

TRANSFER AND ASSIGNMENT

For valuable consideration in hand paid, receipt of which is hereby acknowledged, Vestula Vaughn Thompson, John Harlan Thompson, III, and Penny Thompson Gallups (Assignor) does hereby set over, transfer and assign unto Land and Mortgage Co., a Tennessee corporation (Assignee), its assign or successor corporation all of its right, title and interest in and to that certain Mortgage together with the Note they were given to secure executed by Randall H. Goggans to Vestula Vaughn Thompson, John Harlan

Thompson, III, and Penny Thompson Gallups dated the 31 day of May, 1983, and duly recorded in the office of the Judge of Probate of Shelby County, State of Alabama, in Book 431, Page 975 or as Instrument No. n/a.

Assignor retains a secondary interest in said Mortgage and Note which is subject to: (1) Any prepayment of the Note in full by the Maker, (2) Any default and subsequent foreclosure of the Mortgage by assignee, (3) Assignee receiving all of its rights and entitlements in said Mortgage arising out of the Purchase Agreement of even date.

Assignee upon receipt of all of its rights and entitlements by payment, prepayment, foreclosure and resale or repurchase by assignor and subject to any prior satisfaction of the Mortgage by assignee. Assignee shall transfer and reassign the Mortgage and Note to assignor pursuant to the terms and conditions of the Purchase Agreement, covering this Transfer and Assignment.

WITNESS their hands and seals this 18 day of September, 1985.

Witness

Assignor-Vestula Vaughn Thompson

Witness

Assignor-John Harlan Thompson, III

ACKNOWLEDGMENT CERTIFICATE

Assignor-Penny Thompson Gallups

STATE OF Alabama

COUNTY OF _____

On this 18 day of September, 1985, before me personally appeared Vestula Vaughn Thompson, John Harlan Thompson, III, and Penny Thompson Gallups to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF I have hereunto set my hand and Notarial Seal.

My commission expires 12/12/88

Notary Public

STATE OF _____

COUNTY OF _____

On this _____ day of _____, 19____, before me personally appeared

with whom I am personally acquainted, and who upon oath acknowledged themselves to be the _____ and _____ respectively, of _____ the within named bargainor, a corporation, and that they as such Officer(s), being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by themselves as such Officer(s) thereof.

IN WITNESS WHEREOF I have hereunto set my hand and Notarial Seal.

Notary Public

My Commission expires _____

This instrument prepared by:

Phillip C. Lanier

c/o Land and Mortgage Co.

P.O. Box 8638

Chattanooga, TN. 37411

Return To:

LARRY D. KIZZIAH, ATTORNEY AT LAW
2104 ROCKY RIDGE ROAD
BIRMINGHAM, ALABAMA 35218

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1985 SEP 19 PM 3:10

JUDGE OF PROBATE

BOOK 041 PAGE 897