

Recording Requested By/Return To:

KEVIN HAYS, ASSOCIATE
100 CONCOURSE PARKWAY, SUITE 101
BIRMINGHAM, AL 35244

CBR2147

ASSIGNMENT OF MORTGAGE

For Value Received, the undersigned holder of a Mortgage (herein "Assignor") whose address is
2501 20TH PLACE SOUTH #101, FIRST FLOOR, BIRMINGHAM, AL 35223 ,
does hereby grant, sell, assign, transfer and convey, unto ,
CHASE MANHATTAN MORTGAGE CORPORATION ,
a corporation organized and existing under the laws of
THE STATE OF NEW JERSEY (herein "Assignee"), whose address is
1500 N. 19TH STREET, 7TH FLOOR, MONROE, LA 71201 ,
a certain Mortgage dated JUNE 09, 2003 , made and executed by
GARY NIVEN AND MONICA BRASHER NIVEN, HUSBAND AND WIFE

whose address is 460 MERRY GLEN LANE
CHELSEA, ALABAMA 35043 ,
to and in favor of ,

COLONIAL BANK

upon the following described property situated in SHELBY County, State
of ALABAMA :

SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF FOR ALL
PURPOSES.

such Mortgage having been given to secure payment of
ONE HUNDRED SIXTY EIGHT THOUSAND SEVEN HUNDRED AND 00/100
(\$ 168,700.00)

(Include the Original Principal Amount)

20030616000373830

which Mortgage is of record in Book, Volume, or Liber No. _____ , at page _____ (or as
No. _____) of the _____ Records of SHELBY

County, State of ALABAMA , together with the note(s) and obligations therein
described and the money due and to become due thereon with interest, and all rights accrued or to accrue
under such Mortgage.

TO HAVE AND TO HOLD the same unto Assignee, its successor and assigns, forever, subject only to
the terms and conditions of the above-described Mortgage.

FNMA - Multistate/1 Assignment of Mortgage

VMP-995MAL (9512)

12/95

VMP MORTGAGE FORMS - (800)521-7291

Alabama Assignment

Lender/Investor

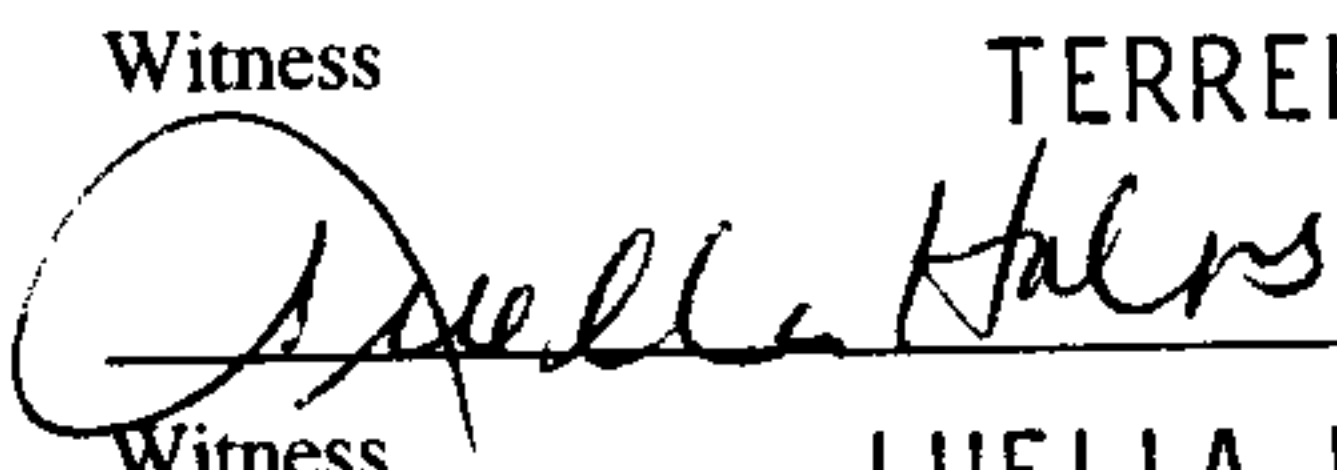
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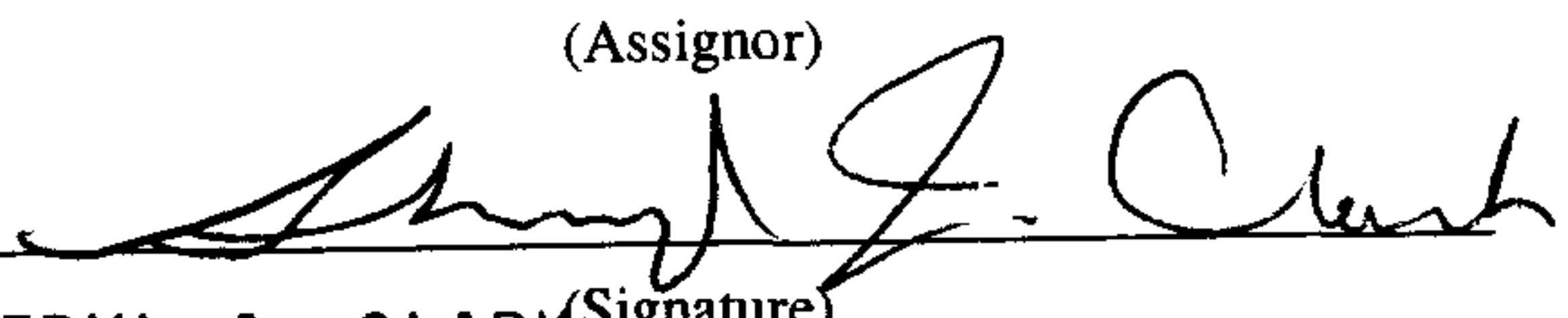
Initials: _____

