

20070827000401640 1/3 \$18.00
Shelby Cnty Judge of Probate, AL
08/27/2007 09:38:37AM FILED/CERT

SEND TAX NOTICE TO:
America's Servicing Company
3476 Stateview Blvd
Fort Mill, SC 29715
(#1205026523)

STATE OF ALABAMA)

COUNTY OF SHELBY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 4th day of June, 2003, Mark R. Shelton and Tonya L. Shelton, husband and wife, executed that certain mortgage on real property hereinafter described to Mortgage Electronic Registration Systems, Inc., acting solely as nominee for Meritage Mortgage Corporation, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument # 20030610000362110, said mortgage having subsequently been transferred and assigned to U S Bank National Association as Trustee for the Home Equity Asset Trust 2003-5, by instrument recorded in the aforesaid Probate Office; and

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 U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5 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 July 18, 2007, July 25, 2007, and August 1, 2007; and

WHEREAS, on August 14, 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 U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5 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 U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5; and

WHEREAS, U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5 was the highest bidder and best bidder in the amount of Fifty Nine Thousand Two Hundred Fifty and 00/100 Dollars (\$59,250.00) on the indebtedness secured by said mortgage, the said U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5, 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 U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5 all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

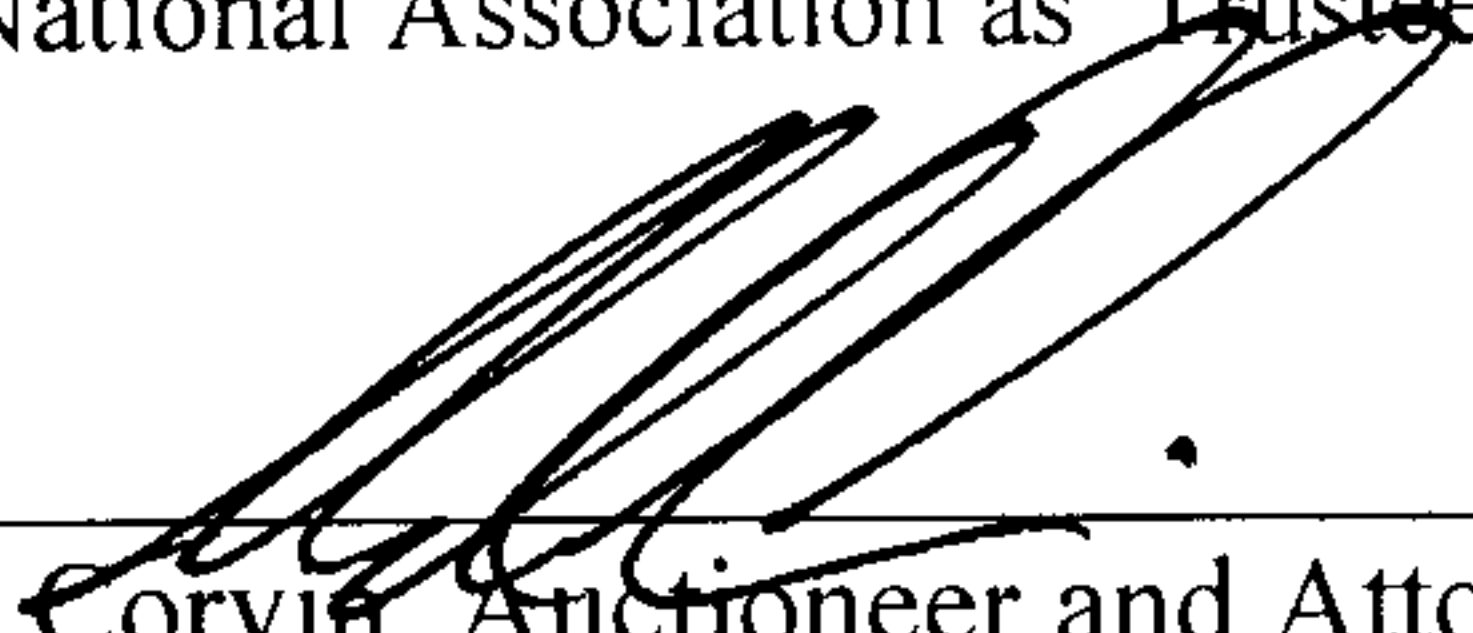
Commence at the Southwest corner of the SE 1/4 of the SE 1/4, Section 34, Township 20 South, Range 3 West, and run thence Easterly along the South line of said 1/4-1/4 section 457.94 feet to the point of beginning; thence continue along last described course 125 feet; thence turn a deflection angle of 90 degrees 44 minutes 54 seconds to the left and run Northerly 144.5 feet as measured to an existing old metal corner; thence turn 89 degrees 21 minutes 53 seconds to the left and run Westerly 124.62 feet to an existing old metal corner; thence turn 90 degrees 29 minutes 12 seconds to the left and run Southerly 144.25 feet to the point of beginning, subject property being situated in Shelby County, Alabama.

