

ASSIGNMENT OF MORTGAGE

STATE OF ALABAMA

COUNTY OF JEFFERSON

FOR VALUE RECEIVED, Southeastern Mortgage of Alabama, L.L.C., a limited liability company with its principle office at Birmingham, Alabama, as ASSIGNOR, has this day transferred, sold, assigned, conveyed, and set over to Hibernia National Bank as ASSIGNEE, its successors, representatives, and assigns, all of ASSIGNOR'S rights, title, and interest in and to that certain mortgage executed by Timothy S. Mitchell and Jessica M. Mitchell, husband and wife

to Southeastern Mortgage of Alabama, L.L.C., dated July 31, 2002 and in the amount of 156,412.00 and recorded in Volume _____, Page _____, of the records of the Probate Court of Shelby County, State of Alabama, together with the note and indebtedness described in and secured by the instrument aforesaid.

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The ASSIGNOR herein specifically sells, transfers, and conveys to the above ASSIGNEE, its successors, representatives, and assigns, the aforementioned mortgage, the property described therein, the indebtedness secured thereby, together with all the rights, title, interest, powers, options, privileges, and immunities contained therein.

The ASSIGNOR herein has this day sold and assigned to the ASSIGNEE herein the note secured by the aforementioned security instrument and this transfer is made to secure the ASSIGNEE, its successors, representatives, and assigns, in the payment of said note.

SIGNED on July 31, 2002.

SOUTHEASTERN MORTGAGE OF ALABAMA, L.L.C.

BY:

Its:

President

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said State in said County, hereby certify that Johnny D. Williams whose name as President of Southeastern Mortgage of Alabama, L.L.C., a limited liability company, is signed to the foregoing conveyance, and who is known to me, acknowledged before me this day, that being informed of the contents of the conveyance, he as such officer and with full authority, executed the same voluntarily for and as the act of said company.

Given under my hand and official seal on July 31, 2002.

NOTARY PUBLIC

My commission expires: October 21, 2005