

6568

ASSIGNMENT OF LOAN DOCUMENTS

KNOW ALL MEN BY THESE PRESENTS:

THE UNDERSIGNED (referred to as the "Assignor"), for valuable and sufficient consideration to it paid by AMSOUTH BANK N.A., a national banking association, ("Assignee"), the receipt of which is hereby acknowledged, does hereby assign, transfer, and set over unto Assignee, its successors and assigns, all of the right, title, and interest of Assignor in and to the Loan Documents described hereinbelow.

This Assignment is made without recourse against Assignor, except (a) as set forth and in a separate estoppel certificate of even date herewith, and except (b) that Assignor covenants with and warrants to Assignee that it is the lawful owner and holder of the indebtedness evidenced by the Note described below; and that it has a good right to sell and convey the same.

As used herein, the following terms shall have the following meanings:

1. "Borrower" shall refer to RIVERVIEW, an Alabama general partnership.
2. "Note" shall refer to that certain Promissory Note dated June 2, 1987, executed by the Borrower and secured by the Indenture.
3. "Indenture" shall refer to that certain Mortgage and Security Agreement, dated June 2, 1987, executed by Borrower in favor of Lender securing the Note, and recorded in Book 138, Page 368, of the land records of the Depository.
4. "Depository" shall refer to Probate Office of Shelby County, Alabama.
5. "Loan Documents" shall refer to the Note, Indenture, and any assignments of rents, security agreements, guarantees, UCC financing statements, and other documents and security interests which further secure the Note.

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed under seal by its duly authorized officer as of the 29th day of Sept., 1989.

Jefferson Title

BOOK 259 PAGE 430

ATTEST:

By: Wayman Lee Finley
Name: Wayman Lee Finley
Its: Vice President

"ASSIGNOR:"

SOUTHTRUST BANK OF ALABAMA,
NATIONAL ASSOCIATION

By: W.T. Keith [SEAL]
Name: W. T. KEITH
Its: Sr. Vice Pres.

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that W. T. KEITH, whose name as SENIOR VICE PRES. of SOUTHTRUST BANK OF ALABAMA, NATIONAL ASSOCIATION, and who is known to me, acknowledged before me on this date that, being informed of the contents of the foregoing instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said bank on the day the same bears date.

Given under my hand and official seal this the 29th day of September 1989.

[NOTARIAL SEAL]

Diane M. Cheung
Notary Public

My Commission expires: 1-24-91

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

89 OCT -3 AM 10:43

Diane M. Cheung, Jr.
JUDGE OF PROBATE

1. Deed Tax -----	\$	_____
2. M/T Tax -----	\$	_____
3. Recording Fee -----	\$	<u>5.00</u>
4. Indexing Fee -----	\$	<u>3.00</u>
5. L.T. Tax Fee -----	\$	_____
6. Certified Stamp Fee --	\$	<u>4.00</u>
Total -----	\$	<u>9.00</u>