

**ASSIGNMENT OF MORTGAGE**

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 Charles Raedale Agan, a single person on the 14th day of February, 2000, and recorded in 2000, Page 05201, 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:

Lot 2-A, according to a Resurvey of Cahaba River Estates #2, as recorded in Map Book 25, Page 87, in the Office of the Judge of Probate of Shelby County, Alabama.  
Mineral and mining rights excepted.

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, all as of the 14th day of February, 2000, although this assignment has actually been signed and attested on the date set forth in the acknowledgement below.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM

By: [Signature] /Steven D. Fleming  
Its Senior Vice President

Attest: [Signature]  
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 14th day of Feb, 2000.

[Signature]  
Notary Public  
NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Aug. 18, 2003  
BUNDLED THRU NOTARY PUBLIC UNDERWRITERS

This instrument prepared by:  
Turner & Norton, L.L.C.  
2340 Woodcrest Place  
Suite 150  
Birmingham, Alabama 35209

Inst # 2000-05202

02/18/2000-05202  
01:51 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MMS B.50