WHEN RECORDED MAIL TO:
SOUTHTRUST MORTGAGE
CORPORATION

210 WILDWOOD PARKWAY, SUITE 100 BIRMINGHAM, ALABAMA 35209

STB LOAN NO: 9501824859 STMC LOAN NO: 42050287

Title Order No. Escrow No.

20041014000568800 Pg 1/2 14.00 Shelby Cnty Judge of Probate, AL 10/14/2004 13:16:00 FILED/CERTIFIED

- SPACE ABOVE THIS LINE FOR RECORDER'S USE

Corporation Assignment of Mortgage For Home Equity Line of Credit

For Home Equity Line of Credit FOR VALUE RECEIVED, the undersigned hereby grants, assigns and transfers to SOUTHTRUST BANK all beneficial interest under that certain Mortgage dated AUGUST 16, 2004/
JOHN J. MARTINEK AND JACQUELYN Y. MARTINEK, HUSBAND AND WIFE / executed by , Mortgagor, and recorded as Instrument No. 20040818000463350 8-18-2004 in book , of Official Records in the County Recorder's office of SHELBY County, page ALABAMA , describing land therein as: LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF TOGETHER with the note or notes therein described or referred to, the money due and to become due thereon with interest, and all rights accrued or to accrue under said Mortgage. SOUTHTRUST MORTGAGE CORPORATION, A DELAWARE CORPORATION STATE OF COUNTY OF On AUGUST 2004 personally appeared of Southtrust Mortgage Corporation NAME, TITLE OF OFFICER Dersonally known to me -ORproved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. WITNESS my hand and official seal. My Commission Expires:

> Notary Public State of Alabama at Large My Commission Expires July 23, 2006. Adrienne D. McCarroll

HP490133.A06-9/02

39310.13375

20041014000568800 Pg 2/2 14.00 Shelby Cnty Judge of Probate, AL 10/14/2004 13:16:00 FILED/CERTIFIED

EXHIBIT "A"

20040818000463350 Pg 18/18 167.00 Shelby Cnty Judge of Probate, AL 08/18/2004 12:31:00 FILED/CERTIFIED

Lot 1027 Congress to the Survey of Highland Lakes, 10th Sector, Phase I, an Eddleman Community and recorded in Map Book 26 page 27 in the Probate Office of Shelby County, Alabama.

Alabama and mining rights excepted.

Together with nonexclusive easement to use the private roadways, common areas, 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 and amended in Inst. #1996-17543 and Inst. #1999-31095, and Supplemental Covenants as set out in Inst. #1999-43196 in the Probate Office of Shelby County, Alabama for Highland Lakes, a Residential Subdivision, 10th Sector, in the Probate Office of Shelby County, Alabama (which, together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").