

When recorded, return to: *Glenda Wilson*

* BEAL BANC, S.A.
* 15770 DALLAS, PARKWAY, LB-66
* DALLAS, TX 75248

Control# : 3331376.1
Loan# : 00282798
Fin# : 6937
RTC Pool# : 0126
Srvcr Ln # : 7295408102

ASSIGNMENT OF MORTGAGE

This Assignment of **MORTGAGE** is made and entered into as of the 27th day of July, 1994, from **Freedom Savings and Loan Association, A Federal Savings and Loan Association**, (the 'Assignor') by and through the **Resolution Trust Corporation** acting in its capacity as Receiver for the Assignor (the Resolution Trust Corporation being authorized and empowered to do so, as described on Exhibit 'A' which is attached hereto and incorporated herein by this reference) to

(the 'Assignee'), with an address of **BEAL BANC, S.A.
15770 DALLAS, PARKWAY, LB-66
DALLAS, TX 75248**

under
that certain Mortgage Loan Sale Agreement,
dated as of July 27, 1994.

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Assignor does by these presents hereby grant, bargain, sell, assign, convey, transfer and set over unto the Assignee, its successors, transferees, and assigns forever, all of the rights, title and interest owned or held by said Assignor in and to the following instrument, duly recorded in the Judge of Probate of **Shelby** County, State of **AL**, described as follows:

716 Colonial Drive, Alabaster

Borrower Names:

John Galese, Sr., and wife Elvira A. Galese

Original Lender: United Federal Savings and Loan Association

Date of Instrument: 5/17/76 Loan Amt:\$ 35,000.00
Date of Recording: 5/20/76
Book : 354
Page/Folio : 686

Inst # 1994-30579

10/07/1994-30579
08:57 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 NCD 18.50

Inst # 1994-30579

→ ASSIGNMENT OF MORTGAGE for 3331376.1 continued

Together with any and all notes and obligations therein described or referred to, the debt respectively secured thereby and all sums of money due and to become due thereon, with interest thereon, and attorney's fees and all other charges.

This Assignment is made without recourse, representation or warranty.

Dated: 7/27/94

Witness: J. David Porter J. DAVID PORTER
Name:

Witness: Carolyn J. Campbell
Name: CAROLYN J. CAMPBELL

RESOLUTION TRUST CORPORATION
as Receiver of
Freedom Savings and Loan Association, A Federal
Savings and Loan Association,
as set forth above.

BY: Dolly Laubach
Dolly Laubach
Its Attorney-in-Fact

State of Georgia
County of Fulton

On 7/27/94 before me,
personally appeared Dolly Laubach, personally
known to me (or proved to me on the basis of satisfactory
evidence) to be the person whose name is
subscribed to the within instrument who acknowledged
that she is the authorized representative
of the Resolution Trust Corporation as
Its Attorney-in-Fact and acknowledged
to me that she executed the same in her authorized
capacity and that by her signature on the instrument,
the person, or the entity on behalf of which the
person acted, executed the instrument.

Kimmie Frady
Notary Name: KIMMIE FRADY

My Commission Expires:
Notary Public, Fulton County, Georgia
My Commission Expires Jan. 25, 1997

Prepared by S. Richardson
The Richardson Consulting Group, Inc. 505 San Marin Drive, #110A, Novato, CA, 94945*415-898-7200

—> ASSIGNMENT OF MORTGAGE, continued

Exhibit 'A',

Control #: 3331376.1 Fin #: 6937
Loan #: 00282798 RTC POOL#: 0126
Srvcr Ln #: 7295408102

Whereas, on January 31, 1972, First Federal Savings and Loan Association of Auburndale merged with First Federal Savings and Loan Association of Tampa, Tampa, Florida, under the name and charter of First Federal Savings and Loan Association of Tampa; and

Whereas, on January 31, 1972, First Federal Savings and Loan Association of Clermont, Clermont, Florida, merged with First Federal Savings and Loan Association of Tampa under the name and charter of First Federal Savings and Loan Association of Tampa; and

Whereas, on September 1, 1972, First Federal Savings and Loan Association of Dunedin, Dunedin, Florida, merged with First Federal Savings and Loan Association of Tampa under the name and charter of First Federal Savings and Loan Association of Tampa; and

Whereas, on January 9, 1974, First Federal Savings and Loan Association of Tampa changed its name to Freedom Federal Savings and Loan Association; and

