

ASSIGNMENT OF NOTE AND MORTGAGE

For value received, The Federal Home Loan Bank of Cincinnati, a federal association having its principal office at 2000 Atrium Two, Cincinnati, Ohio 45202 (the "Bank"), and the Resolution Trust Corporation, a corporation organized and existing under the laws of the United States of America, as Receiver of Broadview Federal Savings Bank, 6000 Rockside Woods Boulevard, Cleveland, Ohio 44131 (the "Receiver") do hereby assign to The First Federal Savings Bank, having its principal office at 1215 Superior Avenue, Cleveland, Ohio 44114 ("First Federal") all of the Bank's and the Receiver's respective right, title and interest a) in and to the promissory note, dated 01/22/72, in the original principal amount of \$63,000.00 executed by JOSEPH J. GARITY AND KATE S. GARITY and assigned to the Bank on 06/26/89 (the "Note") and b) as the mortgagee and secured party under the mortgage securing said Note, dated 01/22/72, recorded in Volume 328, Page 356, of the Mortgage Records of SHELBY County, ALABAMA, the Mortgage") as assigned to the Bank on 06/26/89, by an assignment of Mortgage recorded in Volume 244, Page 98 of the Mortgage Records of SHELBY County, ALABAMA which Mortgage secures the repayment of the indebtedness evidenced by the Note. Such endorsement, transfer, and assignment is without recourse or warranty; provided, however, that the Bank warrants 1) that it has executed no release, discharge, satisfaction or cancellation of the indebtedness evidenced by said Note; and 2) that it has executed no instrument of any kind affecting said Note or Mortgage or the liability of the maker or makers thereof except as otherwise stated herein and except for this assignment; and provided further, however, that the Receiver warrants that this endorsement, transfer and assignment is in accordance with, governed by and in fulfillment of a certain agreement between the Receiver and First Federal dated May 18, 1990 for the assignment of the within referenced Note and Mortgage to First Federal.

The right, title and interest of the Receiver in and to the within described Note and Mortgage is set forth in a certain Affidavit made by an official representative of the Receiver and filed for record in Volume \_\_\_\_\_, Page \_\_\_\_\_ of SHELBY County records.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed upon the date specified in the notary acknowledgment hereinbelow.

Signed and acknowledged  
as to both signatures

Herbert W. Korte

Lisa Meyers

Signed and acknowledged  
in the presence of:

Cheryl E. Lawton

Federal Home Loan Bank  
of Cincinnati

By Herbert W. Korte

By Lisa Meyers

Resolution Trust Corporation  
as Receiver of Broadview  
Federal Savings Bank

By Herbert W. Korte

Herbert W. Korte  
Assistant Director — RTC / NECO

Inst # 1992-25663

091404AM 1992-25663  
CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

Two-sided document

Return To Document Release  
Liberty Lending Services, Inc.  
P.O. Box 1000  
Wilmington, Ohio 45177-1000

STATE OF OHIO )  
 ) ss.  
COUNTY OF HAMILTON )

The foregoing instrument was acknowledged before me this 30th day of August, 1991 by Andrew S Howell Asst Vice President and by Michael D Meiners Collateral Processor of the Federal Home Loan Bank of Cincinnati, a federal association, on behalf of the association.

Jeff S Berryman  
Notary Public



JEFF S. BERRYMAN  
Notary Public, State of Ohio  
My Commission Expires March 6, 1992

STATE OF Pennsylvania )  
 ) ss.  
COUNTY OF Montgomery )

The foregoing instrument was acknowledged before me this 1st day of April, 1992 by the Resolution Trust Corporation, as Receiver of Broadview Federal Savings Bank, by Herbert W. Korte, its Attorney-in-Fact.

Monica Barsamella  
Notary Public

Notarial Seal  
Monica Barsamella, Notary Public  
Philadelphia, Philadelphia County  
My Commission Expires July 25, 1994  
Member, Pennsylvania Association of Notaries

#### FHLB & RTC TO FFSB

This instrument was prepared by and delivered to Bank and the Receiver for execution by:  
The First Federal Savings Bank  
1215 Superior Avenue  
Cleveland, Ohio 44114

Inst # 1992-25663

11/04/1992-25663  
09:44 AM CERTIFIED  
Two-sided document  
SHELBY COUNTY JUDGE OF PROBATE  
002 HJS 9.00