200510100000526260 1/1 \$11.00 Shelby Cnty Judge of Probate, AL 10/10/2005 10:55:55AM FILED/CERT

710966220 STATE OF ALABAMA COUNTY OF SHELBY

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, NEW SOUTH FEDERAL SAVINGS BANK, a Federally Chartered Savings Bank, does hereby grant, bargain, sell, convey, assign and deliver unto The Bank of New York, as Trustee, for New South Federal Savings Bank, Series 2001-1, without recourse, its successors and assigns, that certain mortgage executed by JAMES RUTLEDGE AND MARY SUE RUTLEDGE, HUSBAND AND WIFE to NEW SOUTH FEDERAL SAVINGS BANK, A FEDERALLY CHARTERED SAVINGS BANK, in the principal sum of \$66,500.00 dated 02/21/2001 and filed for record in the Office of the Judge of Probate of SHELBY County, Alabama, on 03/06/2001 Book: 2001 Page: 07866, 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.

TO HAVE AND TO HOLD unto the said The Bank of New York, as Trustee, for New South Federal Savings Bank, Series 2001-1, without recourse, its successors and assigns forever.

IN WITNESS WHEREOF the said NEW SOUTH FEDERAL SAVINGS BANK, has caused this instrument to be executed in its name by ERNEST CERMAK, JR., its Vice President, and its corporate seal is hereby affixed and attested by SHERRY SWINNEY, Assistant Secretary to the corporation, both of whom are thereunto duly authorized, this 5th day of May, 2001.

NEW SOUTH FEDERAL SAVINGS BANK,

a Federally Chartered Savings Bank

By:

ERNEST CERMAK, JR.

Its Vice President

(SEAL)

STATE OF ALABAMA) JEFFERSON COUNTY)

ATTEST:

SHERRY SWINNEY

Its Assistant Secretary

I, the undersigned, a Notary Public for the State of Alabama at Large, hereby certify that ERNEST CERMAK, JR. and SHERRY SWINNEY, whose names as Vice President and Assistant Secretary, respectively, of NEW SOUTH FEDERAL SAVINGS BANK, a Federally Chartered Savings Bank, are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 5th day of May, 2001.

This instrument prepared by and

RETURN TO: SHERRY SWINNEY c/o New South Federal Savings Bank

1900 Crestwood Blvd Birmingham, AL 35210

ANNA V. THOMAS

Notary Public

State of Alabama at Large

My Commission Expires: 02-26-02

JAJ