BILL GARRETT, Davidson County
Trans:T20120081970 DEEDTRS
Recvd: 10/29/12 12:14 3 pgs
Fees:18.00 Taxes:444.00
20121029-0098900

Prepared by and Return to:
Patrick Taggart/hrylee 10/25/2012
McCurdy & Candler, L.L.C.
3525 Piedmont Road NE, Six Piedmont Center, Suite 700
Atlanta, GA 30305

SUBSTITUTE TRUSTEE'S DEED

GMAC Mortgage Corporation
File No. 12-01518 /Matthew S. Dalton and Clariza A. Dalton

Tennessee, Davidson County

WHEREAS, by Deed of Trust dated March 13, 2007, and recorded in the Register's Office of Davidson County, Tennessee, on March 16, 2007 at Instrument No. 20070316-0032436, ("Deed of Trust"), Matthew S. Dalton and Clariza A. Dalton conveyed to First American Title Insurance Company, 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 Ally Bank; and

WHEREAS, Ally Bank, being the holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record in Instrument No. 20120326-0025299, 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 07/05/2012, 07/12/2012 and 07/19/2012. The original sale date was postponed in accordance with TCA 35-5-101(f), and all announcements and notifications were made as required therein. The notice requirements of T.C.A. §35-5-117 were satisfied prior to the first publication of the Notice of Substitute Trustee's Sale. The sale was held on October 25, 2012, 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 Ally Bank, being the highest, best and last bidder, became the purchaser of said property at and for the sum of $120,000.00; and

WHEREAS, the said holder of the debt has assigned its interests in the said property to Ally Bank, its successors and assigns;

WHEREAS, the 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 Ally Bank 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 Ally Bank, 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 Ally Bank, 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 October 25, 2012.

MCC TN, LLC
Substitute Trustee

STATE OF GEORGIA
COUNTY OF FULTON

On October 25, 2012, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared, Patrick A. Taggart, with whom I am personally acquainted (or proved on the basis of satisfactory evidence), and who, upon oath acknowledged to be the Assistant Secretary of MCC TN, LLC, the within named bargainor, and that as such, being authorized to do so, executed the foregoing instrument for the purposes contained therein, by signing the name of the limited liability corporation.

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

CATHERINE COLLYMORE NOTARY PUBLIC NEWTON COUNTY, GA MARCH 4, 2016 MY COMMISSION EXPIRES

Notary Public

My Commission Expires: _____

STATE OF GEORGIA
COUNTY OF FULTON

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 $120,000.00, 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 October 25, 2012.

CATHERINE COLLYMORE NOTARY PUBLIC NEWTON COUNTY, GA MARCH 4, 2016 MY COMMISSION EXPIRES

Notary Public

Mail Tax Notices to and Property Owner:
GMAC Mortgage, LLC
1270 Northland Drive, Suite 200
Mendota Heights, MN 55120

Map & Parcel No.: 06104016000
Property Address: 4819 Tanglewood Drive
Nashville, TN 37216

Exhibit "A"

Land in Davidson County, Tennessee, being Lot No. 2 of Madison Hayesboro Subdivision, Resub Lot 1, Block B and a part of a closed street as shown by survey of J. Bruce Rainey, RLS No. 823, dated 09/15/00, of record in Instrument No. 20000112-0004273, Registers Office for said County, described as follows:

Beginning at an iron pin in the Westerly margin of Tanglewood Drive at the intersection of Ruskin Avenue and Briley Parkway, said pin being the NE corner of the herein described tract; thence with the margin of Tanglewood Drive, S 05-17-28 E. 69.64 feet to an iron pin; thence with a curve to the right having a radius of 1121.00 feet, an arc distance along said curve of 35.44 feet to an iron pin of Lot 1 of said survey; thence leaving Tanglewood Drive with Lot 1, S 85 deg. 22 minutes 21 seconds W. 185.26 feet to an iron pin; thence N 27 degrees 08 minutes 58 seconds W. 87.00 feet to a concrete monument in the Southerly margin of Briley Parkway; thence N 79 degrees 03 minutes 11 seconds E. 214.00 feet to the point of beginning, containing 18.546 sq. ft., more or less.

Being the same property as conveyed to Matthew S. Dalton and Clariza A. Dalton by deed recorded at Instrument No. 200703160032434, Davidson County Register of Deeds.

Parcel ID No.: 06104016000