Whereas, on January 31, 1975, Charlotte Federal Savings Loan Association merged with Freedom Federal Savings and Loan Association under the name and charter of Freedom Federal Savings and Loan Association; and

Whereas, on January 31, 1975, First Federal Savings and Loan Association of Clay County, Orange Park, Florida, merged with Freedom Federal Savings and Loan Association under the name and charter of Freedom Federal Savings and Loan Association; and

Whereas, on June 30, 1975, Southern Federal Savings and Loan Association, Pensacola, Florida, merged with Freedom Federal Savings and Loan Association under the name and charter of Freedom Federal Savings and Loan Association; and

Whereas, on December 1, 1976, Panama City Beach Federal Savings and Loan Association, Panama City Beach, Florida, merged with Freedom Federal Savings and Loan Association under the name and charter of Freedom Federal Savings and Loan Association; and

Whereas, on May 20, 1980, Freedom Federal Savings and Loan Association converted to a state stock savings and loan association and the name was changed to Freedom Savings and Loan Association; and

Whereas, on March 31, 1983, ComBank/Winter Park,

ComBank/Seminole County, ComBank/Fairvilla, ComBank/Apopka, ComBank/Pine Castle, ComBank/Union Park, and ComBank/Pine Castle merged with Freedom Savings and Loan Association under the name and charter of Freedom Savings and Loan Association; and

Whereas, on July 23, 1987, the Federal Home Loan Bank Board ("FHLBB") found the Freedom Savings and Loan Association, Tampa, Florida, to be insolvent by Resolution No. 87-799-P appointed the Federal Savings and Loan Insurance Corporation ("FSLIC") as Receiver for Freedom Savings and Loan Association; and

Whereas, on July 23, 1987, on the Petition of Gerald Lewis, Comptroller of the State of Florida and Head of the Department of Banking and Finance, the Thirteenth Judicial Circuit, Hillborough County, Florida, Civil Division issued its order under Section 665.097(1), Fla. Stat. (1985), confirming the appointment of the FSLIC as Receiver for Freedom Savings and Loan Association; and

Whereas, on July 23, 1987, the FHLBB issued a charter for a new association named Freedom Savings and Loan Association, a Federal Savings and Loan Association; and

Whereas, on July 23, 1987 the FSLIC as Receiver for Freedom Savings and Loan Association entered into a Purchase and Assumption Transaction and an Acquisition of Assets Agreement with Freedom Savings and Loan Association, a Federal Savings and Loan Association, which agreements transferred certain assets from Freedom Savings and Loan Association to Freedom Savings and Loan Association, a Federal Savings and Loan Association; and

Whereas, on February 7, 1989, the FHLBB by Resolution Nos. 89-116 and 89-119 appointed the FSLIC as Conservator for Freedom Savings and Loan Association, a Federal Savings and Loan Association; and

Whereas, on August 9, 1989, the Resolution Trust Corporation ("RTC") succeeded to all right, title and interest in the assets of Freedom Savings and Loan Association, a Federal Savings and Loan Association as successor to the FSLIC as Conservator by Operation of Law pursuant to 12 U.S.C. Section 1441a(b)(6) of the Federal Home Loan Act as added by Section 501 of the Financial Institutions Reform, Recovery and Enforcement Act of 1989 ("FIRREA"); and

Whereas, on October 12, 1989, the Office of Thrift Supervision ("OTS") by Order No. 89-290 replaced the RTC as Conservator with the RTC as Receiver for Freedom

Savings and Loan Association, a Federal Savings and Loan Association.

Therefore, pursuant to the aforesaid FHLBB Resolutions, OTS Orders and by Operation of Law pursuant to 12 U.S.C. §1821(d)(2) (1989) and 12 U.S.C. §1441a(b) (1991), the RTC as Receiver for Freedom Savings and Loan Association, a Federal Savings and Loan Association succeeded to all right, title, and interest in and to the assets, including, without limitation, the promissary note and the mortgage, deed of trust or security deed for the loan referenced above, with full power to transfer and convey same.

=====

NB: Until the mid 1980's it was the custom for banks whose names began with First Federal Savings or First Savings add or drop the suffix of with the name of their city to and from their name. (For example, the same bank could do business under First Federal Savings Bank of Miami or First Federal Savings Bank.)

Inst # 1994-30579

10/07/1994-30579
08:57 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 NCD 18.50