FILE NO.: SEF-12-11142

BILL GARRETT, Davidson County
Trans: T20140062636 DEEDTRS
Recvd: 08/25/14 09:03 3 pgs
Fees: 18.00 Taxes: 551.60
20140825-0077062

Prepared by and Return to:
Rubin Lublin TN, PLLC
119 S. Main Street, Suite 500
Memphis, TN 38103
SEF-12-11142

ADDRESSES NEW OWNER(S) AS FOLLOWS:	SEND TAX BILLS TO:	MAP PARCEL NUMBER:
DLJ Mortgage Capital, Inc.	DLJ Mortgage Capital, Inc.	07216028100
9990 Richmond Ave Suite 400 Houston, TX 77042	9990 Richmond Ave Suite 400 Houston, TX 77042	

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by that certain Deed of Trust dated September 14, 2009 and recorded September 23, 2009, at **Instrument Number 20090923-0088478**, Register's Office for Davidson County, Tennessee (the "Deed of Trust"), **DAWN J. BURNETTE** ("Borrower") conveyed to LARRY A. WEISSMAN, 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 September 14, 2009, (the "Note"), which obligation is presently held and owned by **DLJ Mortgage Capital, Inc.**; 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 TN, PLLC, was duly appointed as Substitute Trustee in the place and stead of LARRY A. WEISSMAN, said appointment being set forth in **Instrument Number 20140630-0056922** in said Register's Office; and

WHEREAS, the Substitute Trustee caused a diligent search of the military records 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 bankruptcy records 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 Tennessee Tribune that the Property would be sold on August 7, 2014, at 11:00 AM at the Front Entrance of the Historic Courthouse located at 1 Public Square , located in Nashville, Tennessee, such advertisement appearing in said newspaper on July 10, 2014, July 17, 2014, July 24, 2014, 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, on August 7, 2014, the Substitute Trustee appeared and offered the property for sale, and after opening the floor for competitive bids, sold said Property to **DLJ Mortgage Capital, Inc.** at the price of **One Hundred Forty-Nine Thousand Eighty and 10/100 ($149,080.10)** this being the highest, last and best bid.

NOW, THEREFORE, Rubin Lublin TN, PLLC, Substitute Trustee as aforesaid, in consideration of the premises and the sum of One Hundred Forty-Nine Thousand Eighty and 10/100 ($149,080.10) to me in hand paid, the receipt of which is hereby acknowledged, by these presents do transfer and convey unto **DLJ Mortgage Capital, Inc.** ("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 CERTAIN TRACT OR PARCEL OF LAND LOCATED IN DAVIDSON COUNTY, TENNESSEE, DESCRIBED AS FOLLOWS TO-WIT:

TRACT NO. 1:
LAND IN DAVIDSON COUNTY, TENNESSEE, BEING LOT NO. 121 ON THE PLAN OF ROSEBANK PARK, AS OF RECORD IN BOOK 1835, PAGE 26, REGISTER'S OFFICE FOR SAID COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING ON THE NORTHERLY SIDE OF ROSECLIFF DRIVE AT THE CORNER OF LOTS NOS. 121 AND 122; THENCE WITH THE LINE BETWEEN SAID TWO LOTS NORTHWARDLY 181.7 FEET TO THE CORNER OF LOTS NOS. 121 AND 122; THENCE WITH THE NORTH LINE OF LOT NO. 121 WESTWARDLY 40 FEET TO THE CORNER OF LOTS NOS. 1 AND 121; THENCE WITH THE LINE BETWEEN SAID LOTS SOUTHWESTWARDLY 89.9 FEET TO THE CORNER OF LOTS NOS. 1 AND 2 AND IN THE WEST LINE OF LOT NO. 121; THENCE WITH THE LINE BETWEEN LOTS NOS. 2 AND 121 SOUTHWARDLY 100 FEET TO THE NORTHERLY SIDE OF ROSECLIFF DRIVE; THENCE WITH SAID DRIVE EASTWARDLY 80 FEET TO THE BEGINNING.

TRACT NO. 2:
LAND IN DAVIDSON COUNTY, TENNESSEE, BEING THE EASTERLY TRIANGULAR PART OF LOT NO. 1 ON THE PLAN OF ROSEBANK PARK, AS OF RECORD IN BOOK 1835, PAGE 26, REGISTER'S OFFICE FOR SAID COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

SAID PART OF SAID LOT IS DESCRIBED AS BEGINNING AT A POINT AT THE COMMON EASTERLY CORNER OF LOTS 1 AND 2, AT A CONCRETE MONUMENT, IN THE WESTERLY LINE OF LOT 121; THENCE NORTHWARDLY 75 FEET TO A POINT IN THE NORTHERLY LINE OF LOT NO. 1; THENCE EASTWARDLY 40 FEET TO THE COMMON NORTHERLY CORNER OF LOTS 1 AND 121; THENCE ALONG THE LINE BETWEEN LOTS 1 AND 121, SOUTHWESTWARDLY 89.9 FEET TO THE BEGINNING.

The source of title is recorded at Book 10782 Page 628, in the Register's Office for Davidson County, Tennessee.

This property is now or was formerly known as 2001 ROSE CLIFF DRIVE, NASHVILLE, TN 37206.

To have and to hold the aforesaid real estate, together with all improvements thereon, free from any equity of redemption, statutory right of redemption, spouse's 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 any and all unpaid ad valorem taxes (plus penalty and interest, if any) that may be a lien upon the Property; 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; 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; 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; any governmental zoning and subdivision ordinances or regulations in effect thereon; the accuracy of the Index Book of the said Register's Office; and 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 AUG 8 2014, 20___.

Rubin Lublin TN, PLLC

Printed Name: Heidi E. Billington

Title: Member

STATE OF GEORGIA)
COUNTY OF GWINNETT)

Before me, J.Z. Marshall-Clarke, of the state and county aforesaid, personally appeared , Heidi E. Billington, of Rubin Lublin TN, PLLC, 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 TN, PLLC, 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 Peachtree Corners, GA, _____, this ___ day of AUG 8 2014, 20___.

Notary Public

J Z MARSHALL CLARKE NOTARY PUBLIC EXPIRES GEORGIA JAN. 20, 2018 JACKSON COUNTY

My commission expires:

_____

STATE OF GEORGIA)
COUNTY OF GWINNETT)

The actual consideration or value, whichever is greater, for this transfer is $149,080.10.

WITNESS my hand and seal at office in this ___ day of AUG 8 2014, 20___.

Printed Name: Heidi E. Billington

Title: Member, Rubin Lublin TN, PLLC

Sworn to and subscribed
before me this ___ day of AUG 8 2014, 20___.

Notary Public

J Z MARSHALL CLARKE NOTARY PUBLIC EXPIRES GEORGIA JAN. 20, 2018 JACKSON COUNTY

My commission expires:

_____