RECORDING LEGEND

PLEASE RECORD IN THE
APPROPRIATE REAL ESTATE RECORDS

GRANTOR(s)
Otis C. Smith, Harriette L. Smith

GRANTEE(s)
1 Public Homes, LLC

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

Karen Y Johnson Davidson County
Batch# 154098 DEEDTRS
10/25/2018 01:11:19 PM 5 pgs
Fees: $28.00 Taxes: $296.00
20181025-0105895

TRUSTEE'S DEED

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by Deed of Trust dated June 6, 2013 and recorded June 26, 2013, Document No. 20130626-0065754 in the Register's Office of Davidson County, Tennessee, Otis C. Smith, Harriette L. Smith conveyed to Fidelity National Title, as Trustee for Mortgage Electronic Registration Systems, Inc., as a nominee for Reverse Mortgage USA, 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, Live Well Financial Inc. has appointed **Wilson & Associates, PLLC**, Successor Trustee by instrument of record recorded on March 21, 2016, Document No. 20160321-0026205, 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 Live Well Financial 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 October 17, 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 October 17, 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 1 Public Homes, LLC, at and for the sum of $80,001.00, 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 1 Public Homes, LLC 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 1 Public Homes, LLC, its successors and assigns, the property above mentioned and now further described as being in Davidson County, Tennessee, to wit:

> Land in the 12th, formerly the 21st, Civil District of Davidson County, Tennessee, described partly according to the survey made by Z.J. Wilkinson, Surveyor, May 12, 1949, as follows: Beginning at the Southerly margin of Stratford Avenue, at a point 450 feet West of the Westerly margin of Hampton Avenue, being the Northwest corner of the property conveyed to James Rutledge and wife, by deed from Warren Glenn Pittman and wife, of record in Book 2154, Page 177, Register's Office for said County; thence with the Westerly line of said Rutledge property, Southwardly 150 feet; thence Westwardly and parallel with the Southerly line of Stratford Avenue, 50 feet; thence Northwardly 150 feet to the Southerly margin of Stratford Avenue; thence with said Avenue, North 15 degrees East 50 feet to the beginning.
>
> Being the same property conveyed to Otis Smith by Warranty Deed recorded September 27, 1966, at Book 4062, Page 330, Register's Office for Davidson County, Tennessee.

Commonly known as: 1209 Avondale Circle, Nashville, TN 37207.

Tax Parcel No.: 07102060.00

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 1 Public Homes, LLC, and unto its successors and assigns.

IN WITNESS WHEREOF, the said Successor Trustee has hereunto set his or her hand and seal this 16 day of Oct, 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 18 day of Oct, 2018.

TANISHA DAVIS
JEFFERSON COUNTY
NOTARY PUBLIC - ARKANSAS
My Commission Expires July 12, 2021
Commission # 12392703

_____
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 _____, 2018.

_____
1 Public Homes, LLC

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 _____, 2018.

_____
Notary Public

My Commission Expires: _____

PROPERTY OWNER OR AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
1 Public Homes, LLC
7051 Hwy 70 South -315
Nashville, TN 37221

W&A No. 312065
Celink
Federal Housing Administration

STATE OF TENNESSEE
COUNTY OF DAVIDSON
The actual consideration or true value, whichever is greater for this transfer is
$ 89,021 **, Affiant**

_____

Subscribed and sworn before me this the
25 **Day of** Oct **20** 18.

Department of Defense Manpower Data Center

Results as of : Oct-18-2018 01:08:00 AM

SCRA 4.9

Status Report
Pursuant to Servicemembers Civil Relief Act

SSN: [redacted]
Birth Date:
Last Name: SMITH
First Name: OTIS
Middle Name:
Status As Of: Oct-18-2018
Certificate ID: PW8FKNC46T8W4DW

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

Department of Defense Manpower Data Center

Results as of : Oct-18-2018 01:04:42 AM

SCRA 4.9

Status Report
Pursuant to Servicemembers Civil Relief Act

SSN: [redacted]
Birth Date:
Last Name: SMITH
First Name: HARRIETTE
Middle Name:
Status As Of: Oct-18-2018
Certificate ID: XL9PYTSF8LBFBLP

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

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 6, 2013, and the Deed of Trust of even date securing the same, recorded June 26, 2013, Document No. 20130626-0065754, in Office of the Register of Deeds for Davidson County, Tennessee, executed by Otis C. Smith and Henriette L. Smith, conveying certain property therein described to Fidelity National Title as Trustee for Mortgage Electronic Registration Systems, Inc., as a nominee for Reverse Mortgage USA, Inc., its successors and assigns; and the undersigned, Wilson & Associates, P.L.L.C., having been appointed Successor Trustee by Live Well Financial 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 Live Well Financial Inc., will, on October 17, 2018 at or after 2:00 AM, at the Bridgestone Arena, 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:

Land in the 13th, formerly the 22nd, Civil District of Davidson County, Tennessee, described partly according to the survey made by Z.L. Williams, Surveyor, May 2d, 1946, as follows: Beginning at the Southerly margin of Stratford Avenue, at a point 480 feet West of the Westerly margin of Hampton Avenue, being the Northwest corner of the property conveyed to James Rutledge and wife, by deed from Warren Glenn Pittman and wife, of record in Book 2184, Page 177, Register's Office for said County; thence with the Westerly line of said Rutledge property, Southwardly 150 feet; thence Westwardly and parallel with the Southerly line of Stratford Avenue, 80 feet; thence Northwardly 150 feet to the Southerly margin of Stratford Avenue; thence with said Avenue, North 15 degrees East 80 feet to the beginning.

ALSO KNOWN AS: 1209 Avondale Circle, Nashville, TN 37207

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:

OTIS C. SMITH
ESTATE OF OTIS SMITH
HEIR(S) OF OTIS SMITH
HARRIETTE L. SMITH
SECRETARY OF HOUSING AND URBAN DEVELOPMENT
KEVIN SMITH
RENEE SMITH BEDDINGFIELD
WILLIAM SMITH
KENZELLA SMITH

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. 312065

DATED August 27, 2018.

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

Aug. 31, Sept. 7, 14, 2018 Fn41260

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:

August 31, 2018
September 7, 2018
September 14, 2018

THE WESTVIEW NEWSPAPER, LLC dba/ THE LEDGER

By: Adria Witherspoon

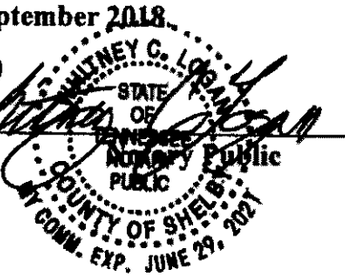
Adria Witherspoon, Administrative Assistant

STATE OF TENNESSEE

On this **14th** day of **September 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 **14th** day of **September 2018.**



WILSON