

ASSIGNMENT AND TRANSFER OF LIEN

THE STATE OF Alabama

COUNTY OF Shelby

KNOW ALL MEN BY THESE PRESENTS:

That First Capital Mortgage Corporation

acting herein by and through its duly authorized officers, hereinafter called transferor, of the County/Parish of Jefferson, and State of Alabama, for and in consideration of TEN AND NO/100 DOLLARS CASH, AND OTHER GOOD AND VALUABLE CONSIDERATION, to it in hand paid by National Finance Company CORPORATION

21 Corporate Drive, Clifton Park, NY 12065

hereinafter called transferee, the receipt of which is hereby acknowledged, has this day Sold, Conveyed, Transferred and Assigned and by these presents does Sell, Convey, Transfer and Assign unto the said transferee the hereinafter described indebtedness.

AND transferor further Grants, Sells and Conveys unto the transferee all the rights, title, interest and liens owned or held by transferor in the hereinafter described land by virtue of said indebtedness herein conveyed and assigned.

TO HAVE AND TO HOLD unto the said transferee, transferee's heirs and assigns the following described indebtedness together with all and singular the following mentioned lien and any and all liens, rights, equities, remedies, privileges, titles and interest in and to said land, which transferor has by virtue of being legal holder and owner of said indebtedness.

SAID INDEBTEDNESS, LIENS AND LAND BEING DESCRIBED AS FOLLOWS:

One certain promissory note executed by Henry Lee Pope Jr and Annie W. Pope, husband and wife

and payable to the order of First Capital Mortgage Corporation

in the sum of \$ 39,050.00 dated August 11, 1997 and bearing interest and due and payable in monthly installments as therein provided.

Said note being secured by Security Instrument of even date therewith to

First Capital Mortgage Corporation

Lender,

duly recorded in the Real Property Records of Shelby

County, Alabama

and secured by the liens therein expressed, on the following described lot, tract, or parcel of land, lying and being situated in Shelby County, Alabama to wit:

See Exhibit 'A' attached hereto and made a part hereof.

Inst # 1998-06826

02/27/1998-06826
01:10 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 NC3 11.00

MORTGAGE RECORDED

IN BOOK 1997 - PAGE 28005

EXECUTED without recourse on the undersigned to be effective on the 15th day of OCTOBER, 1997.

First Capital Mortgage Corporation

By: [Signature]

THE STATE OF Alabama

COUNTY/PARISH OF Jefferson

This Instrument was acknowledged before me this 15th day of OCTOBER, 1997, by

ERIC GILBERT
of First Capital Mortgage Corporation
on behalf of said entity.

[Signature]
Notary Public - State of Alabama 2-21-2001

Please Return to:
First Capital Mortgage Corporation

11 Chase Corporate Center #80 - Post Closing
Birmingham, AL 35244

ASSIGNMENT AND TRANSFER OF LIEN WITHOUT RECOURSE

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EXHIBIT "A" - LEGAL DESCRIPTION

Parcel I

Commence at the SW corner of the SE 1/4 of the SW 1/4 of Section 22, Township 22 South, Range 3 West, and run North along the West line of said 1/4 1/4 Section for 606.61 feet to the centerline of the Southern Railroad right of way, thence turn 52 deg. 40 min. 15 sec. right and run Northeasterly along said right of way for 248.74 feet; thence turn 90 deg. 00 min. 00 sec. right and run Southeasterly for 490.00 feet to the point of beginning of the tract of land herein described; thence continue along the last described course for 209.92 feet; thence turn 89 deg. 57 min. 32 sec. left and run Northeasterly for 209.93 feet; thence turn 90 deg. 01 min. 18 sec. left and run Northwesterly for 210.00 feet; thence turn 90 deg. 00 min. 00 sec. and run Southwesterly for 210.00 feet to the point of beginning; being situated in Shelby County, Alabama.

Parcel II

ALSO: A 20.00 foot wide easement for ingress and egress described as follows:

Commence at the SW Corner of the SE 1/4 of the SW 1/4 of Section 22, Township 22 South, Range 3 West, and run North along the West line of said 1/4 1/4 Section for 606.61 feet to the centerline of the Southern Railroad right of way; thence turn 52 deg. 40 min. 15 sec. right and run Northeasterly along said right of way centerline for 248.74 feet; thence turn 90 deg. 00 min. right and run Southeasterly 280 feet to the end of Motley Road and the point of beginning of the easement herein described; thence continue along the last described course 419.92 feet; thence turn 90 deg. 00 min. right and run Southwesterly 20.00 feet; thence turn 90 deg. 00 min. right and run Northwesterly 419.92 feet; thence turn 90 deg. 00 min. right and run 20.00 feet to the point of beginning; all being situated in Shelby County, Alabama.

Initials: _____

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SHELBY COUNTY JUDGE OF PROBATE
002 WCD 11.00