

DATE 6/26/2008
 TO Elizabeth Nugyen
 FAX NUMBER 713-827-3102
 COMPANY
 REGARDING RUSTAMALI MANESIYA Loan Number: 0011457603

FROM Larry Killian
 PHONE 866-703-5283 ext 3379
 FAX 214-626-4708 Attention Short Sale Dept.
 EMAIL larry.killian@bear.com

NUMBER OF PAGES (INCLUDING THIS COVER SHEET) 3

Conditions of EMC Mortgage's acceptance of funds on the above referenced loan are:

Commissions _____
 Total Closing Costs _____

- 1) EMC must receive the original signed Side Note if applicable.
- 2) Borrowers are to receive \$0.00 proceeds from the transaction and any and all Refunds are to be forwarded to EMC Mortgage Corporation.

 Settlement agent to forward any and all funds held by settlement agent or title company at closing, that are later found to be refundable for any and all reasons as verification of taxes paid, padding for incidentals, repair invoices or bills that are not payable, etceteras.
- 3) EMC Mortgage must receive and approve the HUD-1 Settlement Statement "PRIOR" to closing.
- 4) If settlement funds are to be wired, the wiring instructions are:
 Chase Bank of Texas
 ABA#: 021000021
 Credit Account #: 7001224500
 Reference: Payment Processing
 Loan Number: 0011457603 LM
 Larry Killian Loss Mitigation
- 5) If settlement funds are to be sent by overnight mail:
 EMC Mortgage Corporation
 Larry Killian Loss Mitigation
 Loan Number: 0011457603 LM
 800 State Highway 121 Bypass
 Lewisville, Texas 75067
- 6) Prior to sending the package, please fax a copy of the Check or Bank Wire Receipt, HUD-1, and the Overnight Tracking Slip to me.

JUN-26-2008 14:54

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June 26, 2008

Re: EMC Loan Number: 0011457603

Rustamali Manesiya
1410 Kyle Hill Ln
Sugar Land, TX 77479 5433

Re: Property Address: 410 Fern Meadow Dr
Missouri City TX 77459

Dear Rustamali Manesiya :

This letter confirms that EMC Mortgage Corporation (EMC) agrees to accept a discounted payoff on the above-referenced loan. The conditions for EMC's acceptance of this discounted payoff are:

1. The sales price/loan amount will be \$157,000.00 with net proceeds to EMC Mortgage Corporation to be no less than \$2000.00. The mortgagor/seller will execute an unsecured note in the amount of \$0.00, payable to EMC Mortgage Corporation, in addition to the net sale proceeds.
2. Mortgagor(s) will receive \$0.00 proceeds from this transaction. Any refunds or overages must be remitted to EMC.
3. EMC will receive and approve the HUD1 Settlement Statement PRIOR to closing. (EMC reserves the right to refuse the sale proceeds if the HUD1 Settlement Statement is not received and/or approved.)
4. Positive escrow balance, insurance, or tax refunds, if any, will not be refunded. These funds will be applied toward any remaining debt balance(s).

If the aforementioned funds are not received in this office on or before 07/03/08, this agreement is null and void. Upon receipt of \$2000.00 in certified funds, EMC will execute a full Satisfaction and Release of Mortgage and, if applicable, foreclosure activity will cease.

800 State Highway 121 Bypass, Lewisville, Texas 75067
Mailing Address: P.O. Box 293150 Lewisville, Texas 75029-3150





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Notice: Except as stated above, all provisions of the Note and Security Instrument shall remain in full force and effect. Upon breach of any provision, this confirmation is terminated. This transaction may have implications on your federal tax liability. You should consult the IRS or your tax accountant for additional information.

Sincerely,

NOTICE: EMC is attempting to collect a debt and any information obtained will be used for that purpose.

800 State Highway 121 Bypass, Lewisville, Texas 75067
Mailing Address: P.O. Box 293150 Lewisville, Texas 75029-3150

