



When Recorded Return to:

Leisa DeSimone
Branch Banking and Trust
100 Colonial Bank Blvd
Building B – Third Floor
Montgomery, AL 36117


20091020000394580 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
10/20/2009 11:27:35 AM FILED/CERT


20091020000394800 1/5 \$23.00
Shelby Cnty Judge of Probate, AL
10/20/2009 12:25:57 PM FILED/CERT

-----For Recorder's Use-----

State of Alabama:
County of Shelby:

ASSIGNMENT OF SECURITY INSTRUMENTS
AND OTHER LOAN DOCUMENTS

KNOW ALL PERSONS BY THESE PRESENTS: That the **FEDERAL DEPOSIT INSURANCE CORPORATION**, in its capacity as **Receiver for Colonial Bank** ("Assignor"), by virtue of its appointment by the Alabama Superintendent of Banks for the State of Alabama as receiver to liquidate and distribute the assets of Colonial Bank as set forth in that certain Certificate of Appointment dated August 14, 2009 and filed in the Office of the Judge of Probate of Montgomery County, Alabama on the 17th day of August, 2009 and recorded at Real Property Book 03936, Pages 534-536 (which is attached hereto as Exhibit A), for and in consideration of the sum of **TEN AND NO/100 DOLLARS (\$10.00)**, and other good and valuable consideration received from or on behalf of **Branch Banking and Trust Company**, a North Carolina banking corporation, ("Assignee"), the receipt of which is hereby acknowledged, does hereby grant, bargain, sell, assign, transfer and set over unto Assignee all of Assignor's rights, title and interests in and to all those certain Mortgages, Security Deeds, Deeds to Secure Debt, Deeds of Trust, Assignments of Rents and Leases, UCC-1 financing statements, judgment liens, and all such other instruments and security agreements securing loans owned by Colonial Bank and held of record by Colonial Bank or any of its predecessors as of August 14, 2009 in the Public Records of the counties of the State of Alabama and all modifications, extensions, amendments and renewals thereto (collectively the "Security Instruments"), however, expressly excluding from the definition of Security Instruments all Mortgages, Security Deeds, Deeds to Secure Debt, Debts of Trust and such other instruments registered under or by use of Mortgage, Electronic Registration Systems, Inc. ("MERS") regardless of Colonial Bank's ownership or beneficial interest therein.

Assignor does further grant, bargain, sell, assign, transfer and set over unto Assignee all of Assignor's rights, title and interests in and to the promissory notes, loan documents and all other indebtedness secured by the Security Instruments, as evidenced by related promissory notes, any and all loan agreements, pledges, security agreements and UCC financing statements and all modifications, extensions, amendments and renewals to said documents and instruments together with any and all other loan documents, title policies and casualty insurance policies evidencing, securing or relating to any of the foregoing all of which have been delivered to the Assignee.

For purposes of clarification it is the intent of Assignor to convey to Assignee all interests of Colonial Bank in all Security Instruments existing of record as of August 14, 2009 and held by Assignor as receiver for Colonial Bank.

TO HAVE AND TO HOLD the same unto Assignee and its legal representatives, successors and assigns forever. This assignment is made as-is, without recourse, warranty or representation of any nature or kind whatsoever, whether express or implied.

19 **IN WITNESS WHEREOF**, this Assignment of Security Instruments is executed this the day of October, 2009, to be deemed effective as of the 14th day of August, 2009.


Signed, sealed and delivered in our presence:

FEDERAL DESPOSIT INSURANCE CORPORATION, as Receiver for Colonial Bank, an Alabama banking corporation.

