PREPARED BY AND RETURN TO:
Rochelle Freeman
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S&K:13-050827

BILL GARRETT, Davidson County
Trans:T20130077859 DEEDTRS
Recvd: 09/09/13 12:01 5 pgs
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20130909-0094893

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated November 21, 2002, recorded in Instrument No. 20021203-0148613, in the Register's Office of Davidson County, Tennessee, James A. Rhea and wife, Kimberly Anne Rhea conveyed to Priority Trustee Services of TN, L.L.C., 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 undersigned was appointed as Substitute Trustee by Instrument of record in Instrument Number 20130815-0085792, 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 the holder requested said Substitute Trustee to, upon proper advertisement and notice, 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 Foreclosure 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, the said property was by the Substitute Trustee, advertised for sale in conformity with the terms and provisions of said Deed of Trust, by which advertisement the sale was appointed to be held on August 29, 2013, at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee, at 10:00 AM; 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 Nationstar Mortgage, LLC, whose address is Nationstar Mortgage, LLC, 350 Highland Dr., Lewisville, Texas 75067, at and for the sum of $72,228.98, that being the highest and best bid offered; and,

WHEREAS, the said Nationstar Mortgage, LLC has assigned its interests in the said property to Federal National Mortgage Association, its 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 Nationstar Mortgage, LLC 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 Federal National Mortgage Association, its successors and assigns, in fee simple forever, the property above mentioned and now further described as being in Whites Creek, County of Davidson, State of Tennessee, to wit:

Being a tract of land lying in the 1st Councilmatic District of Davidson County, Tennessee, and being Parcel 149 of Tax Map 22 as of record in Book 5126, page 883, Register's Office for Davidson County, Tennessee, and being more particularly described as follows:

Beginning at an iron pin found, said pin being in the Easterly right of way of Whites Creek pike (US 431) and being the Northwest corner of Lot 1, Gardner's One Lot Subdivision, as of record in Plat Book 8250, page 635, Register's Office of Davidson County, Tennessee, said pin also being the Southwest corner of the herein described tract; thence with the said Easterly right of way along a curve to the right having a radius of 1770.50 feet a delta of 12 deg. 44 min. 21 sec. for an arc length of 393.66 feet to an iron pin found, said pin being a corner common with the Metropolitan Government property as of record in Book 1787, page 71, Register's office for Davidson County, Tennessee; thence with the said government property the following bearing and distances; thence South 67 deg. 59 min. 47 sec. East 297.66 feet to an iron pin found; thence North 12 deg. 38 min. 27 sec. East 400.09 feet to an iron pin found at a 36" Oak Tree, said pin being in the Southerly line of the Judith Ann Meadows Property as of record in Book 6639, page 909, Register's Office for

Davidson Country, Tennessee; thence with said Meadows property South 79 deg. 32 min. 11 sec. East 520.26 feet to an iron pin found at a 12" Sweet Gum Tree, said pin being the Northwest corner of the David R. Wade, III property as of record in Book 6641, page 862, Register's Office for Davidson County, Tennessee; thence with the said Wade property South 26 deg. 24 min. 06 sec. West 494.79 feet to an point in a creek, said point being the northeast corner of the said lot 1, Gardner's One lot Subdivision; thence with the said Lot 1 and following bearing and distance; thence South 67 deg. 00 min. 50 sec. West 170.96 feet to an iron pin found; thence South87 deg. 37 min. 31 sec. West 237.54 feet to an iron pin found; thence South 15 deg. 19 min. 05 sec. West 136.74 feet to an iron pin found; South 83 deg. 48 min. 50 sec. West 247.64 feet to the point of beginning.

This legal description is identical with that in Deed of Trust recorded in Instrument No. 20021203-0148613, 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. 20021203-0148613, in the Register's Office of Davidson County, Tennessee.

The last deed of record is Quit Claim Deed recorded at Instrument Number 20130405-0033780, 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. The Substitute Trustee does not warrant or guarantee any amounts of acreage that may be referenced in the legal description.

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 Federal National Mortgage Association, its 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 it, as such Substitute Trustee, but not further or otherwise.

IN WITNESS WHEREOF, the said Shapiro & Kirsch, LLP, Substitute Trustee, has hereunto set its hand and seal this 3 day of September 2013

Shapiro & Kirsch, LLP

By: _____

Ashley M. Jones

Authorized Signatory

STATE OF TENNESSEE
COUNTY OF SHELBY

On the 3rd day of September, 2013, 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, acknowledged himself/herself to be an authorized signatory 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.

PAMELA LOGSTON
STATE OF TENNESSEE NOTARY PUBLIC
SHELBY COUNTY

MY COMMISSION EXPIRES
FEBRUARY 22, 2015
My commission expires:

_____
Notary Public

TAX EXEMPT TRANSACTION
TCA CODE 67-4-409

PROPERTY ADDRESS: 5335 Whites Creek Pike, Whites Creek, Tennessee 37189

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
Federal National Mortgage Association
P.O. Box 650043
Dallas, TX 75265-0043

S&K File #13-050827 / CXE
Map & Parcel -022-00-0-0149.00

COST OF PUBLICATION

First Insertion
Second Insertion
Third Insertion
Total

SUBSTITUTE TRUSTEE'S SALE

Sale at public auction will be on **August 29, 2013 at 10:00 AM local time,** at the Davidson County Courthouse, South Main door, One Public Square, Nashville, Tennessee, conducted by Shapiro & Kirsch, LLP Substitute Trustee, pursuant to Deed of Trust executed by James A. Rhea and wife Kimberly Anne Rhea, to Priority Trustee Services of TN, LLC, Trustee, on November 21, 2002 at Instrument No. 20021203-0148613; all of record in the Davidson County Register's Office.

