

STATE OF ALABAMA

COUNTY OF SHELBY

ASSIGNMENT OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, that National Bank of Commerce of Birmingham, a national banking association, for value received to it in hand by Hibernia National Bank., a corporation, (the "Assignee") does hereby grant, bargain, sell, convey and assign unto the Assignee all its rights and interest in and to a certain mortgage executed to it by DANIEL C. MORGAN, AN UNMARRIED PERSON AND ELLEN M. WILLIAMSON, AN UNMARRIED PERSON on 29TH day of MAY, 2003, and recorded in 20030604000347700, 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 Legal Description Attached hereto on Exhibit "A"

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 Laurie W. Trimm, Vice President and Stephen B. Castleberry, Vice President, all as of the 29TH day of MAY, 2003, although this assignment has actually been signed and attested on the date set forth in the acknowledgment below.

NATIONAL BANK OF COMMERCE OF BIRMINGHAM

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

Attest: [Signature]  
Laurie W. Trimm, Vice President

[Signature]  
Stephen B. Castleberry, Vice President

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, 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 27<sup>th</sup> day of May, 2003.

[Signature]  
Notary Public

My commission expires:

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

This instrument was prepared by:

KATHERINE PAYNE  
NATIONAL BANK OF COMMERCE  
1927 1ST AVENUE NORTH  
BIRMINGHAM, ALABAMA 35203

## EXHIBIT "A"

Commence at the SW corner of the SE 1/4 of the SE 1/4 of Section 18, Township 19 South, Range 2 West, Shelby County, Alabama; thence run North along the West line of said 1/4-1/4 section a distance of 501.19 feet; thence turn right 90 degrees 01 minute 24 seconds and run East a distance of 425.23 feet; thence turn left 140 degrees 00 minutes and run Northwesterly a distance of 92.0 feet; thence turn right 96 degrees 38 minutes and run Northeasterly a distance of 71.38 feet to the Point of Beginning; thence continue along the last described course a distance of 171.56 feet to the Southwesterly Right-of-Way line of Shelby County Road #369; thence turn right 80 degrees 49 minutes 50 seconds and run Southeasterly along said Right-of-Way line a distance of 121.04 feet; thence turn right 92 degrees 28 minutes 10 seconds and run Southwesterly a distance of 171.41 feet; thence turn right 88 degrees 21 minutes 10 seconds and run Northwesterly a distance of 141.10 feet to the Point of Beginning.

INCLUDING A 15 FOOT EASEMENT FOR INGRESS AND EGRESS ALONG NORTHWEST LINE OF THE ABOVE DESCRIBED PARCEL.