

SIMULTANEOUS ASSIGNMENT AND TRANSFER OF LIEN

STATE OF ALABAMA

COUNTY OF SHELBY

KNOW ALL MEN BY THESE PRESENTS

Inst # 1994-06797

That GATEWAY MORTGAGE COMPANY, a Texas Corporation, acting herein through its duly authorized officers (hereinafter called "Transferor"), of the county of Dallas and State of Texas, for and in consideration of TEN AND NO/100THS DOLLARS CASH AND OTHER GOOD AND VALUABLE CONSIDERATION, to it in hand paid by LOMAS MORTGAGE USA, INC. (hereinafter called "Transferee"), the receipt and sufficiency of which are hereby acknowledged, has this day sold, Conveyed, Transferred and Assigned, and by these presents does Sell, Convey, Transfer and Assign unto the said Transferee the hereinafter described indebtedness.

Transferor further Grants, Sells and Conveys unto Transferee all the rights, title, interest and liens owned or held by Transferor in the hereinafter described land by virtue of being the holder and owner of said indebtedness herein conveyed and assigned.

TO HAVE AND TO HOLD unto the said Transferee, Transferee's successors and assigns, the following described indebtedness, together with the following described lien and any and all other liens, rights, equities, remedies, privileges, titles and interests in and to said land, which Transferor has by virtue of being the holder and owner of said indebtedness.

SAID INDEBTEDNESS, LIENS AND LAND BEING DESCRIBED AS FOLLOWS:

One certain promissory note executed by Jonathan A. Fague and Paige M. Fague and payable to the order of GATEWAY MORTGAGE COMPANY in the principal sum of \$81,982.00, dated 02/21/94, bearing interest and due and payable in monthly installments as therein provided, said note being secured by a mortgage recorded in real volume Inst 1994, Page 6796, in the Office of the Judge of Probate of Shelby County, Alabama, and secured by the liens therein expressed, on the following described lot, tract or parcel of land, lying and being situated in said county:

Lot 11, in Block 2, according to a Resurvey of Fernwood, Third Sector, as recorded in Map Book 7, Page 80, in the Office of the Judge of Probate of Shelby County, Alabama. Mineral and mining rights excepted.

This assignment and transfer is to be effective the date of the above-referenced mortgage.

EXECUTED by the undersigned on FEBRUARY 23, 1994, to be effective on 21 FEBRUARY, 1994.

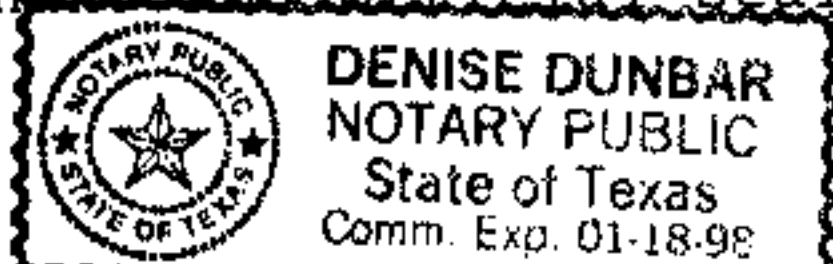
GATEWAY MORTGAGE COMPANY

By: Linda A. Moore
Its LINDA A. MOORE/VICE PRESIDENT

STATE OF TEXAS
County of DALLAS

I, the undersigned, a notary public in and for said county, in said State hereby certify that LINDA A. MOORE, whose name as VICE PRESIDENT, of GATEWAY MORTGAGE COMPANY, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me that being informed of the contents of the conveyance, he, as such Officer and with authority, executed the same voluntarily for and as the act of said corporation.

19 94. Given under my hand and official seal this 23 day of FEBRUARY



My commission Expires:

Notary Public

03/02/1994-06797
11:35 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 HCD 8.50