

STATE OF ALABAMA)
JEFFERSON COUNTY)

ASSIGNMENT OF NOTE AND MORTGAGE

FOR VALUE RECEIVED, the undersigned hereby sells, transfers, and assigns, without recourse and without representation or warranty (except the undersigned warrants title and right to sell), to FIRST ALABAMA BANK, an Alabama banking corporation, for \$102,121.47, all of its right, title and interest in and to a renewal note dated November 16, 1995, executed by William H. Tanner and wife, Carolyn L. Tanner, to National Bank of Commerce of Birmingham, a national banking association, in the original principal amount of One Hundred Thousand One Hundred Sixty Four and 24/100 Dollars (\$100,164.24), together with:

(i) the mortgage securing such note executed by William H. Tanner and wife, Carolyn L. Tanner to National Bank of Commerce of Birmingham, a national banking association, recorded in the Office of the Judge of Probate, Jefferson County, Alabama, in Volume 3779, Page 724, and recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Book 282, Page 587,

(ii) the documents relating to the said note and mortgage, including, but not limited to, any loan agreements, assignments of leases and rents, appraisals, environmental reports, surveys, UCC financing statements, and other closing papers and documents.

TO HAVE AND TO HOLD unto the said FIRST ALABAMA BANK, its successors and assigns forever, subject to all liens, encumbrances, encroachments, mortgages and releases of record.

National Bank of Commerce of Birmingham, a national banking association does hereby covenant with FIRST ALABAMA BANK that there is now lawfully due and owing on the debt secured by the said mortgage, without any defense, set-off or counter-claim whatsoever, the principal balance of \$97,034.72, together with interest thereon of \$3,521.55, late fees of \$300.00, and expenses of \$1,265.20.


IN WITNESS WHEREOF, the said National Bank of Commerce of Birmingham, a national banking association, has caused this instrument to be executed in its name by its duly authorized officer or agent this 12th day of August, 1996.

ATTEST:



J. P. North

National Bank of Commerce of
Birmingham, a national banking
association

By: 

Its Assistant Vice President

08/16/1996-26607
10:14 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

Large Simpson

Inst # 1996-26607

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned Notary Public in and for said County in said State, hereby certify that John W. Gardner, whose name as Assistant Vice President of National Bank of Commerce of Birmingham, a national banking association, is signed to the foregoing Assignment of Note and Mortgage, and who is known to me, acknowledged before me on this day that, being informed of the contents of said document, he, as such officer and with full authority, executed the same voluntarily for and as the act of said national association.

Given under my hand and official seal this the 12th day of August, 1996.

Gina P. Williams

Notary Public

My Commission Expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: Jan. 24, 2000.
~~BONDED THROUGH NOTARY PUBLIC UNDERWRITERS.~~

This instrument prepared by:

Joseph W. Mathews, Jr.
Lange, Simpson, Robinson & Somerville
1700 First Alabama Bank Building
Birmingham, Alabama 35203

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