


SEND TAX NOTICE TO:
M & T Mortgage Corp.
1 Fountain Plaza
Buffalo, NY 14203


20120828000323390 1/4 \$27.00
Shelby Cnty Judge of Probate, AL
08/28/2012 09:37:16 AM FILED/CERT

STATE OF ALABAMA)

SHELBY COUNTY)

FORECLOSURE DEED

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, heretofore, on, to-wit: the 18th day of December, 2003, Denise Stamps and James R. Stamps, a married couple, executed that certain mortgage on real property hereinafter described to Mortgage Electronic Registration Systems, Inc. solely as nominee for First National Bank of Arizona, which said mortgage was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Instrument Number: 20040107000011090, said mortgage having subsequently been transferred and assigned to HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 , by instrument recorded in Instrument No. 20101230000440390, 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 HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 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 25, 2012, August 1, 2012, and August 8, 2012; and

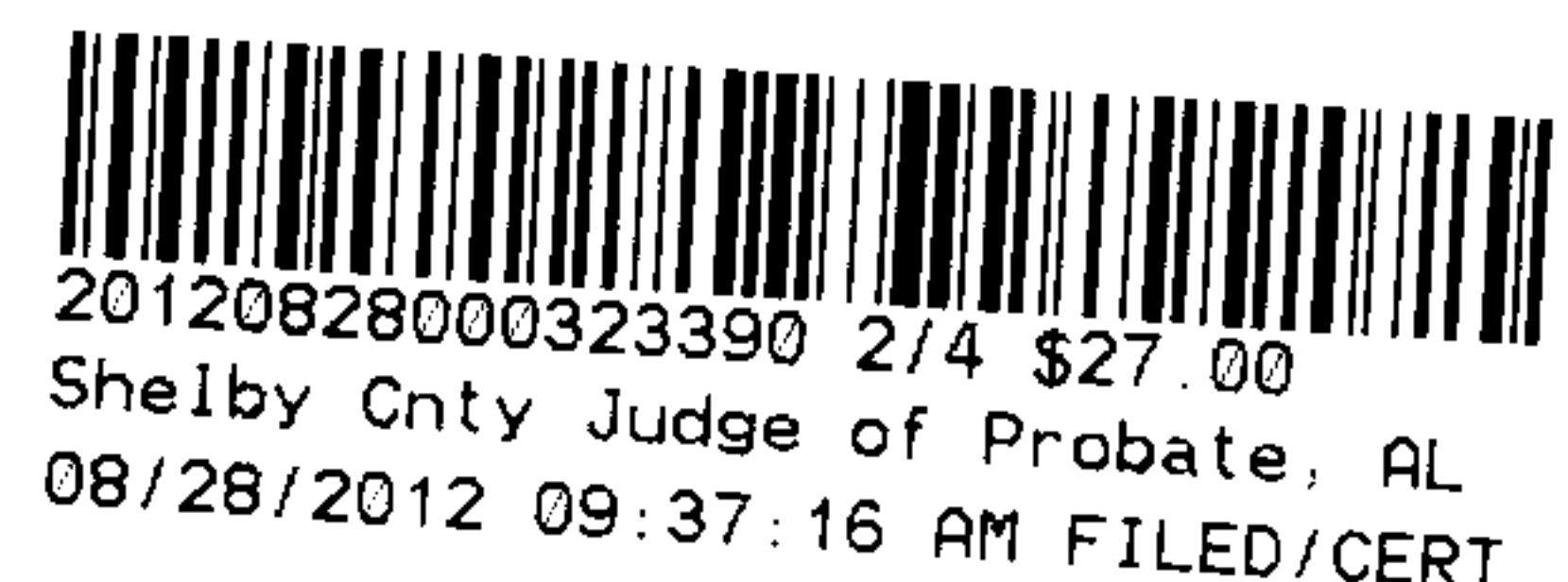
WHEREAS, on August 20, 2012, the day on which the foreclosure was due to be held under the terms of said notice, between the legal hours of sale, said foreclosure was duly conducted, and HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 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 HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 ; and

WHEREAS, HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 was the highest bidder and best bidder in the amount of One Hundred Forty-One Thousand Three Hundred Thirty-Eight And 79/100 Dollars (\$141,338.79) on the indebtedness secured by said mortgage, the said HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 , 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 HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 all of its right, title, and interest in and to the following described property situated in Shelby County, Alabama, to-wit:

