Davidson County DEEDTRS
Recvd: 06/29/17 08:58 7 pgs
Fees:38.00 Taxes:1058.20
20170629-0065325

RECORDING LEGEND

PLEASE RECORD IN THE
APPROPRIATE REAL ESTATE RECORDS

GRANTOR(s)
Rodney J Newberry, LeAnn Newberry

GRANTEE(s)
AH4R-TN 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY

TN 16103

This Instrument Prepared By:
WILSON & ASSOCIATES, P.L.L.C.
400 West Capitol Avenue
Suite 1400
Little Rock, AR 72201
(501)219-9388

TRUSTEE'S DEED

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by Deed of Trust dated April 24, 2015 and recorded May 15, 2015, Document No. 20150515-0044804 in the Register's Office of Davidson County, Tennessee, Rodney J Newberry, LeAnn Newberry conveyed to Marc A Rosser, as Trustee for Mortgage Electronic Registration Systems, Inc., as a nominee for Embrace Home Loans, Inc., its successors and assigns, 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, Embrace Home Loans, Inc. has appointed **Wilson & Associates, PLLC**, Successor Trustee by instrument of record recorded on April 28, 2017, Document No. 20170428-0042119 in 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 Embrace Home Loans, Inc. has requested said Successor Trustee to, upon proper advertisement and notice, sell said property under the terms and provisions of said Deed of Trust; and

WHEREAS, in pursuance of said request by said beneficiary, advertisement and notice of the sale identifying all interested parties of said property was made and given conformity with the terms and provisions of said Deed of Trust, and Tenn. Code Ann. Sec. 35-5-104; said advertisement was advertised a total of three times, prior to June 22, 2017; and

WHEREAS, pursuant to the attached Department of Defense DMDC status report, the mortgagors holding an interest in the above-described property were (1) not members of the Armed Forces of the United States of America and had not been members of any such entities for at least twelve (12) months prior to the date of the foreclosure sale the subject hereof or (2) were members Armed Forces of the United States of America at the time the security instrument was executed, and therefore enforcement of the same is not subject to the provisions of the SCRA. As such, foreclosure of this property will not be subject to the provisions of 50 U.S.C. §501, *et seq.* (the Servicemembers Civil Relief Act).

WHEREAS, pursuant to said advertisement and notice, on June 22, 2017; in Nashville, Tennessee, 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 AH4R-TN 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY, at and for the sum of $286,000.00, that being the highest and best bid offered; and

WHEREAS, the purchaser has complied with the terms of the sale by paying into the hands of the undersigned Successor Trustee the expenses of the sale with the balance being applied upon said indebtedness for which said property was sold.

NOW, THEREFORE, in consideration of the premises and the payment by AH4R-TN 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY of the sum of money so paid, receipt of which is hereby acknowledged, the undersigned Successor Trustee does hereby grant, bargain, sell, and convey to the said AH4R-TN 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY, its successors and assigns, the property above mentioned and now further described as being in Davidson County, Tennessee, to wit:

All that certain lot or parcel of land situated in the city of Nashville, County of Davidson, State of Tennessee:

Being Lot N. 46 on the Plan of Final Plat of Riverwalk, Phase 1A, Section I and Phase 1B, Section 1, of record in Instrument 20011026-0117231, Register's Office for Davidson County, TN, to which plat reference is hereby made for a more complete legal description.

This conveyance is subject to all terms and provisions of the Restrictions and By-Laws of record in Instrument 200111050121083: Instrument 200204240050565; Instrument 20040300049313; Instrument 20040506005198; Instrument 200611030136691; and Instrument 200612140154502, said Register's Office.

Being the same property conveyed to Rodney J Newberry by Quit Claim Deed recorded January 28, 2014, at Instrument No. 20140128-0007725 in the Register's Office for Davidson County, Tennessee.

Commonly known as: 6533 Westfall Drive, Nashville, TN 37221.

