

[WHEN RECORDED RETURN TO]
NTC -- ATTN: THOMAS TEMPLE
2100 ALT. 19 NORTH
PALM HARBOR, FLORIDA 34683
BANK of NEW YORK:38527259



After recording return to:

20040902000492210 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
09/02/2004 12:06:00 FILED/CERTIFIED

Space above line for recorder's use

38527259
11850340

ASSIGNMENT OF DEED OF TRUST/MORTGAGE

On August 1, 2003, FOR VALUE RECEIVED, receipt of which is hereby acknowledged, the undersigned hereby grants, assigns and transfers to **The Bank of New York Trustee under the Pooling and Servicing Agreement Series Q3-40 at 101 Barclay Street, NY, NY 10286 Corp. Trust-MBS**

Its successors and assigns forever all beneficial interest under that certain Deed of Trust/Mortgage identified as follows:

Document Dated: June 23, 2003
Mortgage Amount: \$526,400.00
Executed by: Grayson K Rodgers and Annette G Rodgers
Original Beneficiary: UNION PLANTERS BANK, N.A.
Recorded on: 7/2/03
Instrument/ 20030702000418090
Deed Book/Page No:
Recording County: SHELBY
Property Address: 8185 Castlehill Rd, Birmingham, AL 35242

TOGETHER with the note or notes therein described or referred to, the money due and to become due thereon with interest, and all rights accrued or to accrue under said Deed of Trust/Mortgage.

E*TRADE BANK, formerly known as Telebank

Victoria S. Wu
Vice President - Collateral

COMMONWEALTH OF VIRGINIA } SS
COUNTY OF ARLINGTON }

Before me, the undersigned, A Notary Public in and for said State, personally appeared Victoria S. Wu, Vice President-Collateral for E*TRADE BANK, formerly known as TELEBANK, personally known to me to be the person whose name is subscribed to within the instrument and acknowledged to me that she executed the same in her authorized capacity, and that her signature on the instrument the entity upon behalf of which the person acted, executed the instrument.

WITNESS MY HAND AND OFFICIAL SEAL ON DATE FIRST REFERENCED ABOVE.

Notary Public: Myrna Reyes
My commission expires April 30, 2006

