

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO:

Prepared By: JOSEPH ASANTE
US BANK HOME, N.A.
4801 FREDERICA ST Attn: Linda Dant
OWENSBORO, KY 42301

Loan #: 0086244803 (Investor#: 6912030693)

MIN #: 100021269120306935

MERS Phone: 1-888-679-6377

20080801000310790 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
08/01/2008 02:40:41PM FILED/CERT

Space Above this Line for County Recorder

Assignment of Mortgage

FOR VALUE RECEIVED, the undersigned hereby grants, assigns and transfers to:

Mortgage Electronic Registration Systems, Inc, P.O. Box 2026, Flint, Michigan 48501-2026

all beneficial interest under that certain Mortgage dated: April 01, 2008
executed by: DAVID J SMELCER, A SINGLE PERSON

Beneficiary: HOMESERVICES LENDING, LLC SERIES A DBA MORTGAGE SOUTH

and recorded as Instrument No. ~~on in Mortgage Book~~ 20080402000132850 4-2-08

Page: , of Official Records in the County Records office of Shelby County
AL , describing land therein as:

LEGAL DESCRIPTION AS SHOWN AND/OR ATTACHED TO THE MORTGAGE REFERRED TO HEREIN.

Pin or Tax ID #: Loan Amount: \$147,900.00


Property Address: 1194 BERWICK ROAD, BIRMINGHAM, AL 35242

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.

HOMESERVICES LENDING, LLC SERIES A DBA
MORTGAGE SOUTH

Dated: April 09, 2008

State of Minnesota) ss.
County of Anoka


NATHANIEL SIMAR
Vice President Loan Documentation,
HOMESERVICES LENDING, LLC SERIES A DBA
MORTGAGE SOUTH

On April 09, 2008

before me

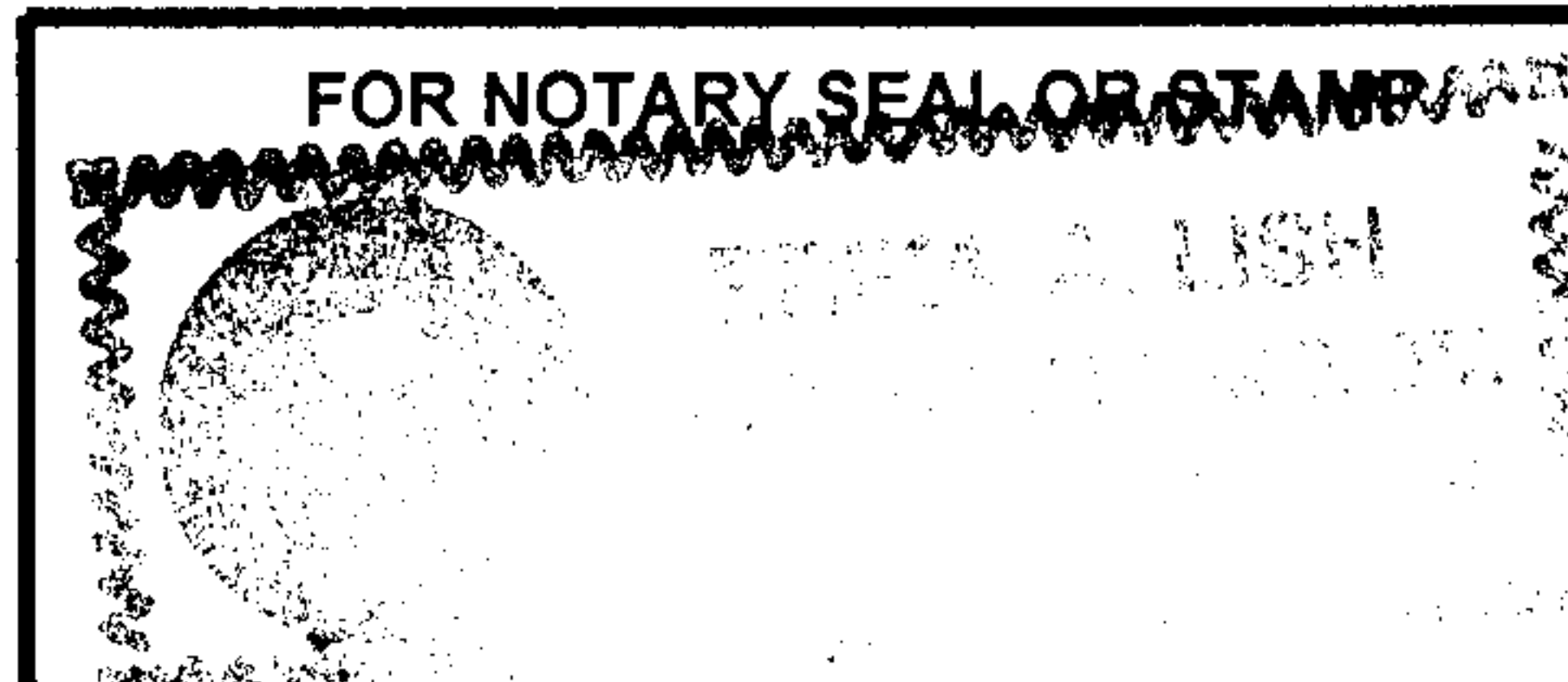
personally appeared NATHANIEL SIMAR, Vice President Loan Documentation of HOMESERVICES LENDING, LLC SERIES A DBA
MORTGAGE SOUTH known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are
subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies)