Christine Hunter
Print name: CHRISTINE HUNTER

By: Teresa Griswold
Printed Name: Teresa Griswold
Its: Attorney-in-fact

Amanda Gantt
Print name: Amanda Gantt


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STATE OF ALABAMA)
: SS.
COUNTY OF MONTGOMERY)

Personally appeared before me, the undersigned authority in and for the said county and state, on this 19 day of October, 2009, within my jurisdiction, the within named TERESA GRISWOLD, who acknowledged that s/he is Attorney-in-fact of the Federal Deposit Insurance Corporation, and that for and on behalf of the said Federal Deposit Insurance Corporation, as Receiver for Colonial Bank, and as its act and deed s/he executed the above and foregoing instrument, after first having been duly authorized so to do.


SEAL

Kelly Breay
Signature of person taking acknowledgment

Kelly Breeding
Name of acknowledger typed, printed or stamped
Notary Public

My Commission Expires 05/07/10

This Instrument Prepared By:
Richard A. Wright, Esq.
Jones, Walker, Waechter, Poitevent,
Carrère & Denègre, L.L.P.
Post Office Box 46
Mobile, AL 36601


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Bob Riley
Governor

STATE OF ALABAMA
STATE BANKING DEPARTMENT



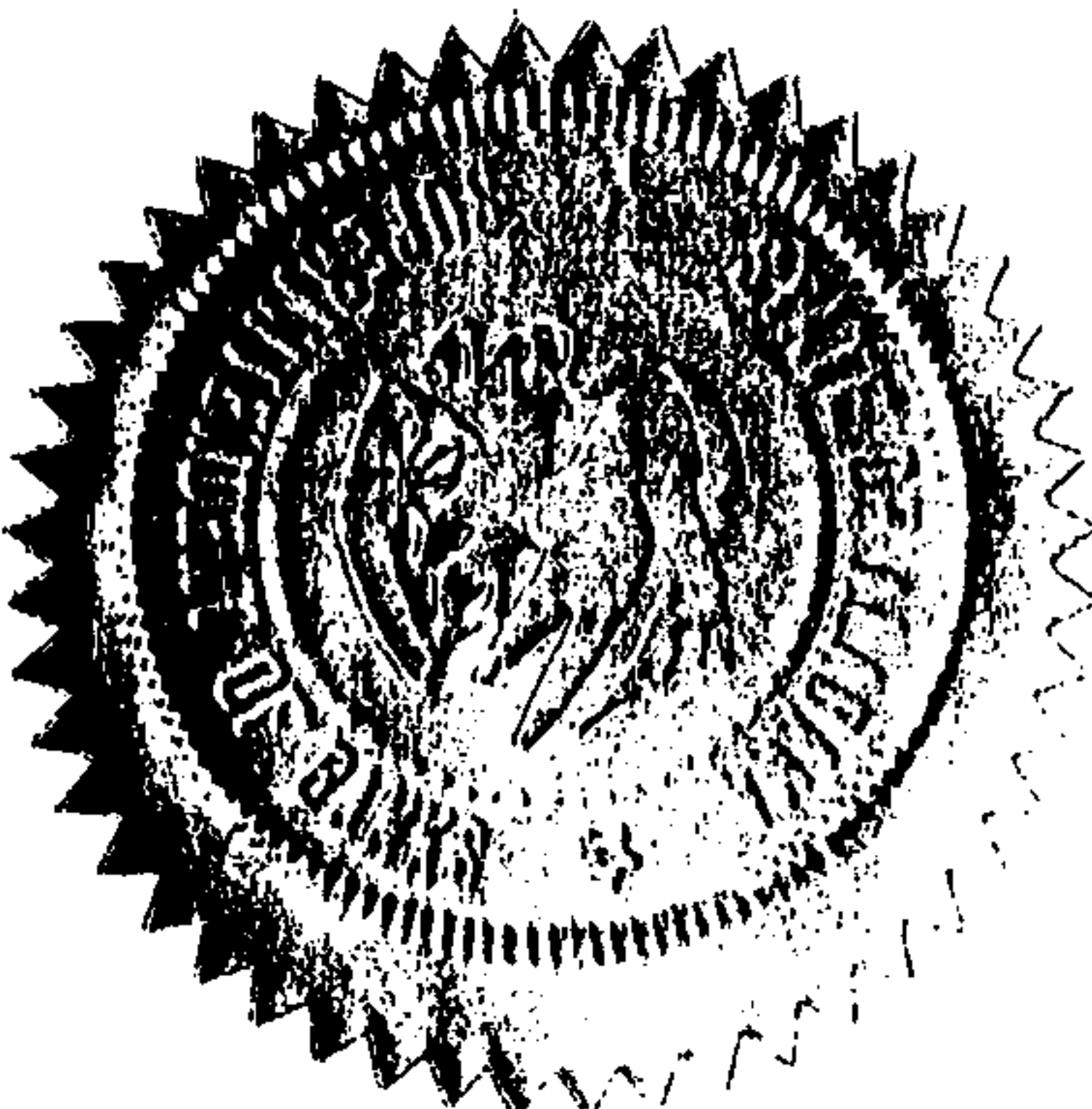
John D. Harrison
Superintendent of Banks

