

MORTGAGE FORECLOSURE DEED

20090325000110460 1/2 \$19.00
Shelby Cnty Judge of Probate, AL
03/25/2009 12:47:26PM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

)
)

Elmer A. Duarte
70175831

KNOW ALL MEN BY THESE PRESENTS: That Elmer A. Duarte, an unmarried man did, on to-wit, the September 15, 2004, execute a mortgage to Mortgage Electronic Registration Systems, Inc., acting solely as nominee for Aegis Funding Corporation, which mortgage is recorded in Instrument# 20040921000520230; said mortgage was transferred and assigned to U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5 as recorded in Instrument# 20090202000031570 et seq., in the Office of the Judge of Probate of Shelby County, Alabama; 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 registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5 did declare all of the indebtedness secured by said mortgage due and payable and did give due and proper notice of the foreclosure of said mortgage, in accordance with the terms thereof, by publication in The Shelby County Reporter, a newspaper of general circulation published in Shelby County, Alabama, in its issues of February 18, 25; March 4, 2009; and

WHEREAS, on the March 17, 2009, the day on which the foreclosure sale was due to be held under the terms of said notice, at 12:50 o'clock p.m., between the legal hours of sale, said foreclosure sale was duly and properly conducted, and U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5 did offer for sale and did sell at public outcry, in front of the courthouse door of the Shelby County, Alabama, Courthouse in the City of Columbiana, Alabama, the property hereinafter described; and

WHEREAS, the highest and best bid for cash obtained for the property described in the aforementioned mortgage was the bid of U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, in the amount of One Hundred Fourteen Thousand Five Hundred Twenty-Two Dollars and Seventy-Six Cents (\$114,522.76), which sum the said U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5 offered to credit on the indebtedness secured by said mortgage, and said property was thereupon sold to the said U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5; and

WHEREAS, said mortgage expressly authorized the mortgagee to bid at the sale and purchase said property, if the highest bidder therefore, and authorized the Mortgagee or Auctioneer or any person conducting said sale for the Mortgagee to execute to the purchaser at the said sale a deed to the property so purchased;

NOW, THEREFORE, in consideration of the premises and of One Hundred Fourteen Thousand Five Hundred Twenty-Two Dollars and Seventy-Six Cents (\$114,522.76), cash, the said Elmer A. Duarte, an unmarried man, acting by and through the said U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, by Marcus Clark, as auctioneer and the person conducting the said sale for the Mortgagee or Transferee of Mortgagee, and the said U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, by Marcus Clark, as said auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, and Marcus Clark, as said auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, do hereby grant, bargain, sell and convey unto U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, the following described real estate situated in Shelby County, Alabama, to-wit:

