Davidson County DEEDWARR
Recvd: 01/08/08 10:44 2 pgs
Fees:13.00 Taxes:246.05
20080108-0002265

S&K #: 07-51103

SPECIAL WARRANTY DEED

THIS DEED, between Deutsche Bank National Trust Company, as Trustee for Morgan Stanley Loan Trust 2006-HE5 organized and existing under the laws of the United States of America, hereinafter called Grantor, and George Wesley Smiley hereafter called Grantee.

WITNESSETH, That said Grantor for and in consideration of the sum of ten dollars ($10.00) and other valuable consideration, receipt of which is hereby acknowledged, has bargained and sold, and by these presents, does transfer and convey unto the said Grantee, and unto its successors and assigns, certain property described as follows:

Described property located in Davidson County, Tennessee, to wit:

Described property located in the Eleventh (11th) Civil District of Davidson County, Tennessee, to wit:

Lot Number 79 on the Map of Due West Valley Acres, not of record, but described as follows:

BEGINNING on the southerly margin of Due West Avenue, at the common corner of Lot Numbers 79 and 80; thence with the line between said Lot Numbers 79 and 80, southerly 500 feet to a point and a dead line; thence with the same and westerly 100 feet to a point; thence northerly 500 feet to the southerly margin of Due West Avenue; thence with said margin easterly 100 feet to the beginning.

This legal description is identical with that in Deed of Trust recorded in Instrument # 20060323-0033227 Register's Office of Davidson County, Tennessee.

For prior title, see Deed of record in Instrument # 20070320-0033726 in said Register's Office.

TO HAVE AND TO HOLD the said parcel of land, with the appurtenances, estate, title, and interest thereto belonging, to the said Grantee and its successors and assigns, forever.

Subject to any unpaid taxes, easements and restrictions.

Grantor does further covenant and bind Grantor's successors, to warrant and forever defend the title to the said Grantee and its successors and assigns, against the lawful claims of all persons by, through or under it, but not further or otherwise.

Deutsche Bank National Trust Company, as Trustee for Morgan Stanley Loan Trust 2006-HE5

Title: Jennifer Presley, Assistant Vice President

By: Wells Fargo Bank, N.A., its attorney in fact

STATE OF Maryland
COUNTY OF Frederick

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within named Jennifer Presley of Wells Fargo Bank, N.A. as Attorney-in-Fact for Deutsche Bank National Trust Company, as Trustee for Morgan Stanley Loan Trust 2006-HE5 with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence). and who acknowledged that he/she/they executed the within instrument for the purposes therein contained and who further acknowledged that he/she/they is the Attorney in fact of the maker, or a constituent of the maker, and is authorized by the maker, or by its constituent, the constituent being authorized by the maker to execute this instrument on behalf of the maker.

WITNESS my hand and Official Seal at Office this 10 day of November 2007.

NOTARY PUBLIC

DAPHNE K. HASSELL
NOTARY PUBLIC
FREDERICK COUNTY
MARYLAND
MY COMMISSION EXPIRES JAN. 1, 2010

My Commission Expires: 01/01/10

STATE OF Tennessee
COUNTY OF Shelby

I hereby swear or affirm that, to the best of affiant's knowledge, information, and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $66,500.00 which amount is equal to or greater than the amount which the property would command at a fair and voluntary sale.

Affiant

Subscribed and sworn to before me this the 13th day of Dec., 2007.

Notary Public

MELINA A. LYONS
STATE OF TENNESSEE
NOTARY PUBLIC
SHELBY COUNTY
My Commission Expires 06/18/2011

My commission expires: 6-18-2011

Property Address: 913 Due West Avenue, Madison, TN 37115

PROPERTY OWNER AND AGENCY RESPONSIBLE FOR PAYMENT OF TAXES:
George Wesley Smiley
1034 Mulberry Way
Nashville, TN 37207

Map & Parcel 051 010 053.00

THIS INSTRUMENT PREPARED BY:
Law Office of Shapiro & Kirsch, LLP
6055 Primacy Parkway
Suite 410
Memphis, TN 38119