

**ASSIGNMENT OF MORTGAGE**

R9712-1912

STATE OF ALABAMA )  
Jefferson 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 Hibernia National Bank (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 Terry W. Bell and Linda P. Bell on the 22ND day of December, 1997, and recorded in 1998, Page 01762 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:  
**REFERENCE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF**

Inst # 1998-01763

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 Lending Officer (and its corporate seal to be hereto affixed), all as of the 22ND day of December, 1997, 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 Lending 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 Senior 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 22ND day of December, 1997.

[Signature]  
Lesley A. Jones  
Notary Public

This instrument prepared by:  
**Pruett, Brown, Turner, Norton & Waldrup**  
2340 Woodcrest Place, Ste 150  
Birmingham, AL 35209

NOTARY PUBLIC STATE OF ALABAMA  
MY COMMISSION EXPIRES 12/31/2000  
BONDED THROUGH NOTARY PUBLIC UNDERWRITERS

01/16/1998-01763  
02:50 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 HCD 11.00

## EXHIBIT "A"

Property described is situated in Shelby County:

Commence at the NE corner of Section 18, Township 21 South, Range 2 East; thence run West along the North line thereof 609.92 feet; thence 88 degrees, 50 minutes, 30 seconds left run Southerly 4258.92 feet to the point of beginning; thence 30 degrees, 40 minutes, 01 seconds left run 183.91 feet to the Northerly right of way of McClure Drive and a point of curve to the right, having a radius of 151.33 feet, a central angle of 43 degrees, 13 minutes, 47 seconds; thence 107 degrees, 19 minutes, 11 seconds right to chord run Westerly along said right of way and said curve 114.18 feet; thence continue along said right of way, tangent to aforesaid curve 135.82 feet, thence 58 degrees, 53 minutes, 41 seconds right run Northwesterly 574.94 feet; thence 95 degrees, 46 minutes, 04 seconds right run Northeasterly 222.24 feet; thence 85 degrees, 06 minutes, 15 seconds right run Southeasterly 118.15 feet to a point of curve to the right, having a radius of 50.01 feet, a central angle of 144 degrees, 06 minutes, 25 seconds; thence 15 degrees, 42 minutes, 48 seconds left to chord run along said curve 125.82 feet; thence 17 degrees, 43 minutes, 27 seconds left from chord run Southeasterly 214.93 feet; thence 6 degrees, 41 minutes, 26 seconds left run 35.06 feet to the point of beginning.

According to the Survey of Thomas E. Simmons, RLS #12945, dated March 13, 1997.

Inst # 1998-01763

01/16/1998-01763  
02:50 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
DOE MCB 11.00