**RECORDING LEGEND**

PLEASE RECORD IN THE
APPROPRIATE REAL ESTATE RECORDS

**GRANTOR(s)**
**Daisy Lytle Sutton**

**GRANTEE(s)**
**Aziz Ashurov and Nozimbek Avazov**

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

Bill Garrett Davidson County
Batch# 90430 DEEDTRS
05/09/2018 11:39:42 AM 4 pgs
Fees: $23.00 Taxes: $436.60
20180509-0044463

# TRUSTEE'S DEED

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by Deed of Trust dated June 8, 2004 and recorded June 21, 2004, Document No. 20040621-0072803 in the Register's Office of Davidson County, Tennessee, Daisy Lytle Sutton conveyed to Fidelity National Title Insurance Company, as Trustee for Fifth Third Mortgage Company, 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, Fifth Third Mortgage Company has appointed **Wilson & Associates, PLLC**, Successor Trustee by instrument of record recorded on March 28, 2018, Document No. 201803280029096 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 Fifth Third Mortgage Company 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 April 12, 2018;

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 April 12, 2018; 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 Aziz Ashurov and Nozimbek Avazov, at and for the sum of $118,000.00, 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 Aziz Ashurov and Nozimbek Avazov 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 Aziz Ashurov and Nozimbek Avazov, its successors and assigns, the property above mentioned and now further described as being in Davidson County, Tennessee, to wit:

A certain tract or parcel of land in Davidson County, State of Tennessee, described as follows, to-wit: Being the southerly 44 feet of Lot No. 59 on the Plan of S. A. Champion's Subdivision of certain lots in Harding's Addition, as of record in Book 161, page 132. Register's Office for said County. Said part of said Lot fronts 44 feet on the east side of 22nd Avenue North, and runs back between parallel lines, 154.7 feet more or less to an alley.

Being the same property conveyed to Daisy Lytle Sutton by Installment Deed recorded March 20, 1975, at Book 2961, Page 372, Register's Office for Davidson County, Tennessee.

Commonly known as: 1610 North 22nd Avenue, Nashville, TN 37208.

Tax Parcel No.: 08111014800

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 Aziz Ashurov and Nozimbek Avazov, and unto its successors and assigns.

IN WITNESS WHEREOF, the said Successor Trustee has hereunto set his or her hand and seal this 24 day of April, 2018.

Wilson & Associates, PLLC

By: _____
Maria Yoder
Wilson & Associates, PLLC
TN Bar # 30713

ACKNOWLEDGMENT

STATE OF ARKANSAS
COUNTY OF PULASKI

Before me, the undersigned notary public of the state and county aforesaid, personally appeared Maria Yoder, 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 24 day of April, 2018

TANISHA DAVIS
JEFFERSON COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires July 12, 2024
Commission # 12399735

_____
Notary Public

My Commission Expires: 7/12/2024

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 $_____, 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 _____day of _____, _____

_____
Aj Ashu

ACKNOWLEDGMENT

STATE OF _____

COUNTY OF _____

**STATE OF TENNESSEE**
**COUNTY OF DAVIDSON**
**The actual consideration or true value, whichever is greater for this transfer is $** 118000
_____, **Affiant**
**Subscribed and sworn before me this the _____Day of _____, 20___ .**
_____, **Deputy Register**

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:**
Aziz Ashurov and Nozimbek Avazov
728 Crestmark Drive
Mount Juliet, TN 37122

W&A No. 328472
Fifth Third Bank
Federal Home Loan Mortgage Corporation

Department of Defense Manpower Data Center

Results as of : Apr-24-2018 10:27:23 AM

SCRA 4.4

# Status Report
# Pursuant to Servicemembers Civil Relief Act

SSN: XXX-XX[redacted]
Birth Date:
Last Name: SUTTON
First Name: DAISY
Middle Name:
Status As Of: Apr-24-2018
Certificate ID: VLJXR8D16T6004Z

| 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

Michael V. Sorrento, Director
Department of Defense - Manpower Data Center
400 Gigling Rd.
Seaside, CA 93955

COST OF PUBLICATION

| | |
|---|---|
| First Insertion | $230.00 |
| Second Insertion | 230.00 |
| Third Insertion | 230.00 |
| Total | $690.00 |

**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 June 8, 2004, and the Deed of Trust of even date securing the same, recorded June 21, 2004, Document No. 20040621-0072803, in Office of the Register of Deeds for Davidson County, Tennessee, executed by Daisy Lytle Sutton, conveying certain property therein described to Fidelity National Title Insurance Company as Trustee for Fifth Third Mortgage Company; and the undersigned, Wilson & Associates, P.L.L.C., having been appointed Successor Trustee by Fifth Third Mortgage Company.

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 Fifth Third Mortgage Company, will, on **April 12, 2018 on or about 10:00 AM, at the The Historic Davidson County Courthouse, 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:

**A certain tract or parcel of land in Davidson County, State of Tennessee, described as follows, to-wit: Being the southerly 44 feet of Lot No. 59 on the Plan of S. A. Champion's Subdivision of certain lots in Harding's Addition, as of record in Book 181, page 132, Register's Office for said County. Said part of said Lot fronts 44 feet on the east side of 22nd Avenue North, and runs back between parallel lines, 184.7 feet more or less to an alley.**

**ALSO KNOWN AS: 1610 North 22nd Avenue, Nashville, TN 37208**

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: DAISY LYTLE SUTTON

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. In the event of inclement weather, the trustee hereby announces that the sale will be postponed for a period of two weeks. In such situations, notices will be mailed to interested parties of record. **W&A No. 328472**

DATED March 14, 2018

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

Mar. 23, 30, Apr. 6, 2018 Fnl39524

## 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 23, 2018**
**March 30, 2018**
**April 6, 2018**

**THE WESTVIEW NEWSPAPER, LLC dba/ THE LEDGER**

**By:** Adria Witherspoon

**Adria Witherspoon, Administrative Assistant**

STATE OF TENNESSEE

On this **6th** day of **April 2018,** 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 **Adria Witherspoon** 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 **6th** day of **April 2018.**

WHITNEY LOGAN STATE OF TENNESSEE NOTARY PUBLIC COMM. EXP. JUNE 09

Notary Public

**WILSON**