

STATE OF GEORGIA
COUNTY OF FULTON

819
ASSIGNMENT

For value received, SHELBY ESTATES, INC., an Alabama corporation, (hereinafter referred to as the "Assignor" or "Shelby") has this day transferred, assigned, conveyed and set over to Wolfgang Schoenfeld (hereinafter referred to as the "Assignee"), his heirs, representatives and assigns, all of the Assignor's right, title and interest in and to those certain Mortgages as set forth on Exhibit "A" attached hereto and incorporated herein by this reference (hereinafter referred to as the "Mortgages").

The Assignor herein specifically transfers, conveys and assigns to the Assignee, his heirs, representatives and assigns, the Mortgages, the property described therein, the indebtedness secured thereby together with all the powers, options, privileges and immunities therein contained.

The Assignor has this day also assigned to the Assignee herein the notes secured by the Mortgages (the "Notes").

Assignor represents and warrants to Assignee that it has title to the Mortgages and the Notes free and clear of any liens, mortgages or other encumbrances, except as specifically set forth on Lawyers Title Commitment Numbers V-4214, V-4215, V-4216, V-4218 and V-4219 that there are no defaults as of the date hereof under the terms and provisions of the Mortgages or Notes and that the makers of the Notes are current on all payments due thereunder as of the date hereof. *except for A-4, A-6 and A-7.

IN WITNESS WHEREOF, the Assignor has hereunto caused the execution and sealing of this Assignment by its duly authorized officers, this 28th day of June, 1989.
effective

SHELBY ESTATES, INC.

By: William M. Harrington Jr.
William M. Harrington Jr.
President

Attest: Pete Bailey, Jr.
Pete Bailey, Jr.,
Secretary

[CORPORATE SEAL]

THE STATE OF GEORGIA
FULTON COUNTY

I, the undersigned, Dawn S. Ray, a Notary Public in and for said County, in said State, hereby certify that William M. Harrington, Jr. and Pete Bailey, Jr. whose names are signed to the foregoing conveyance, and who are known to me acknowledged before me on this day, that being informed of the contents of the conveyance have executed the same voluntarily as duly authorized officers on behalf of Shelby Estates, Inc. on the day the same bears date.

Given under my hand and official seal this 28th day of June, 1989.

Dawn S. Ray
Notary Public

0911k/1

Dawn S. Ray
Notary Public, Fulton County, Georgia
My Commission Expires Dec. 7, 1992

15.00

BOOK 246 PAGE 849

Gade A

RECORDING FEES

Recording Fee \$ 5.00
 Index Fee 10.00
 TOTAL 15.00

Exhibit "A"

A-1

Mortgage from Jerry J. McDaniel and wife, Mary E. McDaniel, to Shelby Estates, Inc. an Alabama Corporation, dated February 22, 1982, recorded in the Probate Office of Shelby County, Alabama, on February 24, 1982, at 8:30 a.m., in Mortgage Book, 418, Page 576, et seq.

A-2

Mortgage from Stan Massey and Mary Vanderboegh-Massy, to Shelby Estates, Inc., an Alabama Corporation, dated May 1984, recorded in the Probate Office of Shelby County, Alabama, on June 13, 1984, at 11:27 a.m., in Mortgage Book 450, Page 604, et seq., as assumed by Gary Barnett and Vickie D. Barnett by Warranty Deed from Stan Massey and Mary Vanderboegh-Massey, dated October, 1985, recorded in the Probate Office of Shelby County, Alabama on October 31, 1985 at 9:05 a.m., in Real Volume 047, Page 97, et seq.

A-3

Mortgage from Gary D. Barnett and Vickie D. Barnett, to Cahaba Land & Timber Company, Inc., dated July 9, 1984, recorded in the Probate Office of Shelby County, Alabama on July 25, 1984, at 11:43 a.m., in Mortgage Book 452, Page 886, et seq. and as amended by corrective mortgage from Gary D. Barnett and Vickie D. Barnett, to Shelby Estates, Inc., an Alabama Corporation dated October 19, 1984, recorded in the Probate Office of Shelby County, Alabama, November 26, 1984 at 1:57 p.m., in Real Property Record 009, Page 784, et seq.

A-4

Mortgage from Michael B. Corona and wife, Willie Fay Corona, to Shelby Estates, Inc. an Alabama Corporation, dated June 11, 1982, recorded in the Probate Office of Shelby County, Alabama, on July 19, 1982, at 8:29 a.m., in Mortgage Book 421, Page 860, et seq.

A-5

Mortgage from Douglas M. Purser and wife, Karen H. Purser, to Shelby Estates, Inc. an Alabama Corporation, dated July 8, 1982, recorded in the Probate Office of Shelby County, Alabama, on July 13, 1982, at 10:22 a.m., in Mortgage Book 421, Page 768, et seq.

A-6

Mortgage from Charles Eddie Bragg and Esther M. Bragg, to Shelby Estates, Inc., an Alabama Corporation, dated June 16, 1986, recorded in the Probate Office of Shelby County, Alabama, on July 31, 1986, at 2:53 p.m., in Real Volume 083, Page 850.

A-7

Mortgage from Jeffery W. Nicholas, Jeannette A. Nicholas, Tony W. Prestidge and Tammy L. Prestidge, to Shelby Estates, Inc., an Alabama Corporation, dated December 8, 1986, recorded in Probate Office of Shelby County, Alabama, on January 8, 1987, at 7:55 p.m., in Real Volume 109, Page 278, et seq., as assumed by Quitclaim Deed from Tony W. Prestidge and Tammy L. Prestidge to Jeffery W. Nicholas and Jeannette A. Nicholas, dated March 28, 1987, recorded in the Probate Office of Shelby County, Alabama, on May 21, 1987, at 1:22 p.m., in Real Volume 131, Page 716, et seq., as assumed by Warranty Deed from Jeffery W. Nicholas and Jeannette A. Nicholas, to Charles Bragg and Esther Bragg, dated November 3, 1987, recorded in the Probate Office of Shelby County, Alabama on January 25, 1988, at 12:13 p.m., in Real Volume 168, Page 705, et seq.

0914k

Rec 5.00
 Ind 10.00
 15.00

89 JUL 19 AM 10:52

89 JUL 19 AM 10:52

BOOK 246 PAGE 850