Tax Parcel No.: 126-16-0A-046.00

TO HAVE AND TO HOLD the said real property above described, together with the privileges and appurtenances and hereditaments thereunto belonging or in any way appertaining unto AH4R-TN. 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY, and unto its successors and assigns.

IN WITNESS WHEREOF, the said Successor Trustee has hereunto set his or her hand and seal this 27 day of June, 2017.

Wilson & Associates, PLLC

By: _____
Courtney Miller
Wilson & Associates, PLLC
TN Bar # 035507

ACKNOWLEDGMENT

STATE OF ARKANSAS
COUNTY OF PULASKI

Before me, the undersigned notary public of the state and county aforesaid, personally appeared Courtney Miller, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, acknowledged such person to be authorized to execute the instrument on behalf of Wilson & Associates, PLLC the within-named bargainor, a corporation, and that such, executed the foregoing instrument for the purposes therein contained by personally signing the name of the corporation.

Witness my hand and seal at office in Little Rock, Arkansas this 27 day of June, 2017.

COLBY EASTER
MY COMMISSION # 12698422
EXPIRES: June 30, 2026
Pulaski County

_____
Notary Public

My Commission Expires: 6·30·2026

FORM FOR OATH

I hereby swear and affirm that the actual consideration for this transfer or value of the property transferred, whichever is greater, is $286,000.00, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

EXECUTED on this 28th day of June, 2017

_____
AH4R-TN 3, LLC,
A DELAWARE LIMITED LIABILITY COMPANY

ACKNOWLEDGMENT

STATE OF _____

COUNTY OF _____

Personally appeared before me, a Notary Public of the state and county aforesaid, duly commissioned and qualified, _____, with who I am personally acquainted, and whom acknowledged that such person executed the within instrument for the purposes therein contained.

Witness my hand and seal at office in _____ this _____ day of _____, _____.

_____
Notary Public

My Commission Expires: _____

PROPERTY OWNER OR AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
AH4R-TN 3, LLC, A DELAWARE LIMITED LIABILITY COMPANY
30601 Agoura Rd Suite 200
Agoura Hills, CA 91301

SEE ATTACHED

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Los Angeles)

On June 28, 2017 before me, Esperanza Briones, Notary Public
(insert name and title of the officer)

personally appeared Helen Cho,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

ESPERANZA BRIONES
Notary Public - California
Los Angeles County
Commission # 2178894
My Comm. Expires Jan 8, 2021

Signature _____ **(Seal)**

Department of Defense Manpower Data Center

Results as of : Jun-26-2017 02:20:26 PM

SCRA 3.0

Status Report
Pursuant to Servicemembers Civil Relief Act

Birth Date:

Last Name: NEWBERRY

First Name: LEANN

Middle Name:

Active Duty Status As Of: Jun-26-2017

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.

Michael V. Sorrento

Department of Defense - Manpower Data Center
4800 Mark Center Drive, Suite 04E25
Arlington, VA 22350

Department of Defense Manpower Data Center

Results as of : Jun-26-2017 02:20:26 PM

SCRA 3.0

Status Report
Pursuant to Servicemembers Civil Relief Act

Birth Date:

Last Name: NEWBERRY

First Name: RODNEY

Middle Name:

Active Duty Status As Of: Jun-26-2017

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
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Michael V. Sorrento

Department of Defense - Manpower Data Center
4800 Mark Center Drive, Suite 04E25
Arlington, VA 22350

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COST OF PUBLICATION

First Insertion	**$210.00**
Second Insertion	**210.00**
Third Insertion	**210.00**
Total	**$630.00**

NOTICE OF TRUSTEE'S SALE

WHEREAS, default has occurred in the performance of the covenants, terms, and conditions of a Deed of Trust Note dated April 24, 2015, and the Deed of Trust of even date securing the same, recorded May 15, 2015, Document No. 20150515-00448404, in Office of the Register of Deeds for Davidson County, Tennessee, executed by Rodney J Newberry and LeAnn Newberry, conveying certain property therein described to Marc A Rosser as Trustee for Mortgage Electronic Registration Systems, Inc., as a nominee for Embrace Home Loans, Inc., its successors and assigns; and the undersigned, Wilson & Associates, P.L.L.C., having been appointed Successor Trustee by Embrace Home Loans, Inc.,

