

ASSIGNMENT AND TRANSFER OF LIEN

THE STATE OF ALABAMA

KNOWN BY ALL MEN BY THESE PRESENTS:

COUNTY OF SHELBY

That AmeriCapital Funding Corp

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 Commercial Federal Mortgage CORPORATION

P.O. Box 727 Omaha, NE 68101-0727

herein after 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

THOMAS M. BRETSCHNIEDER AND ETHEL E. BRETSCHNIEDER, HUSBAND AND WIFE

and payable to the order of AmeriCapital Funding Corp

in the sum of \$ 108,500.00 dated April 14, 1999 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

AmeriCapital Funding Corp

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

LOT 37, ACCORDING TO THE SURVEY OF OAKWOOD VILLAGE, PHASE TWO, AS RECORDED IN MAP BOOK 20, PAGE 81, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

Inst. # 1999-16989

Inst # 1999-16990

04/22/1999-16990
10:08 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DRI CM 8.50

EXECUTED without recourse on the undersigned to be effective on the 14th day of April, 1999.

By: Phillip L. King

THE STATE OF Alabama

COUNTY/PARISH OF Jefferson

This instrument was acknowledged before me this _____ day of _____, 19____, by Phillip L. King Senior Vice President of AmeriCapital Funding Corp on behalf of said entity.

Please return to:

Kathleen P. Bluff
Notary Public - State of Alabama 6-2-2001

AmeriCapital Funding Corp
2200 Riverchase Ctr Ste 550
Birmingham, AL 35244