

This instrument prepared by:  
Thomas E. Walker, Esq.  
Johnston, Barton, Proctor,  
Swedlaw & Naff  
2900 AmSouth/Harbert Plaza  
1901 Sixth Avenue North  
Birmingham, Alabama 35203-2618

**ASSIGNMENT OF NOTE AND MORTGAGE**

STATE OF ALABAMA     )  
                                      )  
COUNTY OF SHELBY    )

For a valuable consideration paid to GOLDOME CREDIT CORPORATION, the receipt and sufficiency of which are hereby acknowledged, GOLDOME CREDIT CORPORATION does hereby transfer and assign, grant, bargain, sell, convey, and endorse unto DAIWA FINANCE CORP., whose mailing address is 200 Liberty Street, New York, NY 10281-1003, that certain mortgage set forth as follows, together with the debt secured by each mortgage and the respective note described in each mortgage and all right, title, and interest in and to the real property conveyed by each mortgage:

|                                                     |                                      |                                                   |
|-----------------------------------------------------|--------------------------------------|---------------------------------------------------|
| <u>Mortgagor(s)/Borrower(s):</u><br>JAMES M TILLERY | <u>Mortgage Date:</u><br>1-16-91     | <u>Mortgagee/Assignor:</u><br>DAVE'S CONSTRUCTION |
| <u>GCC Reference #:</u><br>2813489                  | <u>Mortgage Rec. Date:</u><br>2-8-91 | <u>Assignmt Date:</u><br>2-1-91                   |
|                                                     | <u>Mortgage Book:</u><br>1063        | <u>Assignmt Rec. Date:</u><br>3-19-91             |
|                                                     | <u>Mortgage Page:</u><br>749         | <u>Assignmt Book:</u><br>1064                     |
| <u>Original Principal Amount:</u><br>\$9,000        |                                      | <u>Assignmt Page:</u><br>682                      |

TO HAVE AND TO HOLD unto the said Daiwa Finance Corp. and its successors and assigns forever.

IN WITNESS WHEREOF, the undersigned has executed this Assignment of Note and Mortgage as of the 28 day of Jan, 1993.

GOLDOME CREDIT CORPORATION

By: [Signature]

JOHN L. SPALDING  
ITS: EXECUTIVE VICE PRESIDENT

STATE OF ALABAMA     )  
                                      )  
COUNTY OF JEFFERSON    )

I, the undersigned, a notary public in and for said county in said state, hereby certify that John Spalding, whose name as the Exec Vice Pres of GOLDOME CREDIT CORPORATION is signed to the foregoing Assignment of Note and Mortgage, and who is known to me, acknowledged before me on this date that, being informed of the contents of this Assignment of Note and Mortgage, he, as such officer and with full authority, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 28th day of Jan, 1993.

[Signature]  
Notary Public  
My commission expires: 7-8-96

Inst # 1993-21368

07/21/1993-21368  
10:18 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 8.50