

ASSIGNMENT OF MORTGAGE

(STATE OF Alabama)  
(Shelby COUNTY)

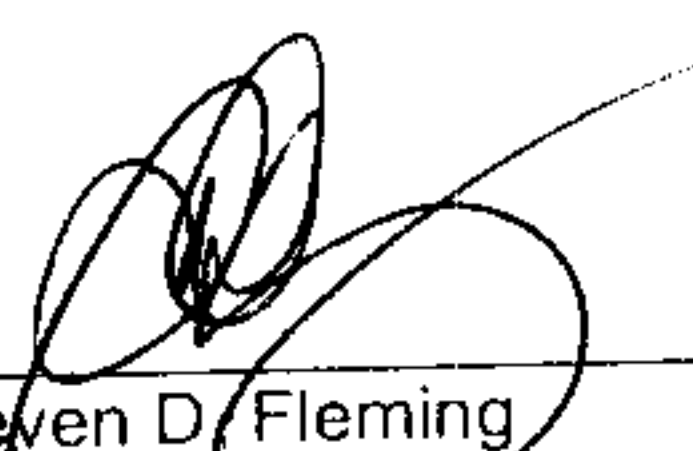
\*Paula Renzi Callaghan, Husband and Wife,

KNOW ALL MEN BY THESE PRESENTS, that Mortgage Electronic Registration Systems, Inc. ("MERS") as nominee for 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 David S. Callaghan and \* on the 24th day of May, 2001, and recorded in 2001, Page 21989, 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:

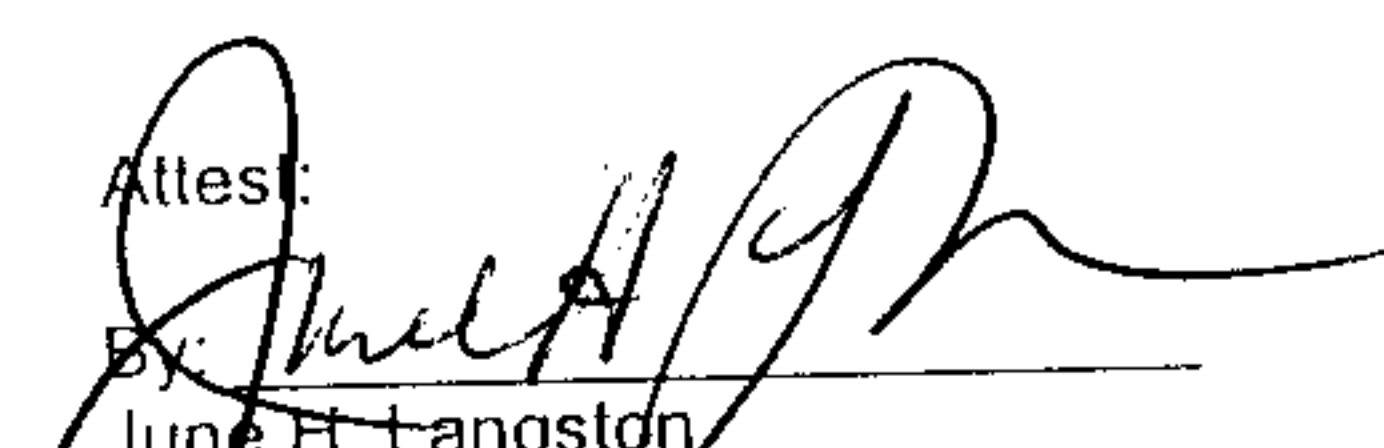
See Exhibit "A" attached hereto and made a part hereof as if set forth in full herein for the complete legal description of the property being conveyed by this instrument.

IN WITNESS WHEREOF, Mortgage Electronic Registration Systems, Inc. has caused this assignment to be signed by Steven D. Fleming, its Assistant Secretary, and attested by June H. Langston, all as of the 24th day of May, 2001, although this assignment has actually been signed and attested on the date set forth in the acknowledgement below.

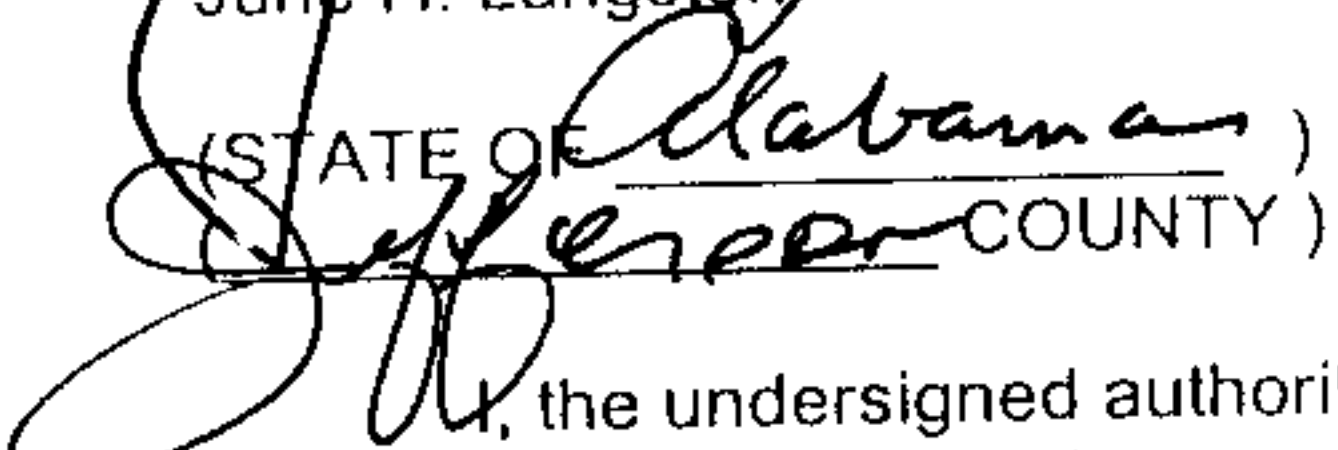
By:

  
Steven D. Fleming  
Its: Assistant Secretary

Attest:

  
By: June H. Langston

(STATE OF Alabama)  
(Shelby 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 Assistant Secretary of Mortgage Electronic Registration Systems, Inc. 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 4th day of May, 2001

  
NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
Notary Paula Carter Benzell  
MY COMMISSION EXPIRES: Aug. 18, 2003  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

This instrument prepared by:  
National Bank of Commerce

MIN:

Inst # 2001-21990

05/31/2001-21990  
10:09 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 CJ1 14.00

Exhibit A

Lot 28 according to the Survey of Survey of First Addition to Indian Highlands as recorded in Map Book 5, Page 6, Shelby County, Alabama Records.

Inst # 2001-21990

05/31/2001-21990

10:09 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

002 CJ1 14.00

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