

ASSIGNMENT OF MORTGAGE

STATE OF ALABAMA)
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that National Bank of Commerce of Birmingham, a national banking association, for value received to it in hand paid by NationsBanc Mortgage Corporation (the "Assignee") does hereby grant, bargain, sell and convey and assign unto the Assignee all its right, title and interest in and to a certain mortgage executed to it by William P. Murphy and Susan B. Murphy on the 7th day of November, 1995, and recorded in 1995, Page 33304 of the records of the Probate Office of Shelby County, Alabama; and together with the debt secured thereby and all right, title and interest in and to the property therein described, including, but not limited to, that certain real property described as follows:
(See attached Exhibit "A" for legal description)

IN WITNESS WHEREOF, National Bank of Commerce of Birmingham has caused this assignment to be signed by Steven D. Fleming, its Vice President, and attested by James M. Denard, its Mortgage Department Office Manager and Bank Officer (and its corporate seal to be hereto affixed), all as of the 7th day of November 1995, although this assignment has actually been signed and attested on the date set forth in the acknowledgement below.

CORPORATE SEAL

NATIONAL BANK OF COMMERCE OF BIRMINGHAM

By: [Signature] /Steven D. Fleming
Its Vice President

Inst # 1995-33305

Attest:

By: [Signature] James M. Denard
Its Mortgage Office Manager and Bank Officer

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Steven D. Fleming, whose name as Vice President of National Bank of Commerce of Birmingham, is signed to the foregoing assignment, and who is known to me, acknowledged before me on this day, that being informed of the contents of this assignment, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 7th day of November 1995.

[Signature]
Patricia Hughes Carver
Notary Public

This instrument prepared by:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Aug. 3, 1997.
BONDED THROUGH MY PUBLIC UNDERWRITERS.

11/20/1995-33305
10:00 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
11.00

EXHIBIT "A"

Lot 12, according to the Survey of Greystone 1st Sector, Phase VI, as recorded in Map Book 16, page 63, in the Probate Office of Shelby County, Alabama.

Together with the nonexclusive easement to use the private roadways, Common Areas and Hugh Daniel Drive, all as more particularly described in the Greystone Residential Declaration of Covenants, Conditions and Restrictions dated 11-6-90, and recorded in Real 317, page 260, in the Probate Office of Shelby County, Alabama.

SUBJECT TO: (1) Current taxes; (2) 10 foot Easement on rear, as shown by recorded Map; (3) Restrictions as shown by recorded Map; (4) 35 foot Building line on front; 50 foot building line on rear and 10 foot building line on each side, as shown by recorded Map; (5) Sink Hole Prone Areas as set forth in Map Book 16, page 63; (6) Restrictions or Covenants recorded in Instrument 1993-11000 in the Probate Office of Shelby County, Alabama; (7) Greystone Residential Declaration of Covenants, Conditions and restrictions as set out in Real 317, page 260, amended by Real 319, page 235, First Amendment recorded in Real 346, page 942, 2nd Amendment recorded in Real 378, page 904, 3rd Amendment recorded in Real 397, page 958, 4th Amendment recorded in Instrument 1992-17890, 5th Amendment recorded in Instrument 1993-3123 and 6th Amendment recorded in Instrument 1993-10163 and 7th Amendment recorded in Instrument 1993-16982 and 8th Amendment recorded in Instrument 1993-20968 and 9th Amendment recorded in Instrument 32840 and 10th Amendment recorded in Instrument 1994-23329 in the Probate Office of Shelby County, Alabama; (8) Amended and restated Restrictive Covenants as set out in Real 265, page 96 in the Probate Office of Shelby County, Alabama; (9) Transmission Line Permits to Alabama Power Company as recorded in Deed Book 109, page 505 in the Probate Office of Shelby County, Alabama; (10) Rights to others to use of Hugh Daniel Drive and Greystone Drive as recorded in Deed Book 301, page 799 in the Probate Office of Shelby County, Alabama; (11) Covenant and agreement for Water Services, as recorded in Real 235, page 574 and amended by Agreement recorded in Instrument 1993-20840 and Instrument 1992-20786 in the Probate Office of Shelby County, Alabama; (12) Reciprocal Easement Agreement pertaining to access and roadway easements as set out in Real 312, page 274 and 1st Amendment in Real 317, page 253 and 2nd Amendment in Instrument 1993-3124 in the Probate Office of Shelby County, Alabama; (13) Mineral and mining rights and rights incident thereto recorded in Deed Book 4, page 486, in the Probate Office of Shelby County, Alabama; (14) Easement for Alabama Power Company recorded in Real 333, page 201, in the Probate Office of Shelby County, Alabama; (15) Agreement between Daniel Oak Mountain Limited Partnership, an Alabama Limited Partnership and Shelby Cable, Inc. as recorded in Real 350, page 545 in the Probate Office of Shelby County, Alabama; (16) Release of Damages as set out in Declaration of Covenants, Conditions and Restrictions as recorded in Real 317, page 260, in the Probate Office of Shelby County, Alabama; (17) Agreement with Alabama Power Company recorded in Instrument 1992-26823, in the Probate Office of Shelby County, Alabama; (18) Release of damages, restrictions, modifications, covenants, conditions, rights, privileges, immunities, and limitations, as recorded in Instrument 1993-11001 in the Probate Office of Shelby County, Alabama.

Inst # 1995-33305

11/20/1995-33305
10:00 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00