

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

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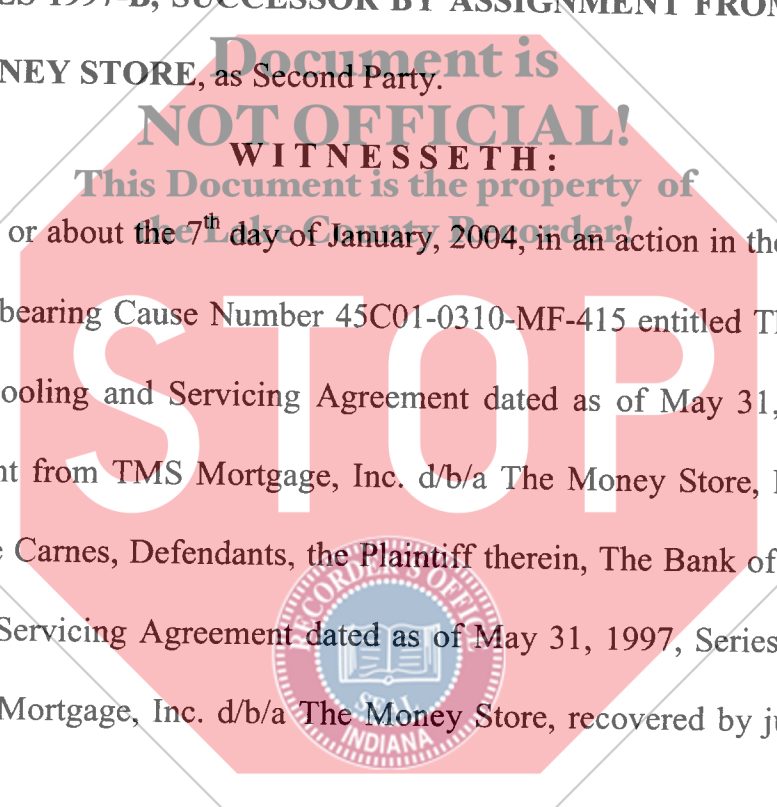
MORRIS W. HORTON
RECORDER

MAIL TAX BILLS TO:
HomEq
PO Box 13909
Durham, NC 27709-3909

SHERIFF'S DEED ON DECREE

This indenture made this 7th day of May, 2004, by and between **ROGELIO "ROY" DOMINGUEZ**, Sheriff of Lake County, Indiana, as First Party, and **THE BANK OF NEW YORK, AS TRUSTEE UNDER THE POOLING AND SERVICING AGREEMENT DATED AS OF MAY 31, 1997, SERIES 1997-B, SUCCESSOR BY ASSIGNMENT FROM TMS MORTGAGE, INC. D/B/A THE MONEY STORE**, as Second Party.

Document is
NOT OFFICIAL!
WITNESSETH:
This Document is the property of
the Lake County Recorder!



WHEREAS, on or about the 7th day of January, 2004, in an action in the Lake Circuit Court of Lake County, Indiana, bearing Cause Number 45C01-0310-MF-415 entitled The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, Plaintiff vs. Harry Lee Carnes and Leaner Mae Carnes, Defendants, the Plaintiff therein, The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, recovered by judgment of said Court

DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER

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against the Defendants, Harry Lee Carnes and Leaner Mae Carnes, jointly and severally, in the sum of Thirty-Four Thousand Two Hundred Thirty-Five and 63/100 Dollars (\$34,235.63), together with post-judgment interest accruing at the rate of \$7.50 per day from the date of the entry of judgment, for its damages together with its costs in that behalf laid out and expended, and said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, by judgment and decree of said Court in said action, obtained an order for the sale of all right, title and interest and estate of all and each of the said Defendants, in and to certain real estate located in Lake County, State of Indiana, and described as follows, to-wit:

Lot 2 and East Half of Lot 3, Block 18, Earle's Third Glen Park Addition to Gary, Plat Book, 9, Page 36, in the Office of the Recorder of Lake County, Indiana.

More commonly known as 133 E. 39TH Avenue, Gary, IN 46409

all without relief whatever from valuation and appraisement laws as by the record thereof remaining in said Court more fully appears, and

WHEREAS, afterwards, to-wit, on or about the 5th day of February, 2004, a copy of said judgment and decree was duly issued under the seal of said Court, attested to by the Clerk thereof, directed to the Sheriff of Lake County, Indiana, commanding him that after due and legal notice of the time and place of selling of the same, he should sell the real estate above-described with all right, title, interest and estate of the said Defendants, Harry Lee Carnes and Leaner Mae Carnes, and each of them, according to the terms of said decree to pay and satisfy the judgment aforesaid in favor of said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, with the interest and costs thereon; that he should in like manner also pay all accruing costs thereon and make due return of said writ to the Clerk's Office within ninety (90) days from the date of the same; and