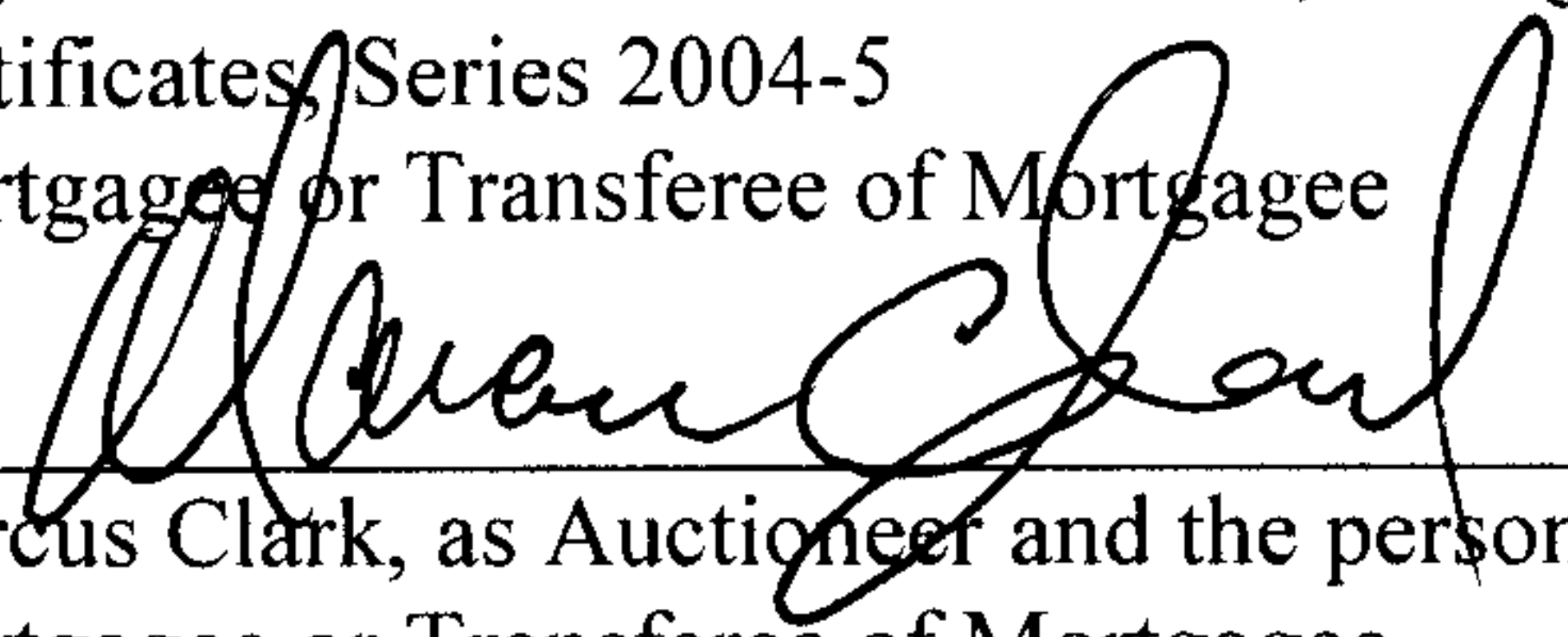
Lot 6, in Block 1, according to the Survey of Green Valley, as recorded in Map Book 5, Page 94, in the Probate Office of Shelby County, Alabama.

TO HAVE AND TO HOLD THE above described property unto U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, forever; subject, however, to the statutory rights of redemption on the part of those entitled to redeem as provided by the laws of the State of Alabama, and any taxes which may be due.

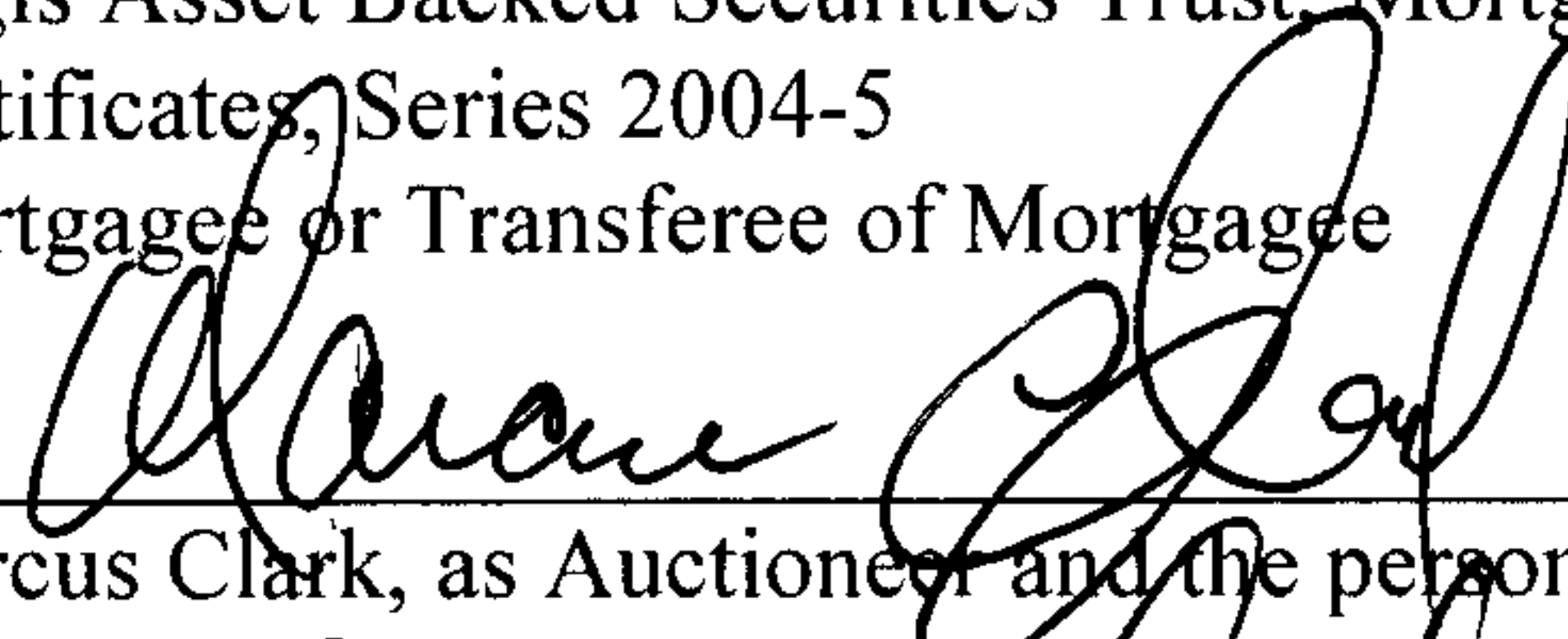
IN WITNESS WHEREOF, the said U.S. Bank National Association, as Trustee for the registered holders of Aegis Asset Backed Securities Trust, Mortgage Pass-Through Certificates, Series 2004-5, has caused this instrument to be executed by Marcus Clark, as auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee and in witness whereof the said Marcus Clark, has executed this instrument in his capacity as such auctioneer on this the March 17, 2009.