IN WITNESS WHEREOF, the undersigned Assignor has executed this Assignment of Mortgage on
JUNE 09, 2003


Witness TERRENCE O'DONNELL

COLONIAL BANK


Witness LUELLA HOLMES

(Assignor)
By: 
SHERYL J. CLARK (Signature)

Attest

Seal:

Prepared By:
DENNIS P. SCHWARTZ
SCHWARTZ & ASSOCIATES
1446 HERITAGE DRIVE
MCKINNEY, TEXAS 75069
(972) 562-1966

[Corporate/Partnership Acknowledgment]

State of FLORIDA
County of SEMINOLE
I, LUELLA HOLMES

_____, a Notary Public in and for said County in said State, hereby certify that
SHERYL J. CLARK

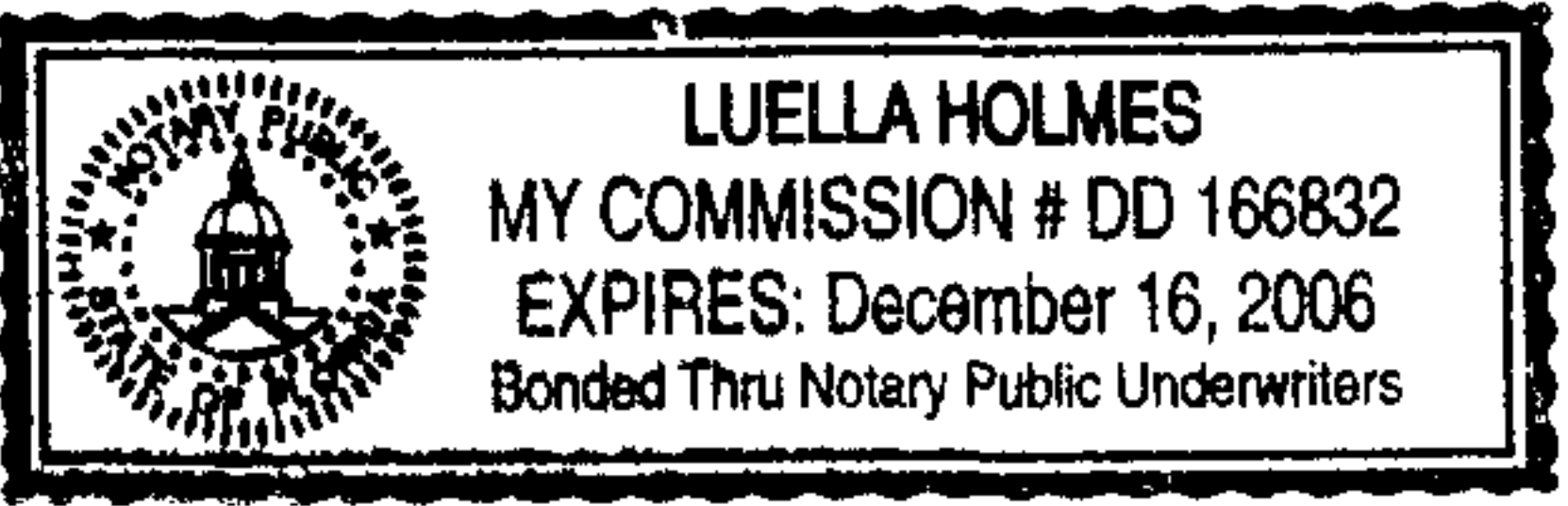
whose name as ASSISTANT VICE PRESIDENT of the
COLONIAL BANK

_____, a corporation, is signed to the
foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of
the contents of the conveyance, he/she, as such officer and with full authority, executed the same voluntarily
for and as the act of said corporation.

Given under my hand this the 9TH day of JUNE, 2003.


LUELLA HOLMES

[Individual Acknowledgment]



State of _____
County of _____

I, _____, a Notary in and for said County in said State,
hereby certify that
COLONIAL BANK

whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this
day that, being informed of the contents of the conveyance, he/she executed the same voluntarily on the day
the same bears date.

Given under my hand this the _____ day of _____, _____.

EXHIBIT A

LEGAL DESCRIPTION

Commence at the Northwest corner of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 9, Township 20 South, Range 1 West; thence run eastwardly along the north line thereof for a distance of 325.0 feet to the point of beginning; thence continue along said north line for a distance of 210.0 feet; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds for a distance of 420.0 feet; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds for a distance of 210.0 feet; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds for a distance of 420.0 feet to the point of the beginning.

Also a non-exclusive easement described as follows:

It is the intent of the following described easement to convey a 30.0 foot wide easement along the existing chart road bed (Merry Glen Lane) more accurately described as follows:

Commence at the Northeast corner of the Northeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 9, Township 20 South, Range 1 West; thence South 88 degrees 52 minutes 08 seconds West along the North line thereof for a distance of 785.0 feet, more or less, to the East line of the above described property, said point being located 535.0 feet East of the Northwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence South 01 degrees 07 minutes 57 seconds East a distance of 15.02 feet to the point of beginning of a 30.0 foot wide easement lying 15.0 feet on each side of the following described line; thence North 88 degrees 52 minutes 03 seconds East a distance of 299.17 feet; thence North 41 degrees 09 minutes 21 seconds West a distance of 227.50 feet; thence North 53 degrees 12 minutes 21 seconds West a distance of 263.30 feet; thence North 23 degrees 40 minutes 21 seconds West a distance of 175.10 feet; thence North 10 degrees 49 minutes 21 seconds West a distance of 95.60 feet; thence North 24 degrees 14 minutes 21 seconds West a distance of 263.00 feet to the Southerly right of way Highway #39 and end of said easement.