TO HAVE AND TO HOLD the above described property unto U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5, 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, U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5, 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 14th day of August, 2007.

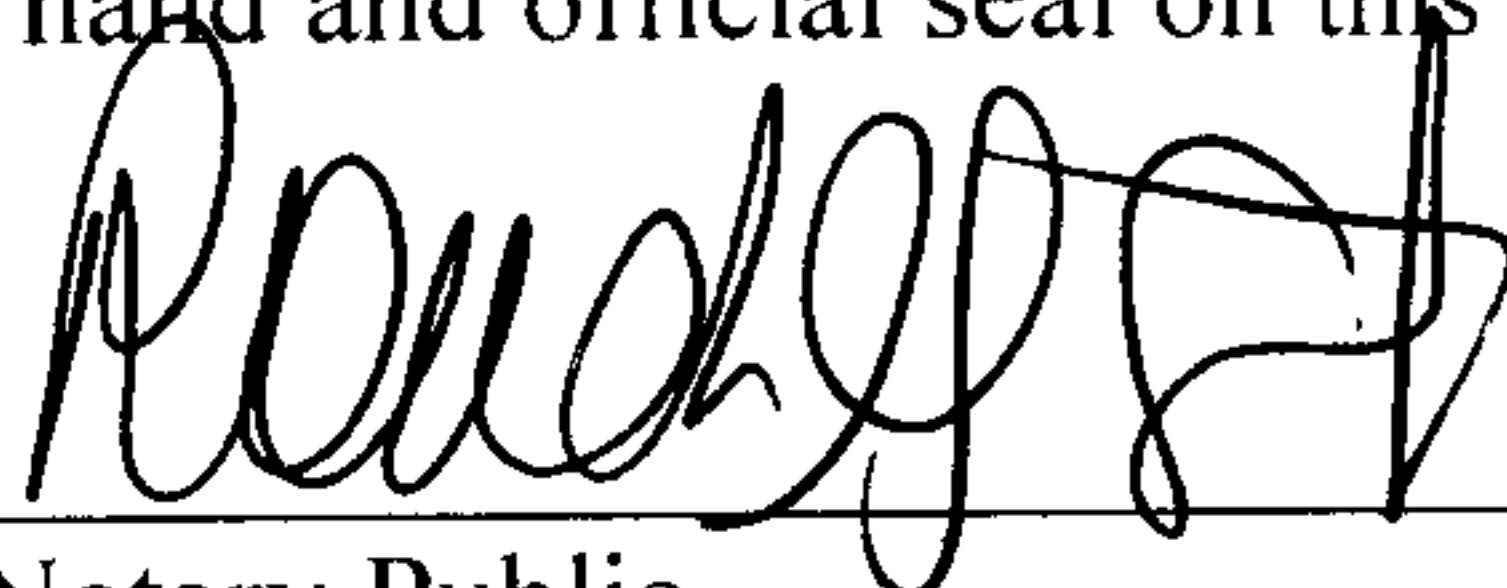
U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5

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 U S Bank National Association as Trustee for the Home Equity Asset-Trust 2003-5, 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 14th day of August, 2007.



Notary Public
My Commission Expires: _____

MY COMMISSION EXPIRES MARCH 28, 2011

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