

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 Countrywide Home Loans, Inc. (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 JAMES G. OLIVER, AN UNMARRIED MAN on the 19TH day of NOVEMBER 19 97, and recorded in Inst # 1997, Page 39356 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".

IN WITNESS WHEREOF, National Bank of Commerce of Birmingham has caused this assignment to be signed by Steven D. Fleming, its Senior Vice-President, and attested by June H. Langston, its Mortgage Loan Officer (and its corporate seal to be hereto affixed), all as of the 19TH day of NOVEMBER 19 97, 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 Senior Vice-President

Attest:

By: [Signature] /June H. Langston  
Mortgage Loan 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 19TH day of NOVEMBER, 19 97.

Tracye Elaine Harrell  
Tracye Elaine Harrell

Notary Public

MY COMMISSION EXPIRES SEPTEMBER 20, 1998

This instrument prepared by:  
A. VINCENT BROWN, JR.  
510 NORTH 18TH STREET  
BESSEMER, ALABAMA 35020

Inst # 1997-39357

12/03/1997-39357  
12:30 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.00

Inst # 1997-39357

Exhibit "A"

Commence at the Southwest corner of section 5, township 22 south, Range 1 East; thence run easterly along the south line of said section for 861.65 feet to a point on the northwest right of way line of county Highway #61; thence turn an angle of 48°56'40" to the left and run northeasterly along said right of way being along a curve to the left, having a radius of 1869.86 feet and a central angle of 10°10'30" for an arc distance of 332.07 feet; thence continue along said right of way for 734.58 feet to an iron; thence turn an angle of 90°36'25" to the left and run 277.13 feet to the point of beginning of the parcel herein described; thence continue along the last described course for 600.10 feet to an iron; thence turn an angle of 30°18'31" to the left and run 389.44 feet to an iron; thence turn an angle of 89°30'08" to the right and run 311.92 feet to an iron; thence turn an angle of 89°35' to the left and run 301.69 feet to an iron, being a point on the west boundary line of section 5, Township 22 south, Range 1 East; thence turn an angle of 89°28'58" to the right and run along said west boundary of said Section 5 for 43.31 feet to an iron; thence turn an angle of 90°34'06" to the right and run 1355.32 feet to an iron; thence turn an angle of 89°15'56" to the right and run 182.60 feet to an iron; thence turn an angle of 58°19' to the left and run 163.00 feet to a ditch; thence turn an angle of 100°13'28" to the right and run along said ditch for 71.74 feet; thence turn an angle of 4°39'51" to the left and continue along said ditch for 304.72 feet; thence turn an angle of 60°04'16" to the left and continue along said ditch for 26.64 feet; thence turn an angle of 68°07'55" to the right and continue along said ditch for 96.19 feet to the point of beginning. Said parcel is lying in the southwest quarter of Section 5, Township 22 south, Range 1 East.

TOGETHER WITH THE FOLLOWING DESCRIBED EASEMENT:

Commence at the Southwest corner of Section 5, Township 22 South, Range 1 East, thence run easterly along the south line of said section for 861.65 feet to a point on the northwest right of way line of County Highway #61; thence turn an angle of 48°56'40" to the left and run northeasterly along said right of way being along a curve to the left, having a radius of 1869.86 feet and a central angle of 10°10'30", for an arc distance of 332.07 feet; thence continue along said right of way for 1229.01 feet to the point of beginning of the centerline of the easement herein described; thence turn an angle of 104°23'41" to the left and run 97.82 feet; thence turn an angle of 5°03'31" to the right and run 73.20 feet; thence turn an angle of 12°53'35" to the right and run 70.15 feet to the point of ending of said centerline of said easement, being on the centerline of an existing bridge over a ditch; said easement shall be 10 feet on each side of the above described centerline.

ALSO TOGETHER WITH THE FOLLOWING DESCRIBED EASEMENT:

Commence at the Southwest corner of Section 5, Township 22 South, Range 1 East; thence run easterly along the south line of said Section for 864.65 feet to a point on the Northwest right of way line of County Highway #61; thence turn an angle of 48°56'40" to the left and run northeasterly along said right of way being along a curve to the left, having a radius of 1869.86 feet and a central angle of 10°10'30", for an arc distance of 332.07 feet; thence continue along said right of way for 734.58 feet to an iron, being the point of beginning of the easement herein described; thence turn an angle of 90°36'25" to the left and run 277.13 feet to the point of ending of said easement; said easement shall be 30 feet in width with the above described line being the southwest boundary line of said 30-foot wide easement. Said easement is lying in the southwest quarter of Section 5, Township 22 South, Range 1 East.

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