

1880

## TRANSFER AND ASSIGNMENT

FOR VALUABLE CONSIDERATION IN HAND PAID, RECEIPT OF WHICH IS HEREBY ACKNOWLEDGED;

Sally Ann Fried

(ASSIGNOR)

DOES HEREBY SET OVER, TRANSFER, AND ASSIGN UNTO FINANCE AMERICA CORP. (ASSIGNEE), ITS ASSIGNS OR SUCCESSOR CORPORATION ALL OF ITS RIGHT, TITLE, AND INTEREST IN AND TO THAT CERTAIN MORTGAGE OF TRUST DEED, TOGETHER WITH THE NOTE THEY WERE GIVEN TO SECURE EXECUTED BY

Louis S. Elliott and wife Deborah A. Elliott

TO Sally Ann Fried

DATED THE 3rd DAY OF June, 1985, AND DULY RECORDED IN THE OFFICE OF THE REGISTER OF DEEDS (OR CLERK OF COURT), FOR Shelby COUNTY, STATE OF Alabama, IN BOOK NO. 29,

PAGE 700.

ASSIGNOR RETAINS A SECONDARY INTEREST IN SAID MORTGAGE AND NOTE WHICH IS SUBJECT TO: (1) ANY PREPAYMENT OF THE MORTGAGE IN FULL BY THE MORTGAGOR, (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 21st DAY OF January, 1986

WITNESS

ASSIGNOR

ASSIGNOR

WITNESS

STATE OF

Alabama

COUNTY OF

Jefferson

BEFORE ME, A NOTARY PUBLIC IN AND FOR THE STATE AND COUNTY AFORESAID, PERSONALLY APPEARED Sally Ann Fried

WHO, BEING DULY SWORN ACCORDING TO LAW, DID DEPOSE AND SAY THAT THE FOREGOING "TRANSFER AND ASSIGNMENT" WAS DULY EXECUTED FOR THE PURPOSES AND CONSIDERATION THEREIN EXPRESSED, IN THE CAPACITY STATED, AS THEIR FREE ACT AND DEED.

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21 DAY OF January, 1986