FILE NO.: BAC-12-13641

Davidson County DEEDTRS
Recvd: 02/27/15 10:18 5 pgs
Fees:28.00 Taxes:366.89
**20150227-0016983**

Prepared by and Return to:
Rubin Lublin TN, PLLC
119 S. Main Street, Suite 500
Memphis, TN 38103
BAC-12-13641

| ADDRESSES NEW OWNER(S) AS FOLLOWS: | SEND TAX BILLS TO: | MAP PARCEL NUMBER: |
|---|---|---|
| BANK OF AMERICA, N.A. | BANK OF AMERICA, N.A. | 05309002100 |
| 7105 Corporate Drive<br>Plano, TX 75024 | 7105 Corporate Drive<br>Plano, TX 75024 | |

## SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by that certain Deed of Trust dated May 12, 2009 and recorded May 18, 2009, at **Instrument Number 20090518-0045153**, Register's Office for Davidson County, Tennessee (the "Deed of Trust"), **FREDRICKA RUSSELL and WILLIAM BRYANT** ("Borrower") conveyed to CALVARY TITLE OF WILSON COUNTY, LLC, 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 May 12, 2009, (the "Note"), which obligation is presently held by **BANK OF AMERICA, N.A.**; 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 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 CALVARY TITLE OF WILSON COUNTY, LLC, said appointment being set forth in **Instrument Number 20131112-0116692** 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 February 19, 2015, at 10:00 AM at the Front Entrance of The Historic Davidson County Courthouse, One Public Square, Nashville, TN 37201, such advertisement appearing in said newspaper on January 22, 2015, January 29, 2015, February 5, 2015, 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 February 19, 2015, the Substitute Trustee appeared and offered the property for sale, and after opening the floor for competitive bids, sold said Property to **BANK OF AMERICA, N.A.** at the price of **Ninety-Nine Thousand One Hundred Sixty and 00/100 ($99,160.00)** 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 Ninety-Nine Thousand One Hundred Sixty and 00/100 ($99,160.00) to me in hand paid, the receipt of which is hereby acknowledged, by these presents do transfer and convey unto **BANK OF AMERICA, N.A.** ("Grantee"), 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:

BEING LOT NO. 1 ON THE PLAN OF SEQUOIA VALLEY, SECTION 2, AS OF RECORD OF BOOK 3700, PAGE 114, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

SAID LOT NO. 1 FRONTS 116.1 FEET ON THE EASTERLY MARGIN OF CHEYANNE BOULEVARD AND EXTENDS BACK 181.1 FEET ON THE NORTHERLY LINE AND 175.0 FEET ON THE ON THE SOUTHERLY LINE TO A DEAD LINE IN THE REAR MEASURING 132.16 FEET THEREON.

**The source of title is recorded at Instrument Number 20090518-0045152, in the Register's Office for Davidson County, Tennessee.**

This property is now or was formerly known as 1341 CHEYENNE BOULEVARD, MADISON, TN 37115.

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 19th day of February, 2015.

Rubin Lublin TN, PLLC

Printed Name: Victor Kang

Title: Member, Rubin Lublin, LLC, the sole member of Rubin Lublin TN, PLLC

STATE OF GEORGIA )
COUNTY OF GWINNETT )

Before me, J.Z. Marshall-Clarke, of the state and county aforesaid, personally appeared , Victor Kang, member of Rubin Lublin, LLC, the sole member of Rubin Lublin TN, PLLC, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged himself/herself to be a Member of Rubin Lublin, 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 Peachtree Corners, GA, this 19th day of February, 2015.

Notary Public

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

My commission expires:

January 20, 2018

STATE OF GEORGIA )
COUNTY OF GWINNETT )

The actual consideration or value, whichever is greater, for this transfer is $99,160.00.

WITNESS my hand this 19th day of February, 2015.

Printed Name: Victor Kang

Title: Member, Rubin Lublin, LLC, the sole member of Rubin Lublin TN, PLLC as Trustee/Agent

Sworn to and subscribed
before me this 19th day of February, 2015.

Notary Public

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

My commission expires:

January 20, 2018

EXHIBIT
A

STATE OF TENNESSEE
DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT
EMPLOYMENT SECURITY DIVISION
LEGAL OFFICE
220 French Landing Drive 3B
Nashville, TN 37243
(615) 741-3170
(615) 532-7386 FAX

18 July 2014

RUBIN LUBLIN, LLC
3740 Davinci Court, Suite 150
Peachtree Corners, Georgia 30092-7614

RE: William Bryant
TDLWD Acct. #0704-850 1
TDLWD Lien # 12-4882 ( Davidson County)
Notice of Substitute Trustee's Sale

Dear Rubin Lublin:

Your letter of July 15, 2014, is acknowledged, along with the attendant Notice of Substitute Trustee's Sale; and this will respectfully advise that the lien has been released.

Should you have further questions regarding this matter, please let us know.

Sincerely,

Laurie Lea Doty
Assistant General Counsel

LLD:nh

cc Delinquency Control

# True Copy Certification

I, Victor Kang, do hereby make oath that I am a licensed attorney and/or the custodian of the electronic version of the attached document tendered for registration herewith and that this is a true and correct copy of the original document executed and authenticated according to law.

Signature

State of Georgia

County of Gwinnett

Personally appeared before me, J.Z. Marshall-Clarke, a Notary Public for this county and state, Victor Kang who acknowledges that this certification of an electronic document is true and correct and whose signature I have witnessed.

2/19/15
Date

Notary's Signature

My Commission Expires: January 20, 2018
Notary' Seal (if on paper)

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