NOW, THEREFORE, notice is hereby given that the entire indebtedness has been declared due and payable; and that an agent of Wilson & Associates, P.L.L.C., as Successor Trustee, by virtue of the power, duty, and authority vested in and imposed upon said Successor Trustee, by Embrace Home Loans, Inc., will, on **June 22, 2017 on or about 10:00 AM, at the The Historic Davidson County Courthouse, One Public Square, Nashville, TN 37201, Nashville, Tennessee,** offer for sale certain property hereinafter described to the highest bidder FOR **certified funds** paid at the conclusion of the sale, or credit bid from a bank or other lending entity pre- approved by the successor trustee. The sale is free from all exemptions, which are expressly waived in the Deed of Trust, said property being real estate situated in Davidson County, Tennessee, and being more particularly described as follows:

All that certain lot or parcel of land situated in the city of Nashville, County of Davidson, State of Tennessee: Being Lot N. 46 on the Plan of Final Plat of Riverwalk, Phase 1A, Section I and Phase 1B, Section 1, of record in Instrument 20011026-0117231, Register's Office for Davidson County, TN, to which plat reference is hereby made for a more complete legal description. This conveyance is subject to all terms and provisions of the Restrictions and By-Laws of record in Instrument 200111050121083: Instrument 20020424005056S; Instrument 20040300049313; Instrument 20040506005198; Instrument 200611030136691; and Instrument 200612140154502, said Register's Office.

ALSO KNOWN AS: 6533 Westfall Drive, Nashville, TN 37221

This sale is subject to all matters shown on any applicable recorded plat; any unpaid taxes; any restrictive covenants, easements, or setback lines that may be applicable; any statutory rights of redemption of any governmental agency, state or federal; any prior liens or encumbrances as well as any priority created by a fixture filing; and to any matter that an accurate survey of the premises might disclose. In addition, the following parties may claim an interest in the above referenced property:
RODNEY J NEWBERRY
LEANN NEWBERRY

The sale held pursuant to this Notice may be rescinded at the Successor Trustee's option at any time. 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. **W&A No. 319699**

DATED March 24, 2017

WILSON & ASSOCIATES, P.L.L.C.,
Successor Trustee

FOR SALE INFORMATION, VISIT WWW.MYFIR.COM and WWW.REALTYTRAC.COM

Mar. 31, Apr. 7, 14, 2017 Fm135694

PROOF OF PUBLICATION

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

March 31, 2017
April 7, 2017
April 14, 2017

THE WESTVIEW NEWSPAPER, LLC dba/ THE LEDGER

By: Whitney C Logan
Whitney C. Logan, Administrative Assistant

STATE OF TENNESSEE

On this **14th** day of **April 2017,** 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 **Whitney Logan** acknowledged the instrument to be the free act and deed of the corporation (or association) and that the corporation has no corporate seal.

This legal notice was published online at www.tnledger.com and www.publicnoticeads.com/tn for the duration of the run dates listed above. This publication fully complies with Tennessee Code Annotated – 1-3-120.

WITNESS my hand and Official Seal at office this **14th** day of **April 2017.**

Natasha Blayne
Notary Public

NATASHA BLAYNE NOTARY PUBLIC COUNTY OF SHELBY MY COMM. EXP. FEB. 25, 2018

WILSON

True Copy Certification

I, Helen Cho, 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

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Los Angeles

On June 28, 2017, before me, Esperanza Briones, Notary Public, personally appeared Helen Cho, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____ (Seal)

ESPERANZA BRIONES
Notary Public - California
Los Angeles County
Commission # 2178894
My Comm. Expires Jan 8, 2021