WHEREAS, said copy of judgment and order of sale on the 9th day of February, 2004, came into the hands of Rogelio "Roy" Dominguez, Sheriff of Lake County, Indiana, to be executed and said Rogelio "Roy" Dominguez, as Sheriff aforesaid, having duly advertised the same, did, on the 7th day of May, 2004, at the Lake County Sheriff's Office, in the City of Crown Point, Lake County, Indiana, at 10:00 a.m., offer for sale at public auction the fee simple title to the said real estate hereinbefore described, and The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, did then and there bid the sum of Twenty-Nine Thousand Nine Hundred Thirty-Three and 02/100 Dollars (\$29,933.02), and no person bidding more, said real estate was in due form openly struck off and sold to The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store for the sum of Twenty-Nine Thousand Nine Hundred Thirty-Three and 02/100 Dollars (\$29,933.02), it being the highest bidder and that being the highest price bid for said real estate.

NOW, THEREFORE, to confirm to said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, the sale so made as aforesaid, said Rogelio "Roy" Dominguez, as Sheriff aforesaid, in consideration of the sum of Twenty-Nine Thousand Nine Hundred Thirty-Three and 02/100 Dollars (\$29,933.02), to him in hand paid by said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, has granted, bargained and sold and does by these presents grant, bargain, sell and convey and confirm to said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, its successors and assigns

forever in fee simple all of the real estate situated in the County of Lake, State of Indiana, and described as follows, to-wit:

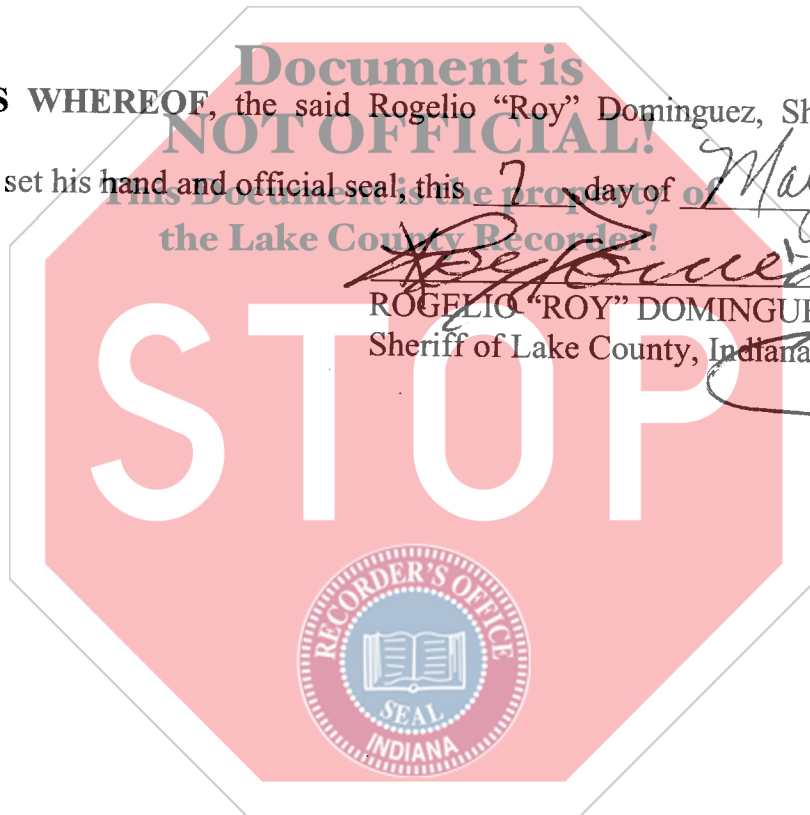
Lot 2 and East Half of Lot 3, Block 18, Earle's Third Glen Park Addition to Gary, Plat Book, 9, Page 36, in the Office of the Recorder of Lake County, Indiana.

More commonly known as 133 E. 39TH Avenue, Gary, IN 46409

to have and to hold the premises aforesaid with the privileges and appurtenances to said The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of May 31, 1997, Series 1997-B, successor by assignment from TMS Mortgage, Inc. d/b/a The Money Store, its successors and assigns forever, in as full and ample a manner as the same was held by the owners thereof immediately before the execution of the mortgage of said Defendants described in said decree foreclosing the same.

I certify under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

IN WITNESS WHEREOF, the said Rogelio "Roy" Dominguez, Sheriff of Lake County, Indiana, has hereunto set his hand and official seal, this 7 day of May, 2004:



STATE OF INDIANA)
) SS:
COUNTY OF Jake)

Subscribed and sworn to before me, a Notary Public in and for said County and State, this 7 day of May 2004.

My Commission Expires:

April 5, 2007

Margaret Jones
MARGARET JONES, Notary Public
A resident of Jake County, IN

This instrument prepared by:
J. Rickard Donovan, Attorney at Law
Attorney I.D. #17301-02
Post Office Box 11647
Fort Wayne, Indiana 46859-1647
Telephone: (260) 422-9454

