BILL GARRETT, Davidson County
Trans:T20100003028 DEEDTRS
Recvd: 01/15/10 11:06 2 pgs
Fees:12.00 Taxes:0.00
20100115-0003819

FILE NO.: 560.0422248TN\r

THIS INSTRUMENT PREPARED BY & RETURN TO:
Nationwide Trustee Services, Inc.
1587 N.E. Expressway
Atlanta, GA 30329

CROSS REFERENCE:
20091202-0110243

This deed is being recorded to complete vesting entity

CORRECTIVE SUBSTITUTE TRUSTEE'S DEED

WHEREAS, by Deed of Trust dated March 24, 2004 and recorded in the Register's Office of Davidson County, TN, at Instrument No. 20040331-0036178, ("Deed of Trust")Charles Ray Pistole conveyed to American MTG Closers, as Trustee, the hereinafter described property for the purpose of securing payment of the indebtedness and performance of the obligations therein mentioned and set forth; and

WHEREAS, the beneficial interest of said Deed of Trust was last transferred and assigned to Deutsche Bank National Trust Company, as Trustee; and

WHEREAS, **Deutsche Bank National Trust Company as Trustee,** being the owner and holder of the debt secured, appointed the undersigned as Substitute Trustee by instrument of record at **Instrument No. 20090811-0075624** in the Register's Office of Davidson County, TN; and

WHEREAS, default has been made in the payment of said indebtedness and the performance of said obligations thereby secured to be paid and performed, and the holder of said Deed of Trust requested the undersigned to advertise and sell said property under the terms and provisions of said Deed of Trust; and

WHEREAS, the property was advertised for sale in conformity with the laws of TN and the terms and provisions of said Deed of Trust on 10/30/2009, 11/06/2009, 11/13/2009, in THE NASHVILLE RECORD, by which advertisement the sale was held on November 24, 2009, at the corner of Fifth and Broadway at the Main Entrance to the Sommet Center F/K/A Gaylord Entertainment Center in Nashville, Davidson County, TN, in bar of the equities of redemption, dower, and homestead; and

WHEREAS, at the time and place mentioned in said advertisement, Phil Young, the undersigned's agent, offered said property for sale at public outcry to the highest and best bidder for cash, at which sale **Deutsche Bank National Trust Company, as Trustee under Pooling and Servicing Agreement dated as of July 1, 2004 Morgan Stanley ABS Capital I INC. Trust 2004-HE5 Mortgage Pass-Through Certificates, Series 2004-HE5,** being the highest, best and last bidder, became the purchaser of said property at and for the sum of $78,934.72; and

WHEREAS, the owner and holder of said debt for which said property was sold has complied with the terms of sale by paying into the hands of the undersigned Substitute Trustee the expenses of the sale, the balance of the purchase price being credited on the indebtedness secured by said Deed of Trust;

NOW, THEREFORE, in consideration of the premises and of the payment by **Deutsche Bank National Trust Company, as Trustee under Pooling and Servicing Agreement dated as of July 1, 2004 Morgan Stanley ABS Capital I INC. Trust 2004-HE5 Mortgage Pass-Through Certificates, Series 2004-HE5** as aforesaid, of the said sum of money, receipt of which payment is hereby acknowledged, the undersigned **Nationwide Trustee Services, Inc.**, as Substitute Trustee, does hereby grant, bargain, sell and convey unto **Deutsche Bank National Trust Company, as Trustee under Pooling and Servicing Agreement dated as of July 1, 2004 Morgan Stanley ABS Capital I INC. Trust 2004-HE5 Mortgage Pass-Through Certificates, Series 2004-HE5,** its successors and assigns, in fee simple forever, the following described real property situated in the County of Davidson, State of TN:

Land in Davidson County, Tennessee, being the east one-half of lot. no. 13 on the map of Maplewood Manor Subdivision of record in Book 547, page 102, Register's Office for Davidson County, Tennessee. Said part of said Lot No. 13 fronts 50 feet on the north side of Maplewood Boulevard and runs back between lines, 275 feet 9 inches on the east line and 277 feet one inch, more or less on the west line to a dead line on which it measures 50 feet. Map and parcel 25-04-115.00. Being the same property conveyed to Charles Ray Pistole, an unmarried man from Thelma Louise McBride, unmarried by Warranty Deed dated 07/11/02, recorded 07/15/02, in instrument number 20020715-0085047, register's office for said county. Map and parcel 25-04-115.00. This conveyance is made subject to any and all zoning regulations, building restrictions and setback lines, if any, and easements and rights for public utilities applicable to this property.

The last recorded Warranty Deed was filed of record at Instrument No. 200207150085047 in the Register's Office of Davidson County, TN.

TO HAVE AND TO HOLD the property described above, together with the privileges, appurtenances, and hereditaments thereunto belonging or in any way appertaining unto the said **Deutsche Bank National Trust Company, as Trustee under Pooling and Servicing Agreement dated as of July 1, 2004 Morgan Stanley ABS Capital I INC. Trust 2004-HE5 Mortgage Pass-Through Certificates, Series 2004-HE5** its successors and assigns forever, to whom the said, **Nationwide Trustee Services, Inc.**, as Substitute Trustee, warrants the title to the aforesaid property against the lawful claims and demands of all persons claiming by, through or under him, but not further nor otherwise.

IN TESTIMONY WHEREOF, **Nationwide Trustee Services, Inc.**, Substitute Trustee, has hereunto set his hand, this 11th day of January, 2010.

Germaine Duncan

Nationwide Trustee Services, Inc.
Substitute Trustee

STATE OF GEORGIA

COUNTY OF DEKALB

On this 11th day of January, 2010, before me, a Notary Public in and for said State and County, duly commissioned and qualified, personally appeared Germaine Duncan, with whom I am personally acquainted (or proved on the basis of satisfactory evidence to be the person), and who, upon his or her oath, acknowledged himself or herself to be the Vice President of **Nationwide Trustee Services, Inc.**, the within named bargainor, and as such officer or member being duly authorized so to do, executed the foregoing instrument for the purposes therein contained by subscribing thereto the name of the corporation by himself or herself as such officer or member.

WITNESS my hand and Notarial Seal the day and year above written.

KAREN L HIBBETS
NOTARY PUBLIC
GWINNETT COUNTY, GEORGIA
MY COMM. EXPIRES
5/4/2013

Karen L Hibbets
Notary Public

My Commission Expires: 5/4/2013

KAREN L HIBBETS NOTARY PUBLIC GWINNETT COUNTY GEORGIA

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STATE OF GEORGIA

COUNTY OF DEKALB

I hereby swear or affirm that to the best of my knowledge, information and belief, the actual consideration for this transfer or value of the property transferred, whichever is greater, is $78,934.72, which amount is equal to or greater than the amount which the property transferred would command at a fair and voluntary sale.

Germaine Duncan
Affiant

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS 11TH DAY OF JANUARY 2010.

KAREN L HIBBETS
NOTARY PUBLIC
GWINNETT COUNTY, GEORGIA
MY COMM. EXPIRES
5/4/2013

Karen L Hibbets
Notary Public

My Commission Expires: 5/4/2013

KAREN L HIBBETS NOTARY PUBLIC GWINNETT COUNTY GEORGIA

File No.: 560.0422248TN (Pistole)
Property Address: 911 Curdwood Boulevard, Nashville, TN 37216
Tax Parcel ID No.: 06110016000

Mail Tax Notices To and Property Owner:

HomeEq Servicing Corp
Default Cash/Suite 200
North Highlands, CA 95660