Lot No. 10, according to the Survey of Indian Valley, Fifth Sector, as recorded in Map Book 5, Page 100, in the Probate Office of Shelby County, Alabama. A parcel of land being the West half of Lot 11, according to the survey of Indian Valley Fifth Sector as recorded in Map Book 5, Page 100, in the Office of the Judge of Probate, Shelby County, Alabama, all being more particularly described as follows: Begin at the Northwest corner of said Lot 11, thence run in an Easterly direction along the Northerly line of said Lot 11 along the arc of a curve having a central angle of 23 degrees 31 minutes and a radius of 173.53 feet a distance of 71.27 feet; thence from the chord of last described curve turn an angle to the right of 98 degrees 12 minutes 42 seconds and run in a Southerly direction a distance of 258.94 feet to its intersection with the Southerly line of said Lot 11; thence turn an angle to the right of 50 degrees 21 minutes 39 seconds and run in a Southwesterly direction along the South line of said Lot 11 a distance of 11.73 feet to the Southwest corner of said Lot 11; thence turn an angle to the right of 116 degrees 15 minutes 01 seconds and run in a Northerly direction along the Westerly line of said Lot 11 a distance of 263.48 feet to the point of beginning.

All lying and being in Shelby County, Alabama.



TO HAVE AND TO HOLD the above described property unto HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3 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, HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3, 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 23 day of Aug, 2012.

HSBC Bank USA, National Association as Trustee
for Deutsche Mortgage Securities, Inc., Mortgage
Loan Trust, Series 2004-3

By: AMN Auctioneering, LLC
Its: Auctioneer

By: [Signature]
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 HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3, 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 23rd day of August, 2012

[Signature]
Notary Public
My Commission Expires: **MY COMMISSION EXPIRES FEBRUARY 28, 2016**

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


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Real Estate Sales Validation Form

This Document must be filed in accordance with Code of Alabama 1975, Section 40-22-1

Grantor's Name HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3
c/o M & T Mortgage Corp.

Mailing Address 1 Fountain Plaza
Buffalo, NY 14203

Property Address 2413 Titonka Rd
Birmingham, AL 35244

Grantee's Name HSBC Bank USA, National Association as Trustee for Deutsche Mortgage Securities, Inc., Mortgage Loan Trust, Series 2004-3

Mailing Address c/o M & T Mortgage Corp.
1 Fountain Plaza
Buffalo, NY 14203

Date of Sale 08/20/2012

Total Purchase Price \$141,338.79

or

Actual Value \$

or

Assessor's Market Value \$

The purchase price or actual value claimed on this form can be verified in the following documentary evidence: (check one)
(Recordation of documentary evidence is not required)

☐ Bill of Sale ☐ Appraisal
☐ Sales Contract ☒ Other Foreclosure Bid Price
☐ Closing Statement

If the conveyance document presented for recordation contains all of the required information referenced above, the filing of this form is not required.

Instructions

Grantor's name and mailing address – provide the name of the person or persons conveying interest to property and their current mailing address.

Grantee's name and mailing address – provide the name of the person or persons to whom interest to property is being conveyed.

Property address – the physical address of the property being conveyed, if available.

Date of Sale – the date on which interest to the property was conveyed.

Total purchase price – the total amount paid for the purchase of the property, both real and personal, being conveyed by the instrument offered for record.

Actual value – if the property is not being sold, the true value of the property, both real and personal, being conveyed by the instrument offered for record. This may be evidenced by an appraisal conducted by a licensed appraiser or the assessor's current market value.

If no proof is provided and the value must be determined, the current estimate of fair market value, excluding current use valuation, of the property as determined by the local official charged with the responsibility of valuing property for property tax purposes will be used and the taxpayer will be penalized pursuant to Code of Alabama 1975 § 40-22-1 (h).

I attest, to the best of my knowledge and belief that the information contained in this document is true and accurate. I further understand that any false statements claimed on this form may result in the imposition of the penalty indicated in Code of Alabama 1975 § 40-22-1 (h).

Date 8/20/2012

☐ Unattested

MZL
(verified by)

Print Sheree Wilkerson, foreclosure specialist

Sign Sheree Wilkerson

(Grantor/Grantee/Owner/Agent) circle one

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