Karen Johnson Davidson County
Batch# 242118 DEEDTRS
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Fees: $18.00 Taxes: $416.86
20190612-0056291

FILE NO.: 19-05392

THIS INSTRUMENT PREPARED BY:
BROCK & SCOTT, PLLC
4360 Chamblee Dunwoody Road, Ste 310
Atlanta, GA 30341

SUBSTITUTE TRUSTEE'S DEED

WHEREAS, Wendy L. Foster conveyed to Dixie With Arnold M. Weiss as Trustee for the benefit of Mortgage Electronic Registration Systems, Inc., as nominee for America's Wholesale Lender, the hereinafter described property for the purpose of securing payment of the indebtedness and performance of the obligations therein mentioned and set forth in a Deed of Trust dated August 30, 2004 and recorded on September 1, 2004 in Instrument No. 20040901-0105831, in the Office of the Register of Deeds of Davidson County, Tennessee, and

WHEREAS, the beneficial interest of said Deed of Trust was last transferred and assigned to **The Bank Of New York Mellon Fka The Bank Of New York As Trustee For The Certificateholders Of The Cwabs, Inc., Asset-Backed Certificates, Series 2004-9**; and

WHEREAS, The Bank Of New York Mellon Fka The Bank Of New York As Trustee For The Certificateholders Of The Cwabs, Inc., Asset-Backed Certificates, Series 2004-9, being the holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record in Instrument No. 20190423-0037211 in the Office of the Register of Deeds 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 the holder of said Deed of Trust requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and

WHEREAS, the property was advertised for sale in conformity with the laws of Tennessee and the terms and provisions of said Deed of Trust on May 2, 2019, May 9, 2019, and May 16, 2019; and

WHEREAS, if the original sale date was postponed, such sale was postponed in accordance with the provisions of T.C.A. 35-5-101(f), and all announcements and notifications were made as required therein, and

WHEREAS, at the time and place mentioned in referenced advertisement the undersigned's agent, offered said property for sale at public outcry at the Davidson County Courthouse on May 28, 2019 at 10:00AM to the highest and best bidder for cash, at which sale Daryl Spicer, being the best, highest and last bidder, became the purchaser of said property at and for the sum of $112,664.00; and

WHEREAS, Daryl Spicer has complied with the terms of sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance of the purchase price being credited on the indebtedness secured by said Deed of Trust; and

NOW, THEREFORE, in consideration of the premises and of payment by Daryl Spicer as aforesaid, of the said sum of money, receipt of which payment is hereby acknowledged, Brock & Scott, PLLC, as Substitute Trustee, does hereby grant, bargain, sell and convey unto Daryl Spicer, its/his/her successors and assigns, in fee simple forever, the following described real property situated in the County of Davidson, State of Tennessee:

Land in Davidson County, Tennessee, Being Unit No. 108 on the Plan of River bridge Community a P.U.D. as of record in Instrument No. 20030212-0019999, Registers office for Davidson County, Tennessee.

Being the same property conveyed to Wendy L. Foster, unmarried by warranty dead from Beazer Homes Corp. d/b/a Phillips Builders as of record in Instrument No. 200409010105830, Registers office for Davidson County, Tennessee.

Property commonly known as: 3339 Harpeth Springs Drive, Nashville, TN 37221.

THIS CONVEYANCE IS SUBJECT TO any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Deed of Trust.

The Property is conveyed AS IS, WHERE IS, without representations or warranties of any kind whatsoever, where 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.

IN TESTIMONY WHEREOF, **Attorney Patrick Taggart** of Brock & Scott, PLLC as Trustee, has hereunto set his/her hand, this 30 day of May, 2019.

Brock & Scott, PLLC

By: _____

Brock & Scott, PLLC
Patrick Taggart
Substitute Trustee

STATE OF GEORGIA
COUNTY OF DEKALB

Before me, a Notary Public in the State and County aforementioned personally appeared Patrick Taggart, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged such person to be an Attorney of Brock & Scott, the within named bargainor a PLLC, and that such person as such Attorney executed the forgoing instrument for the purpose therein contained by signing the name of the PLLC by such person as Attorney.

WITNESS my hand and Notarial Seal the day and year above written.

Notary Public

My Commission Expires: June 19, 2021

DEKALB COUNTY GEORGIA NOTARY PUBLIC DEANNA BARBER

STATE OF GEORGIA
COUNTY OF DEKALB

I hereby swear or affirm that to the best of my knowledge, belief and information, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $112,664.00, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Patrick Taggart - as Agent

Subscribed and sworn to before me on this 30th day of May, 2019.

Notary Public

My Commission Expires: June 19, 2021

DEKALB COUNTY GEORGIA NOTARY PUBLIC DEANNA BARBER

Brock & Scott File No.: 19-05392
Property Address: 3339 Harpeth Springs Drive, Nashville, TN 37221
Tax Parcel I.D. No.: 141 06 0D 108.00
Property Owner and Tax Notices:
Daryl Spicer
2007 Kimberly Drive
Mount Juliet, TN 37122