

RECORD AND RETURN TO:
CENDANT MORTGAGE CORP.
6000 ATRIUM WAY, P.O. BOX 5449
MT LAUREL, NJ 08054
COMMT #: 982616
ID: 9/16/98

ASSIGNMENT OF DEED
OF TRUST OR MORTGAGE

LOAN #: 1273325
NAME : BRASHER
STATE OF : AL
COUNTY OF: SHELBY

KNOW ALL MEN BY THESE PRESENTS, THAT *CENDANT MORTGAGE CORPORATION 6000 ATRIUM WAY, MT. LAUREL NEW JERSEY, A CORPORATION EXISTING UNDER THE THE STATE OF NEW JERSEY FOR VALUABLE CONSIDERATION THE RECEIPT OF WHICH IS ACKNOWLEDGED, DOES HEREBY GRANT, BARGAIN, SELL, ASSIGN AND TRANSFER TO:

CAPSTEAD INC.
2711 NORTH HASKELL AVE., SUITE 1000
DALLAS, TX 75204

THAT CERTAIN PROMISSORY NOTE AND DEED OF TRUST OR MORTGAGE DESCRIBED AS FOLLOWS:

NOTE AND DEED OF TRUST OR MORTGAGE DATED: 98/04/30
AMOUNT: \$50,350.00 EXECUTED BY: JULIE STEVEN

BRASHER
BRASHER

CLERKS FILE OR INSTRUMENT NO: 1998-22151
BOOK: VOLUME:

RECORDED DATE: 980615
PAGE:

ADDRESS: 12569 COUNTY ROAD 43

VANDIVER

SHELBY

AL 35176

DESCRIBING LAND THEREIN AS DESCRIBED IN DEED OF TRUST/MORTGAGE REFERRED TO HEREIN.

* FORMERLY DOING BUSINESS AS PHH US MORTGAGE CORPORATION

*FORMERLY DOING BUSINESS AS PHH MORTGAGE SERVICES

TOGETHER WITH THE NOTE THEREIN OR REFERRED TO, THE MONEY DUE AND TO BECOME DUE THEREON WITH INTEREST AND ALL RIGHTS ACCRUED OR TO ACCRUE UNDER SAID DEED OF TRUST OR MORTGAGE.

DATED: 09/09/98

WITNESSED BY

LYNDA SMITH

*CENDANT MORTGAGE CORPORATION
6000 ATRIUM WAY
MT LAUREL, NJ 08054

BY :

LINDA BELSITO

ASSISTANT VICE-PRESIDENT

JENNIFER GRIGGS

ASSISTANT SECRETARY

PREPARED BY :

KIM KRAPONICK

6000 ATRIUM WAY

MT LAUREL, NJ 08054

STATE OF NEW JERSEY, COUNTY OF BURLINGTON

ON 09/09/98, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE AND COUNTY, PERSONALLY APPEARED LINDA BELSITO AND JENNIFER GRIGGS PERSONALLY KNOWN TO ME OR PROVED TO ME ON THE BASIS OF SATISFACTORY EVIDENCE TO BE ASST VICE PRES. AND ASSISTANT SECRETARY OF THE CORPORATION THAT EXECUTED THE WITHIN INSTRUMENT, ON BEHALF OF THE CORPORATION THEREIN NAMED, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE WITHIN INSTRUMENT PURSUANT TO ITS BY-LAWS OR RESOLUTION OF ITS BOARD OF DIRECTORS. WITNESS MY HAND AND AND OFFICIAL SEAL IN THE STATE AND COUNTY LAST AFORESAID.

STANLEY J. KASPRZAK JR.
NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES 3/10/2003

12/28/1998-51574
11:47 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MEL 11.00

Inst # 1998-51574

EXHIBIT "A"

A PARCEL SITUATED PARTLY IN THE NW 1/4 OF THE SE 1/4 AND PARTLY IN THE SW 1/4 OF THE SE 1/4 OF SECTION 11, TOWNSHIP 18 SOUTH, RANGE 1 EAST AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SW CORNER OF THE NW 1/4 OF THE SE 1/4 OF SAID SECTION AS THE POINT OF BEGINNING; THENCE, RUN N 0 DEG. 45' 25" E ALONG THE WEST LINE OF SAID 1/4-1/4 189.15 FEET; THENCE, RUN N 89 DEG. 58' 04" E 560.08 FEET; THENCE, RUN S 49 DEG. 35' 13" W 382.86 FEET; THENCE, RUN N 77 DEG. 46' 10" W 277.36 FEET TO THE POINT OF BEGINNING.

ALSO, A 12 FEET INGRESS-EGRESS EASEMENT ALONG THE EXISTING CHERT DRIVEWAY, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: COMMENCE AT THE SW CORNER OF THE NW 1/4 OF THE SE 1/4 OF SECTION 11, TOWNSHIP 18 SOUTH, RANGE 1 EAST AND RUN N 0 DEG. 45' 25" E ALONG THE WEST LINE OF SAID 1/4-1/4 189.15 FEET; THENCE, RUN N 89 DEG. 58' 04" E 560.08 FEET; THENCE, RUN S 49 DEG. 35' 13" W 20.97 FEET TO THE POINT OF BEGINNING, SAID CENTERLINE BEING ON A CURVE TO THE RIGHT HAVING A RADIUS OF 64.84 FEET AND A DELTA OF 32 DEG. 29' 00"; THENCE, TURN LEFT AND RUN ALONG SAID CURVE 36.76 FEET TO THE PRC OF A CURVE TO THE LEFT HAVING A RADIUS OF 73.53 FEET AND A DELTA OF 33 DEG. 06' 50"; THENCE, RUN ALONG SAID CURVE 42.49 FEET TO THE PT OF SAID CURVE; THENCE, RUN S 78 DEG. 12' 33" E ALONG SAID CENTERLINE 135.81 FEET TO THE PC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 116.69 FEET AND A DELTA OF 42 DEG. 36' 58"; THENCE, RUN ALONG SAID CURVE 86.79 FEET TO THE NORTHERLY ROW OF SHELBY COUNTY ROAD NO. 43 AND THE END OF SAID EASEMENT.

ALL ACCORDING TO THE SURVEY DATED AUGUST 20, 1997 BY CARL G. MOORE, LS NO. 10096.

06/15/1998-22151
10:36 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
MEL

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