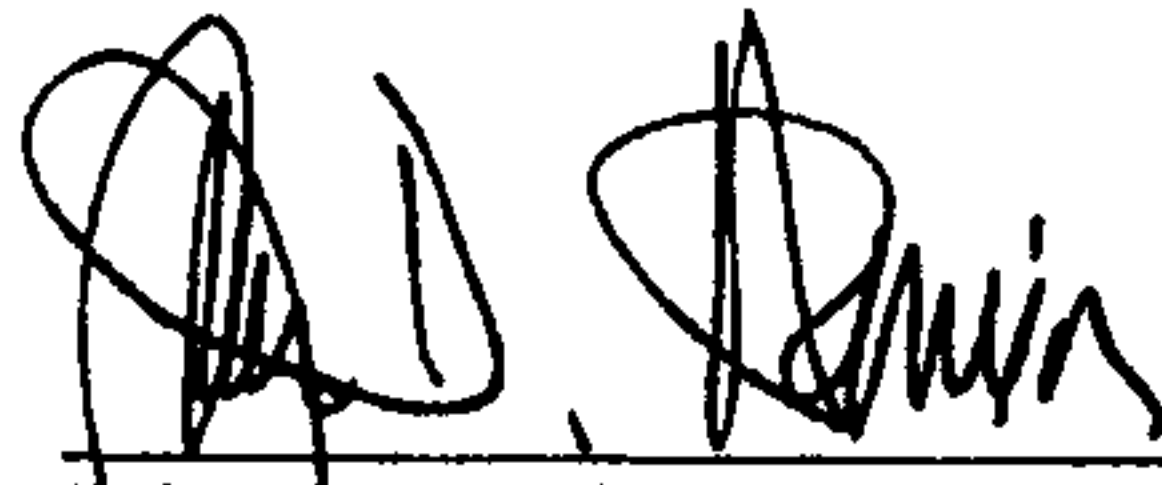
STATE OF ALABAMA
MONTGOMERY COUNTY

I, John D. Harrison, Superintendent of Banks, under my hand and official seal and pursuant to Section 5-8A-24, Code of Alabama, 1975, hereby appoint the Federal Deposit Insurance Corporation, as receiver to liquidate and distribute the assets of Colonial Bank, with its principal place of business being in Montgomery, Montgomery County, Alabama.

I further direct that this Certificate of Appointment is to be filed in the Office of the Superintendent of Banks and that a certified copy of this Certificate of Appointment is to be filed in the Office of the Judge of Probate of Montgomery County, Alabama.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the State Banking Department on this the 14th day of August, 2009.




