

STATE OF ALABAMA

COUNTY OF JEFFERSON

LOAN# 53210

ASSIGNMENT OF MORTGAGE

For the sum of One Hundred and No/100 Dollars (\$100.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the undersigned, **FRANKLIN AMERICAN MORTGAGE COMPANY**, does hereby grant, bargain, sell, convey, assign and deliver unto **WELLS FARGO HOME MORTGAGE, INC., A CALIFORNIA CORPORATION**, 3601 MINNESOTA DRIVE, MAC #4701-022, BLOOMINGTON, MINNESOTA 55435, its successors and assigns, that certain mortgage executed by **M. WAYNE SMITHERMAN AND WIFE, KAREN S. SMITHERMAN** to **FRANKLIN AMERICAN MORTGAGE COMPANY**, a Corporation organized under the laws of the State of **TENNESSEE** and whose principal place of business is **501 CORPORATE CENTRE DRIVE, SUITE 400, FRANKLIN, TENNESSEE 37067** in the principal sum of **\$75,000.00** dated **JULY 25, 2001** and filed for record in the Office of the Judge of Probate of **SHELBY** County, Alabama in Volume _____ at Page 31847, together with the debt thereby secured, the note therein described, and all interest of the undersigned in and to the lands and property conveyed by said mortgage. This transfer is made without recourse to the undersigned.

TO HAVE AND TO HOLD unto the said **WELLS FARGO HOME MORTGAGE, INC., A CALIFORNIA CORPORATION**, its successors and assigns forever.

FRANKLIN AMERICAN MORTGAGE COMPANY

By: Richard Drennon
RICHARD DRENNON

Its SHIPPING SUPERVISOR

State of Tennessee, County of Williamson

Before me, the undersigned of the state and county mentioned, personally appeared **RICHARD DRENNON**, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who, upon oath, acknowledged himself/herself to be **SHIPPING SUPERVISOR** of **FRANKLIN AMERICAN MORTGAGE COMPANY**, the within named bargainor, a corporation, and that he/she as such **SHIPPING SUPERVISOR**, executed the foregoing instrument for the purpose therein contained, by signing the name of the corporation by himself/herself as **SHIPPING SUPERVISOR**.

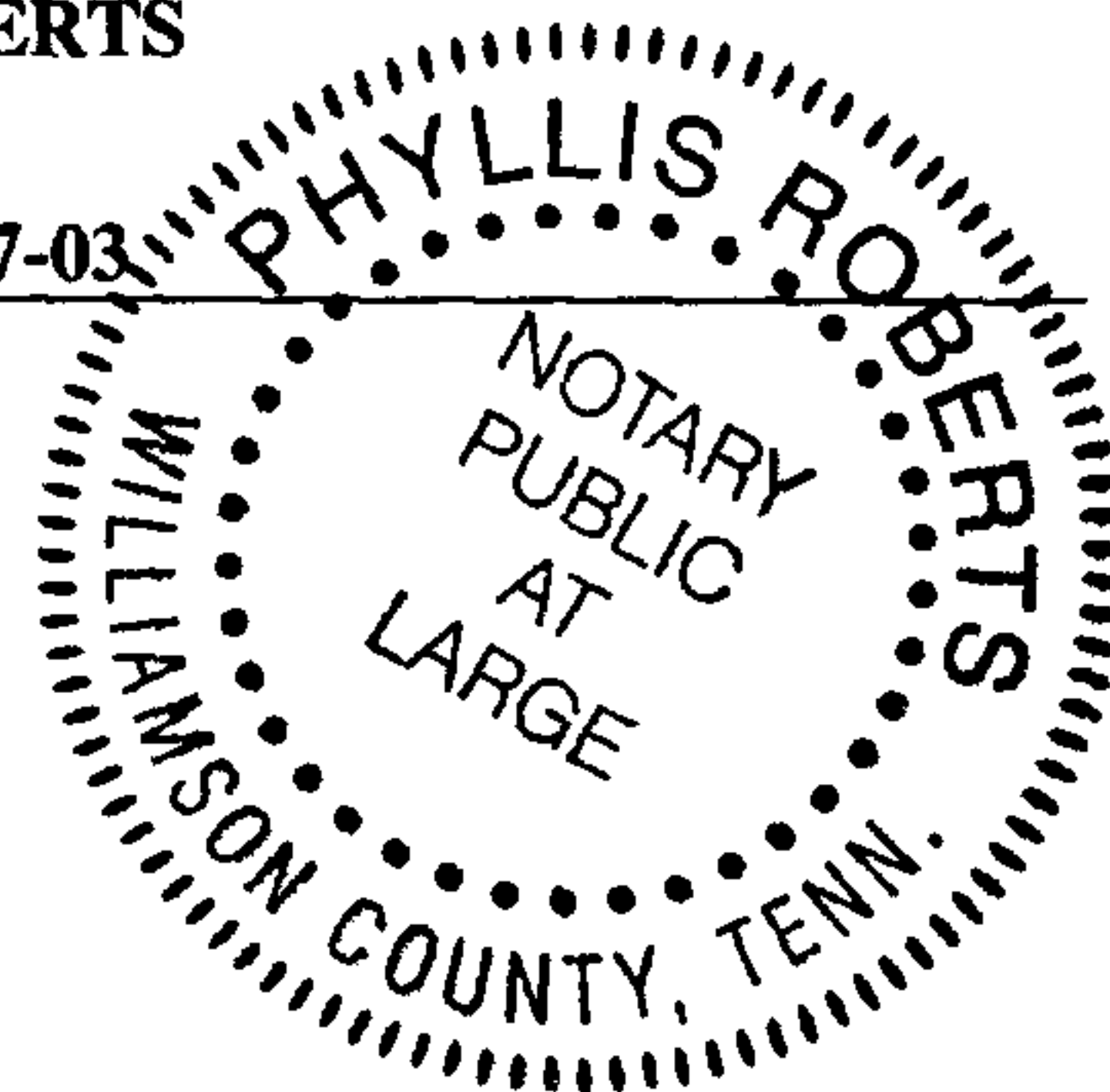
Witness of my hand and seal, of office, this 25 day of July, 2001.

Phyllis Roberts
Notary Public - **PHYLLIS ROBERTS**

My Commission expires: 04-07-03

This instrument prepared by:

Irma Brooks
Franklin American Mortgage Co.
501 Corporate Centre Dr.
Ste. 400
Franklin, TN 37067



Lot 239, according to the Survey of Highland Lakes, 2nd Sector, an Eddlemen Community, as recorded in Map Book 20, Page 150 ,in the Probate Office of Shelby County, Alabama.

Together with non-exclusive easement to use the private roadways, Common Area all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a residential Subdivision, recorded as Inst. # 1994-07111, in the Probate Office of Shelby County, Alabama. and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 1st Sector, recorded as Inst. # 1994-07112,in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereafter collectively referred to as, the “Declaration”).

All being situated in Shelby County, Alabama.