

**ASSIGNMENT OF LOAN DOCUMENTS
AND RIGHTS IN BANKRUPTCY PROCEEDING**

KNOW ALL MEN BY THESE PRESENTS:

THE UNDERSIGNED ("Assignors"), for valuable and sufficient consideration to them paid by Chicago Title Insurance Company ("Assignee"), the receipt of which is hereby acknowledged, do hereby assign, transfer, and set over without recourse or warranty unto Assignee, its successors and assigns, (a) all of the right, title, and interest of Assignors in and to the Loan Documents described hereinbelow and (b) all of the right, title, and interest of Assignors in and to the bankruptcy estate in the Bankruptcy Case hereinbelow.

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

1. "Note" shall refer to that certain Promissory Note executed by David F. Byers and dated August 31, 1983 made payable to the order of William H. Parsons and Co., Inc. in the amount of \$155,000.00.
2. "Mortgage" shall refer to that certain Mortgage executed by David F. Byers and Mary Ann Byers in favor of William H. Parsons and Co., Inc. dated August 31, 1983 in the amount of \$155,000.00 and recorded in Deed Book 436 at Page 74 of the Depository.
3. "Depository" shall refer to the Probate Office of Shelby County, Alabama.
4. "Loan Documents" shall refer to the Note and Mortgage.
5. "Bankruptcy Case" shall refer to *In Re David F. Byers*, Case No. 89-11039 in the United States Bankruptcy Court for the Northern District of Alabama, Southern Division.

IN WITNESS WHEREOF, Assignors have caused this instrument to be executed by their duly authorized officers as of the 13th day of December, 1991.

"ASSIGNORS:"

WILLIAM H. PARSONS AND CO., INC.

By: William H. Parsons [SEAL]

Name: William H. Parsons

Its: President

NATIONAL BANK OF COMMERCE OF
BIRMINGHAM

By: Richard Murray IV [SEAL]

Name: Richard Murray IV

Its: Senior Vice-President

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that WILLIAM H. PARSONS, whose name as President of William H. Parsons and Co., Inc., an Alabama corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he as such officer and with full authority, executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 13th day of December, 1991.

Diane Henninger
NOTARY PUBLIC
My Commission Expires December 5, 1992
My Commission Expires: _____

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that RICHARD MURRAY IV, whose name as Senior Vice-President of National Bank of Commerce of Birmingham, a national banking association, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he as such officer and with full authority, executed the same voluntarily for and as the act of the said corporation on the day the same bears date.

Given under my hand and official seal this 13th day of December, 1991.

Diane Henninger
NOTARY PUBLIC
My Commission Expires December 5, 1992
My Commission Expires: _____

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