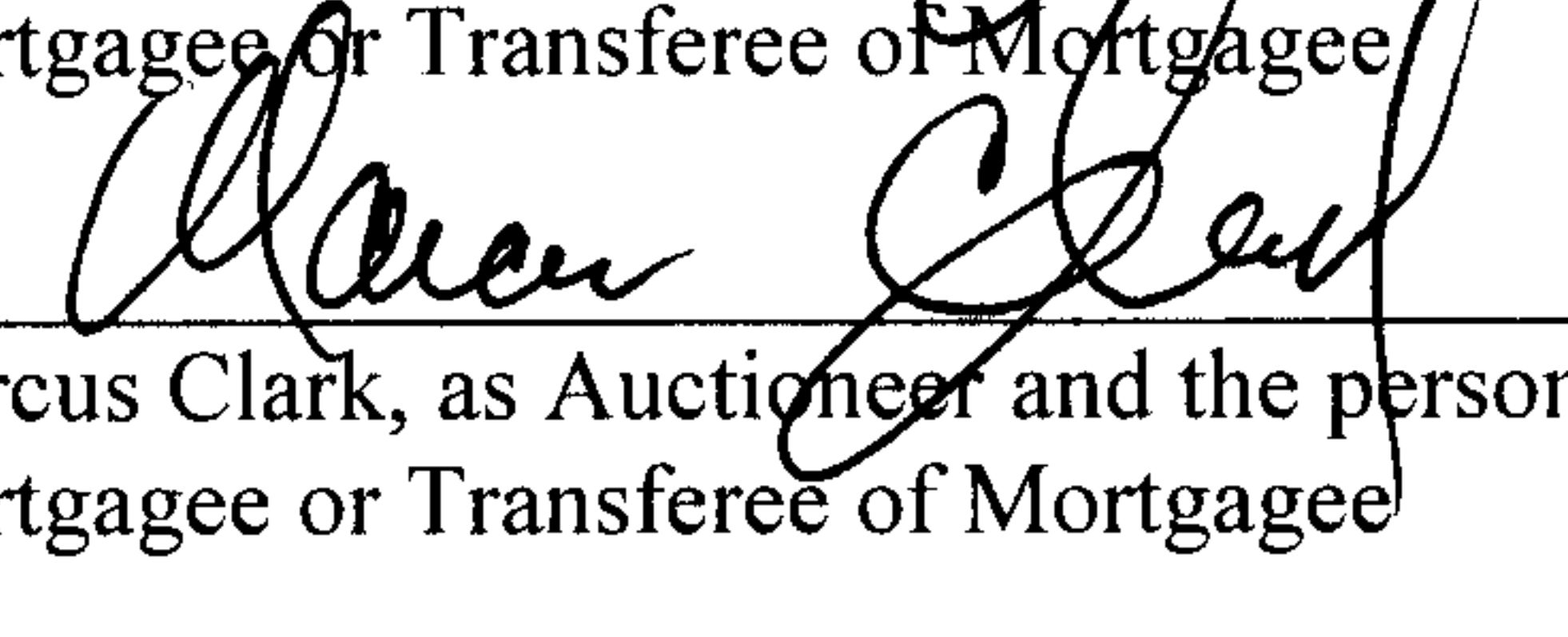
Elmer A. Duarte, an unmarried man
Mortgagors