entity upon behalf of which the person(s) acted, executed the instrument.
WITNESS my hand and official seal.



(Seal)

Erika A. Lish



LEGAL DESCRIPTION

Lot 47, according to the Survey of Greystone Ridge Garden Homes, as recorded in Map Book 16 page 31, in the Probate Office of Shelby County, Alabama.

Subject to:

1. Taxes and assessments for the year 2008 and subsequent years.
2. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including those set out in Deed Book 4 pages 486, 493 and 495 in the Probate Office of Shelby County, Alabama.
3. Any Easement(s), Right(s) of Way(s) and Restrictions(s) of record affecting the property.
4. Rights of other to use of Hugh Daniel Drive as described in Deed Book 301 Page 799 in the Probate Office of Shelby County.
5. Covenant and Agreement for Water Service as set out in instrument between Dantract and Shelby County, as set out in Real 235 page 574 in the Probate Office of Shelby County.
6. Restrictions, covenants and conditions and building setback lines as set out in Amended and Restated Restrictive Covenants recorded in Real 265 page 96 in Probate Office.
7. Greystone Multi-Family Declaration of Covenants, Conditions and Restrictions, as recorded in Real 316 page 239, as amended by First Amendment recorded in Real 319 page 238, Second Amendment recorded as Real 336 page 281, Third Amendment recorded as Inst. #1992-4710 and Fourth Amendment recorded as Inst. # 1993-10164, Fifth Amendment recorded in Inst. # 1993-3123 and Sixth Amendment in Inst No. 1993-10163 and Seventh Amendment recorded in Inst. No. 1993-16982 in Probate Office.
7. Greystone Ridge Garden Homes and First Addition to Greystone Ridge Garden Homes Declaration of Covenants, Conditions and Restrictions as Inst. #1992-4720 in the Probate Office.
8. Reciprocal Easement Agreement pertaining to access and roadway easements, as set out in Real 312 page 274, and First Amendment recorded in Real 317 page 253 and Second Amendment recorded as Inst #1993-3124 in Probate Office
9. Agreement between Daniel Oak Mountain Limited Partnership and Shelby Cable, Inc. recorded in Real 350 page 545 in Probate Office.
10. Easement(s) to Alabama Power Company by instrument(s) recorded as Inst. #1992-26820 in Probate Office.