

SEND TAX NOTICE TO:
Bank of America
7105 Corporate Drive, Mail Stop PTX-C-35
Plano, TX 75024

RECORDER'S MEMORANDUM
At the time of recordation, this instrument was found to be inadequate for the best photographic reproduction.



20120118000021930 1/3 \$21.00
Shelby Cnty Judge of Probate, AL
01/18/2012 02:16:03 PM FILED/CERT

STATE OF ALABAMA)

SHELBY COUNTY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 13th day of October, 2003, Anthony E. Zeigler, an unmarried man, executed that certain mortgage on real property hereinafter described to Encore Credit Corp., which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number 20031107000741580, said mortgage having subsequently been transferred and assigned to Deutsche Bank National Trust Company, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1, by instrument recorded in Instrument Number 20111019000311410, in the aforesaid Probate Office ("Transferee"); 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 Deutsche Bank National Trust Company, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS



Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1 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 November 2, 2011, November 9, 2011, and November 16, 2011; and

WHEREAS, on January 9, 2012, 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, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1 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, Aaron Nelson as member of AMN Auctioneering, LLC was the auctioneer who conducted said foreclosure sale and was the person conducting the sale for the said Deutsche Bank National Trust Company, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1; and

WHEREAS, Deutsche Bank National Trust Company, as Trustee, on behalf of the Certificateholders of the CDC Mortgage Capital Trust, 2004-HE1 Mortgage Pass Through Certificates, Series 2004-HE1 was the highest bidder and best bidder in the amount of Ninety Thousand Nine Hundred And 00/100 Dollars (\$90,900.00) on the indebtedness secured by said mortgage, the said Deutsche Bank National Trust Company, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1, by and through Aaron Nelson as member of AMN Auctioneering, LLC as auctioneer conducting said sale for said Transferee, does hereby grant, bargain, sell and convey unto Deutsche Bank National Trust Company, as Trustee, on behalf of the Certificateholders of the CDC Mortgage Capital Trust, 2004-HE1 Mortgage Pass Through Certificates, Series 2004-HE1 all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot 9, according to the survey of Eagle Wood Estates, First Sector, as recorded in Map Book 7, Page 45, 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, on behalf of the Certificateholders of the CDC Mortgage Capital Trust, 2004-HE1 Mortgage Pass Through Certificates, Series 2004-HE1 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



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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, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1, has caused this instrument to be executed by and through Aaron Nelson as member of AMN Auctioneering, LLC, as auctioneer conducting said sale for said Transferee, and said Aaron Nelson as member of AMN Auctioneering, LLC, as said auctioneer, has hereto set his/her hand and seal on this 12 day of Jan, 2012.

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Deutsche Bank National Trust Company, Trustee, on
Behalf of the Certificate Holders of Morgan Stanley
ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass
Through Certificates, Series 2004-HE1

By: AMN Auctioneering, LLC
Its: Auctioneer

By: Aaron Nelson
Aaron Nelson, Member

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Aaron Nelson, whose name as member of AMN Auctioneering, LLC acting in its capacity as auctioneer for Deutsche Bank National Trust Company, Trustee, on Behalf of the Certificate Holders of Morgan Stanley ABS Capital I Inc. Trust 2004-HE1, Mortgage Pass Through Certificates, Series 2004-HE1, 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, as such member and with full authority, executed the same voluntarily on the day the same bears date for and as the act of said limited liability company acting in its capacity as auctioneer for said Transferee.

Given under my hand and official seal on this 12 day of January, 2012
[Signature]
Notary Public

My Commission Expires SEPTEMBER 27, 2014

This instrument prepared by:
Andy Saag
SIROTE & PERMUTT, P.C.
P. O. Box 55727
Birmingham, Alabama 35255-5577