U.S. Bank National Association, as Trustee for the registered holders of
Aegis Asset Backed Securities Trust, Mortgage Pass-Through
Certificates, Series 2004-5
Mortgagee or Transferee of Mortgagee

By 
Marcus Clark, as Auctioneer and the person conducting said sale for the
Mortgagee or Transferee of Mortgagee

U.S. Bank National Association, as Trustee for the registered holders of
Aegis Asset Backed Securities Trust, Mortgage Pass-Through
Certificates, Series 2004-5
Mortgagee or Transferee of Mortgagee

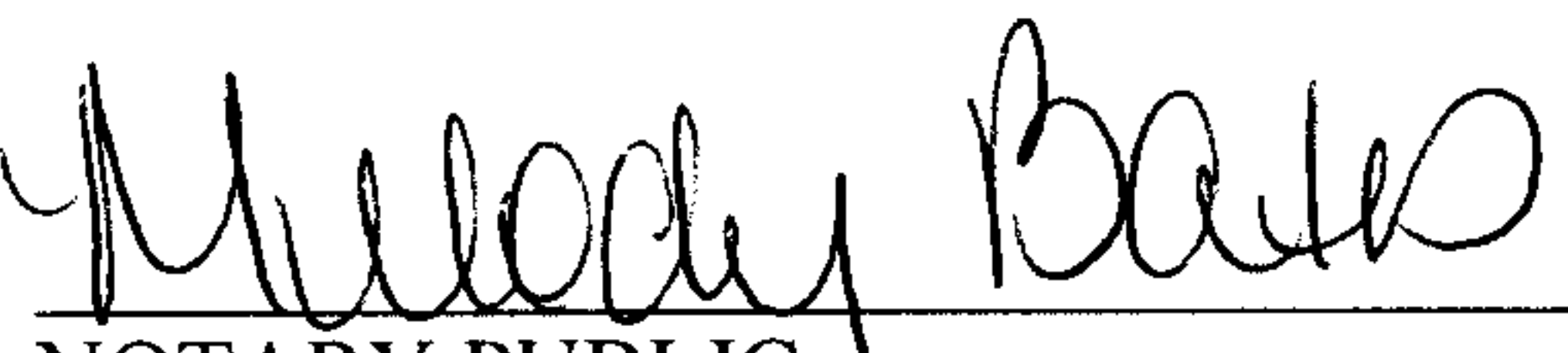
By 
Marcus Clark, as Auctioneer and the person conducting said sale for the
Mortgagee or Transferee of Mortgagee

By 
Marcus Clark, as Auctioneer and the person conducting said sale for the
Mortgagee or Transferee of Mortgagee

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said State and County, hereby certify that Marcus Clark, whose name as Auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, 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, in his capacity as such Auctioneer and the person conducting said sale for the Mortgagee or Transferee of Mortgagee, and with full authority executed this instrument voluntarily on the day that bears that same date.

Given under my hand and official seal this March 17, 2009.


NOTARY PUBLIC

MY COMMISSION EXPIRES: **MY COMMISSION EXPIRES 07-27-2011**

Instrument prepared by:
EDITH S. PICKETT
SHAPIRO & PICKETT, L.L.P.
651 Beacon Parkway West, Suite 115
Birmingham, Alabama 35209
09-008295

GRANTEE'S ADDRESS
Ocwen Loan Servicing, LLC
12650 Ingenuity Drive
Orlando, Florida 32826


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