

This instrument prepared by:
Jeff G. Underwood, Attorney
Sirote & Permutt P.C.
2311 Highland Avenue South
Birmingham, Alabama 35205

Send Tax Notice to:
Jerry L. Toole
Susan W. Toole
1021 Stafford Court
Birmingham, AL 35242

SPECIAL WARRANTY DEED

STATE OF ALABAMA

KNOW ALL MEN BY THESE PRESENTS,

SHELBY COUNTY

That in consideration of Two hundred eighty-nine thousand nine hundred and 00/100 Dollars (\$289,900.00) to the undersigned, **The Bank of New York Trust Company, N.A., as successor to JP Morgan Chase Bank, N.A., as Trustee for that certain pooling and Servicing Agreement, Pool #4970, Series 2005-RS1 , a corporation, by Residential Funding Corporation, as Attorney in Fact**, (herein referred to as Grantor) in hand paid by the Grantees herein, the receipt whereof is acknowledged, the said Grantor does by these presents, grant, bargain, sell and convey unto Jerry L. Toole, and Susan W. Toole, (herein referred to as Grantees), the following described real estate situated in Shelby County, Alabama, to-wit:

Lot 1133, according to the Survey of Brook Highland, 11th Sector Phase 1, an Eddleman Community, as recorded in Map Book 19, Page 68, in the Probate Office of Shelby County, Alabama.

Subject to:

1. Any item disclosed on that certain policy of title insurance obtained in connection with this transaction.
2. Ad valorem Taxes for the current tax year, which Grantees herein assume and agree to pay.
3. 35 Foot Building setback line as shown by recorded plat.
4. All outstanding rights of redemption in favor of all persons entitled to redeem the property from that certain mortgage foreclosure sale evidenced by mortgage foreclosure deed recorded in Instrument No. 20070921000444780, in the Probate Office of Shelby County, Alabama.

\$ 275,405.00 of the above consideration was paid from the proceeds of a mortgage loan closed simultaneously herewith.

Jerry L. Toole is one and the same as Jerry Toole.

Susan W. Toole is one and the same as Susan Toole.

This property is sold as is and grantor only warrants title from the time grantor obtained title until the date grantor conveys its interest in the aforesaid property to the grantee.

TO HAVE AND TO HOLD Unto the said Grantees, their heirs and assigns, forever.

IN WITNESS WHEREOF, the said Grantor, has hereto set its signature and seal, this the
9th day of July, 2008.

The Bank of New York Trust Company, N.A., as successor
to JP Morgan Chase Bank, N.A., as Trustee for that certain
pooling and Servicing Agreement, Pool #4970, Series
2005-RS1

By Residential Funding Corporation

By: [Signature]

Its _____

STATE OF Texas

COUNTY OF Dallas

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that
Mark Via, whose name as PMJO of
Residential Funding Corporation, as Attorney in Fact for The Bank of New York Trust
Company, N.A., as successor to JP Morgan Chase Bank, N.A., as Trustee for that certain pooling
and Servicing Agreement, Pool #4970, Series 2005-RS1, a corporation, is signed to the
foregoing conveyance, and who is known to me, acknowledged before me on this day that, being
informed of the contents of the conveyance, he/she, as such officer and with full authority,
executed the same voluntarily for and as the act of said Corporation, acting in its capacity as
Attorney in Fact as aforesaid.

Given under my hand and official seal, this the 9 day of July, 2008.

[Signature]
NOTARY PUBLIC

My Commission expires: 2/8/12
AFFIX SEAL

2007-002299

Shelby County, AL 07/22/2008
State of Alabama

Deed Tax: \$14.50

