

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

Send Tax Notice to:
James F. Cleveland
Debra Cleveland

130 Fawn Meadows Ln
Wilsonville AL 35186

SPECIAL WARRANTY DEED

STATE OF ALABAMA

KNOW ALL MEN BY THESE PRESENTS,

SHELBY COUNTY

That in consideration of Twenty-four thousand two hundred seventy-eight and 00/100 Dollars (\$24,278.00) 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, Series 2004-RS1, Pool #4792, 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 James F. Cleveland, and Debra Cleveland, (herein referred to as Grantees) as joint tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, to-wit:

Commence at the NE corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23, Township 18 South, Range 2 East, and run thence Southerly along the East line of said $\frac{1}{4}$ - $\frac{1}{4}$ - $\frac{1}{4}$ a distance of 132.07 feet to a point; thence turn an angle of 101 degrees 11 minutes 11 seconds right and run a distance of 160.09 feet to a point; thence turn an angle of 1 degree 20 minutes 02 seconds right and run a distance of 69.78 feet to a point; thence turn an angle of 97 degrees 21 minutes 10 seconds left and run Southerly a distance of 53.28 feet to the point of beginning of the property being described; thence continue along last described course a distance of 33.76 feet to a point; thence turn an angle of 50 degrees 48 minutes 00 seconds left and run a distance of 80.93 feet to a point; thence turn an angle of 2 degrees 59 minutes 00 seconds right and run Southeasterly a distance of 116.31 feet to a point on the North right of way line of Shelby County Highway No. 59; thence turn an angle of 138 degrees 08 minutes right to tangent and run along the arc of a curve to the left having a central angle of 27 degrees 10 minutes 25 seconds and a radius of 570.00 feet an arc distance of 270.50 feet to the P.C. of a transitional curve return having a central angle of 124 degrees 50 minutes 43 seconds and a radius of 30.0 feet; thence continue along the arc of said curve a distance of 65.37 feet to a point being the P.C. of said curve; thence continue along the tangent of last call a distance of 260.44 feet to a point; thence turn an angle of 110 degrees 33 minutes 00 seconds right and run a distance of 134.97 feet to a point; said point being the point of beginning.

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. Easements, reservations, restrictions, protective covenants, rights of way, conditions and building setback lines of record, if any.
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. 20080429000175690, in the Probate Office of Shelby County, Alabama.

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

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, as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy thereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

IN WITNESS WHEREOF, the said Grantor, has hereto set its signature and seal, this the 5 day of August, 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, Series 2004-RS1, Pool #4792
By Residential Funding Corporation

By: _____

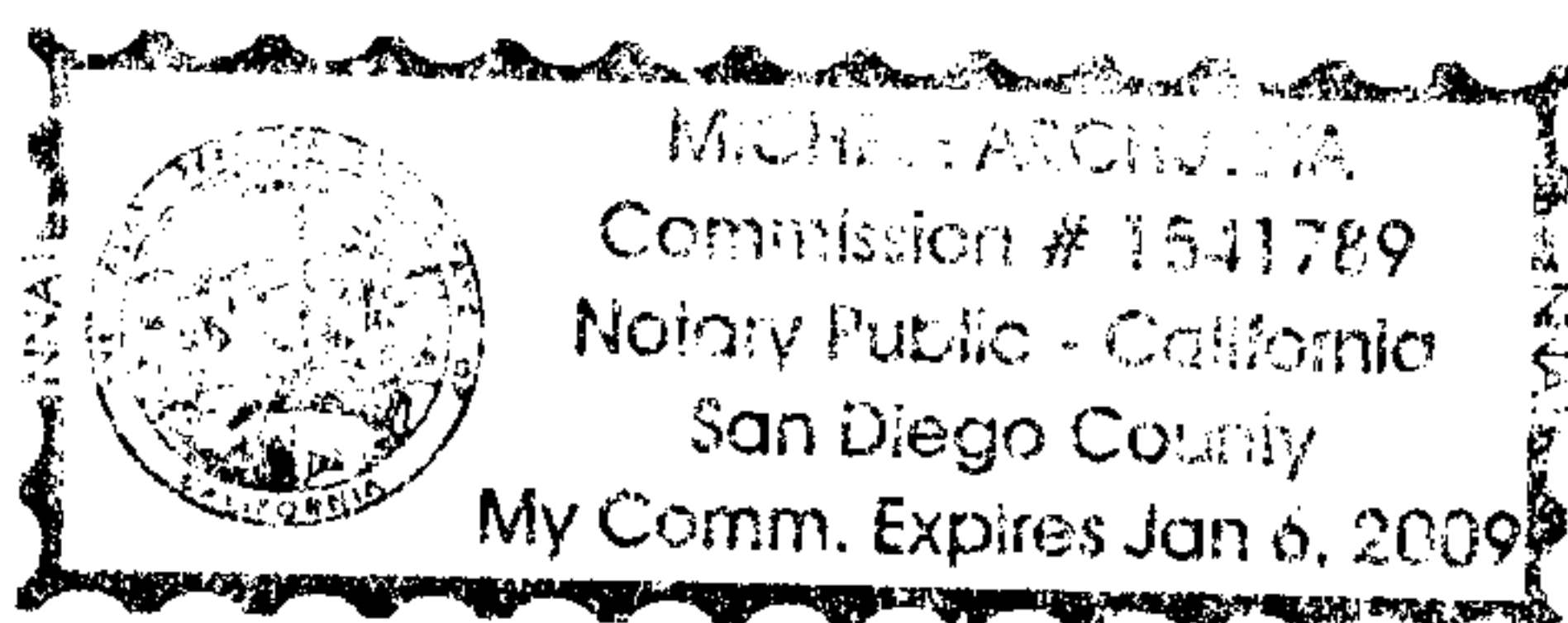
Its Bill Mueller V.P.

STATE OF CA

COUNTY OF San Diego

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Bill Mueller, whose name as V.P. 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, Series 2004-RS1, Pool #4792, 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 5 day of August, 2008.



NOTARY PUBLIC
My Commission expires:
AFFIX SEAL

2008-001594

Shelby County, AL 08/07/2008
State of Alabama

Deed Tax: \$24.50