Party entitled to enforce security interest: Nationstar Mortgage, LLC, its successors and assigns

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, and being more particularly described in deed of record in Instrument No. 20021203-0148613; in the Register's Office of Davidson County, Tennessee

Parcel Number: 022-00-0-0149.00

Current Owner(s) of Property: James A. Rhea

Other interested parties: Mortgage Electronic Registration Systems, Inc., Countrywide Home Loans, Inc., The Bank of New York Mellon fka The Bank of New York, as Trustee for the Certificate Holders of CWHEQ, Inc., Home Equity Loan asset backed certificates, Series 2006-S6 and Bank of America, N.A.

The street address of the above described property is believed to be 5335 Whites Creek Pike, Whites Creek, Tennessee 37189, 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 referenced herein shall control.

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

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.

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.

Shapiro & Kirsch, LLP Substitute Trustee
www.kirschattorneys.com
Law Office of Shapiro & Kirsch, LLP
555 Perkins Road Extended, Second Floor
Memphis, TN 38117
Phone (901)767-5566
Fax (901)761-5690

File No. 13-050827
July 26, Aug. 2, 9, 2013 Fil19568

PROOF OF PUBLICATION

THE WESTVIEW NEWSPAPER, LLC dba/ NASHVILLE LEDGER, the Publisher of the NASHVILLE LEDGER, a weekly newspaper of general circulation printed in the State of Tennessee and distributed throughout Davidson, Williamson, Cheatham, Dixon, Wilson, Robertson, Rutherford, Sumner and Montgomery counties in Tennessee, states that the hereto attached publication appeared in the NASHVILLE LEDGER on the following dates:

July 26, 2013
August 2, 2013
August 9, 2013

THE WESTVIEW NEWSPAPER, LLC dba/ NASHVILLE LEDGER

By: _____
Catron J. Kerr, Administrative Assistant

STATE OF TENNESSEE

On this 9th day of **August 2013,** the individual above appeared before me, personally known (or proved to me on the basis of satisfactory evidence), who, being by me duly sworn did say that she is an authorized agent of the corporation (or association) of The Westview Newspaper, LLC, that the instrument was signed and sealed on behalf of the corporation (or association), by authority of its Board of Directors and **Catron Kerr** acknowledged the instrument to be the free act and deed of the corporation (or association) and that the corporation has no corporate seal.

WITNESS my hand and Official Seal at office this 9th day of **August 2013.**

_____
Notary Public

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FIT

Department of Defense Manpower Data Center

Results as of : Aug-22-2013 06:35:54

SCRA 3.0

Status Report
Pursuant to Servicemembers Civil Relief Act

Last Name: RHEA
First Name: JAMES
Middle Name: A.
Active Duty Status As Of: Aug-22-2013

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

Upon searching the data banks of the Department of Defense Manpower Data Center, based on the information that you provided, the above is the status of the individual on the active duty status date as to all branches of the Uniformed Services (Army, Navy, Marine Corps, Air Force, NOAA, Public Health, and Coast Guard). This status includes information on a Servicemember or his/her unit receiving notification of future orders to report for Active Duty. HOWEVER, WITHOUT A SOCIAL SECURITY NUMBER, THE DEPARTMENT OF DEFENSE MANPOWER DATA CENTER CANNOT AUTHORITATIVELY ASSERT THAT THIS IS THE SAME INDIVIDUAL THAT YOUR QUERY REFERS TO. NAME AND DATE OF BIRTH ALONE DO NOT UNIQUELY IDENTIFY AN INDIVIDUAL.

Mary M. Snavely-Dixon

Mary M. Snavely-Dixon, Director
Department of Defense - Manpower Data Center
4800 Mark Center Drive, Suite 04E25
Arlington, VA 22350

Department of Defense Manpower Data Center

Results as of : Aug-22-2013 06:36:48

SCRA 3.0

Status Report
Pursuant to Servicemembers Civil Relief Act

Last Name: RHEA
First Name: KIMBERLY
Middle Name: ANNE
Active Duty Status As Of: Aug-22-2013

On Active Duty On Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects the individuals' active duty status based on the Active Duty Status Date			

Left Active Duty Within 367 Days of Active Duty Status Date			
Active Duty Start Date	Active Duty End Date	Status	Service Component
NA	NA	No	NA
This response reflects where the individual left active duty status within 367 days preceding the Active Duty Status Date			

The Member or His/Her Unit Was Notified of a Future Call-Up to Active Duty on Active Duty Status Date			
Order Notification Start Date	Order Notification End Date	Status	Service Component
NA	NA	No	NA
This response reflects whether the individual or his/her unit has received early notification to report for active duty			

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Mary M. Snavely-Dixon

Mary M. Snavely-Dixon, Director
Department of Defense - Manpower Data Center
4800 Mark Center Drive, Suite 04E25
Arlington, VA 22350