

20070629000307750 1/3 \$19.00
Shelby Cnty Judge of Probate, AL
06/29/2007 02:49:50PM FILED/CERT

SEND TAX NOTICE TO:
Ameriquest Mortgage Company
505 City Parkway West
Orange, CA 92868
(#0115538324)

STATE OF ALABAMA)

COUNTY OF SHELBY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 31st day of March, 2005, James Baylos Butler and Pamela Coats Butler, husband and wife, executed that certain mortgage on real property hereinafter described to Ameriquest Mortgage Company, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument No. 20050415000178960, said mortgage having subsequently been transferred and assigned to Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc. Asset Backed Pass Through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse, and ~~20070508000215380~~ **recorded in Inst. No. 20070508000215380*

WHEREAS, in and by said mortgage, the Transferee was authorized and empowered in case of default in the payment of the indebtedness secured thereby, according to the terms thereof, to sell said property before the Courthouse door in the City of Columbiana, Shelby County, Alabama, after giving notice of the time, place, and terms of said sale in some newspaper published in said County by publication once a week for three (3) consecutive weeks prior to said sale at public outcry for cash, to the highest bidder, and said mortgage provided that in case of sale under the power and authority contained in same, the Transferee or any person conducting said sale for the Transferee was authorized to execute title to the purchaser at said sale; and it was further provided in and by said mortgage that the Transferee may bid at the sale and purchase said property if the highest bidder thereof; and

WHEREAS, default was made in the payment of the indebtedness secured by said mortgage, and the said Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse did declare all of the indebtedness secured by said mortgage subject to foreclosure as therein provided and did give due and proper notice of the foreclosure of said mortgage by publication in the Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, in its issues of April 11, 2007, April 18, 2007, and April 25, 2007; and

WHEREAS, on May 15, 2007, the day on which the foreclosure was due to be held under the terms of said notice, between the legal hours of sale, said foreclosure was duly conducted, and Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse did offer for sale and sell at public outcry in front of the Courthouse door in Columbiana, Shelby County, Alabama, the property hereinafter described; and

WHEREAS, Michael Corvin was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for the said Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse; and

WHEREAS, Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse was the highest bidder and best bidder in the amount of Seventy One Thousand Four Hundred Six Dollars and 59/100 Dollars (\$71,406.59) on the indebtedness secured by said mortgage, the said Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse, by and through Michael Corvin as auctioneer conducting said sale and as attorney-in-fact for said Transferee, does hereby grant, bargain, sell and convey unto Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot #1 Cheshire Road Estates, as recorded in Map Book 12, page 8, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD the above described property unto Deutsche Bank National Trust Company, as Trustee of Amerquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse, its successors/heirs and assigns forever;

subject, however, to the statutory rights of redemption from said foreclosure sale on the part of those entitled to redeem as provided by the laws in the State of Alabama; and also subject to all recorded mortgages, encumbrances, recorded or unrecorded easements, liens, taxes, assessments, rights-of-way, and other matters of record in the aforesaid Probate Office.

IN WITNESS WHEREOF, Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse, has caused this instrument to be executed by and through Michael Corvin, as auctioneer conducting said sale and as attorney-in-fact for said Mortgagee, and said Michael Corvin, as said auctioneer and attorney-in-fact for said Mortgagee, has hereto set his/her hand and seal on this 15th day of May, 2007.

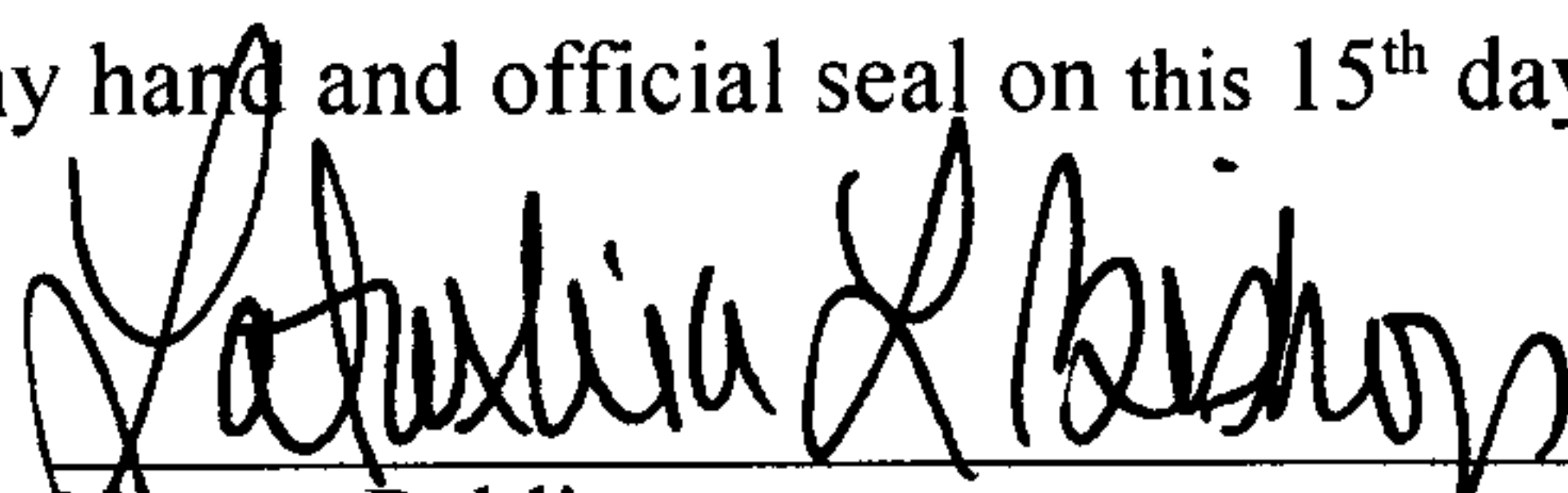
Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse

By: 
Michael Corvin, Auctioneer and Attorney-in-Fact

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Michael Corvin, whose name as auctioneer and attorney-in-fact for Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc. Asset Backed Pass through Certificates, Series 2005-R5 under the Pooling and Servicing Agreement dated as of June 1, 2005, Without Recourse, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this date, that being informed of the contents of the conveyance, he/she, as such auctioneer and attorney-in-fact and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said Transferee.

Given under my hand and official seal on this 15th day of May, 2007.


Notary Public
My Commission Expires: MY COMMISSION EXPIRES FEBRUARY 11, 2008

This instrument prepared by:
Colleen McCullough
SIROTE & PERMUTT, P.C.
P. O. Box 55727
Birmingham, Alabama 35255-5727