pursuant to Deed of Trust executed by David C. Polhemus and Karen Geiger and Walker Polhemus and James V. Geiger, to First American Title Company, Trustee, on February 22, 2007 at Instrument No. 20070313-0030714; conducted by Shapiro & Kirsch, LLP Substitute Trustee, all of record in the Davidson County Register's Office.

Owner of Debt: CitiMortgage, Inc.

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

Described property located in Davidson County, Tennessee, more particularly described as follows:

Land in Davidson County, Tennessee, being a portion of Westside Cumberland Presbyterian Church Property as of record in Book 4526, Page 175, Register's Office for Davidson County, Tennessee. Beginning at a point lying on the Southerly margin of Bellevue Road at the Northwest corner of the W.H. Gelles Property as of record in Book 2552, Page 62, Register's Office for Davidson County, Tennessee; thence running with the Westerly line of said Gelles Property South 11 Degrees 51 minutes 30 seconds West a distance of 393.68 feet to a point lying on the Northerly right of way of the L & N Railroad; thence running with the said line of the L & N Railroad North 4 degrees 56 minutes 17 seconds West a distance of 298.00 feet to a point; thence leaving the said L & N Railroad North 56 deg 31 minutes 21 seconds East a distance of 176.68 feet to a point; thence North 12 deg 25 minutes 40 seconds East a distance of 67.34 feet to a point; thence North 0 Deg 40 minutes 08 seconds West a distance of 78.30 feet to a point; thence North 1 deg 26 minutes 31 seconds East a distance of 141.04 feet to a point lying on the Southerly margin of Bellevue Road; thence running with said margin of Bellevue Road North 88 deg 08 minutes 45 seconds East a distance of 255.00 feet to the point of beginning. Also being described in Plat Book 6900 at Page 585 Register's Office for Davidson County, Tennessee. Being the same property of record in Book 8770, Page 636.

Street Address: 203 Bellevue Road, Nashville, Tennessee 37221

Parcel Number: 14200029400

Current Owner(s) of Property: Heirs of David C. Polhemus, Walker Polhemus and Karen Geiger

The street address of the above described property is believed to be 203 Bellevue Road, Nashville, Tennessee 37221, 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. 35-5-117 have been met.

All right 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
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File No. 11-026723
Jan. 27, Feb. 3, 10, 2012 fhl14073

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, Williamson, Cheatham and Dixon County in Tennessee, states that the hereto attached publication appeared in The Westview on the following dates:

January 27, 2012
February 3, 2012
February 10, 2012

THE WESTVIEW NEWSPAPER, LLC

By: _____
Catron J. Kerr, Administrative Assistant

STATE OF TENNESSEE

On this **10th** day of **February 2012**, 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