John D. Harrison
Superintendent of Banks
State of Alabama

SBD-105

CENTER FOR COMMERCE • 401 ADAMS AVENUE • P.O. BOX 4600 • MONTGOMERY, AL 36103-4600
TELEPHONE (334) 242-3452 • FAX (334) 242-3500 OR BUREAU OF LOANS (334) 353-5961



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20091020000394600 1/3 \$17.00
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FDIC

Division of Resolutions and Receiverships
Dallas Regional Office
1601 Bryan Street
Dallas, Texas 75201

Telephone (214) 754-0098

August 14, 2009

John D. Harrison
Superintendent of Banks
State of Alabama
State Banking Department
401 Adams Ave., Suite 680
Montgomery, AL 36104

**Subject: Colonial Bank
Montgomery, Alabama— In Receivership
Acceptance of Appointment as Receiver**

Dear Sir or Madam:

Please be advised that the Federal Deposit Insurance Corporation accepts its appointment as Receiver of the captioned depository institution, in accordance with the Federal Deposit Insurance Act, as amended.

Sincerely,

FEDERAL DEPOSIT INSURANCE CORPORATION

By: _____

**Robert C. Schoppe
Receiver-in-Charge**

H.01.b LDCMFI/Accept Appointment as Receiver.doc

04/08



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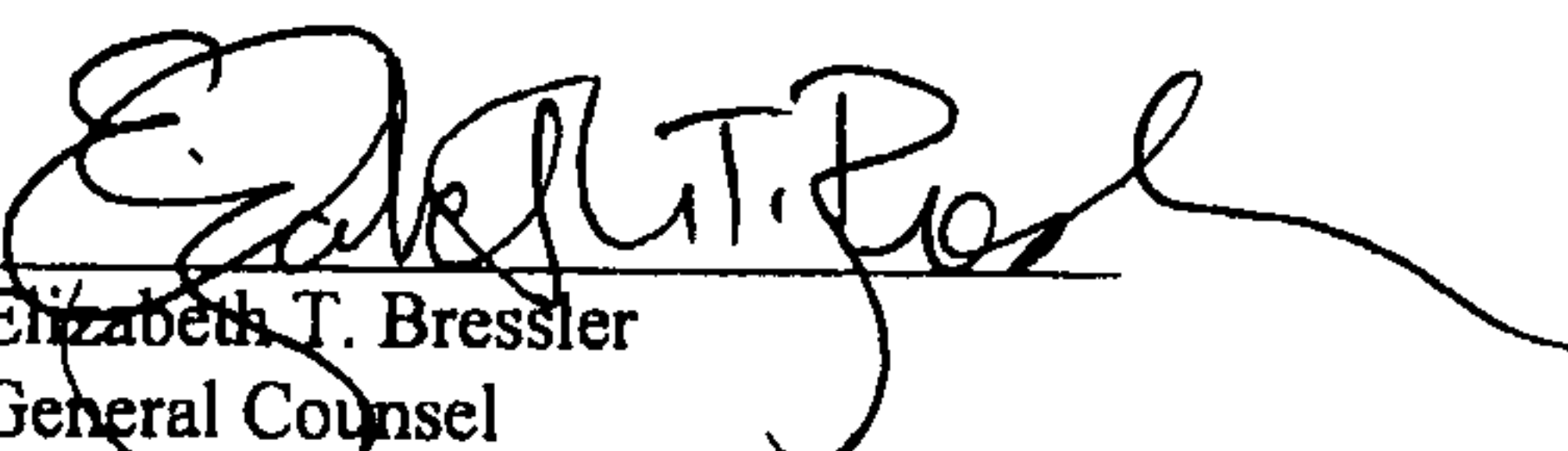
STATE OF ALABAMA
STATE BANKING DEPARTMENT



TO WHOM IT MAY CONCERN:

I hereby certify that the attached is a true and correct copy of the Superintendent's certificate appointing the Federal Deposit Insurance Corporation as receiver to liquidate and distribute the assets of Colonial Bank, with its principal place of business being in Montgomery, Montgomery County, Alabama.

Given under my hand this the 17th day of August 2009.

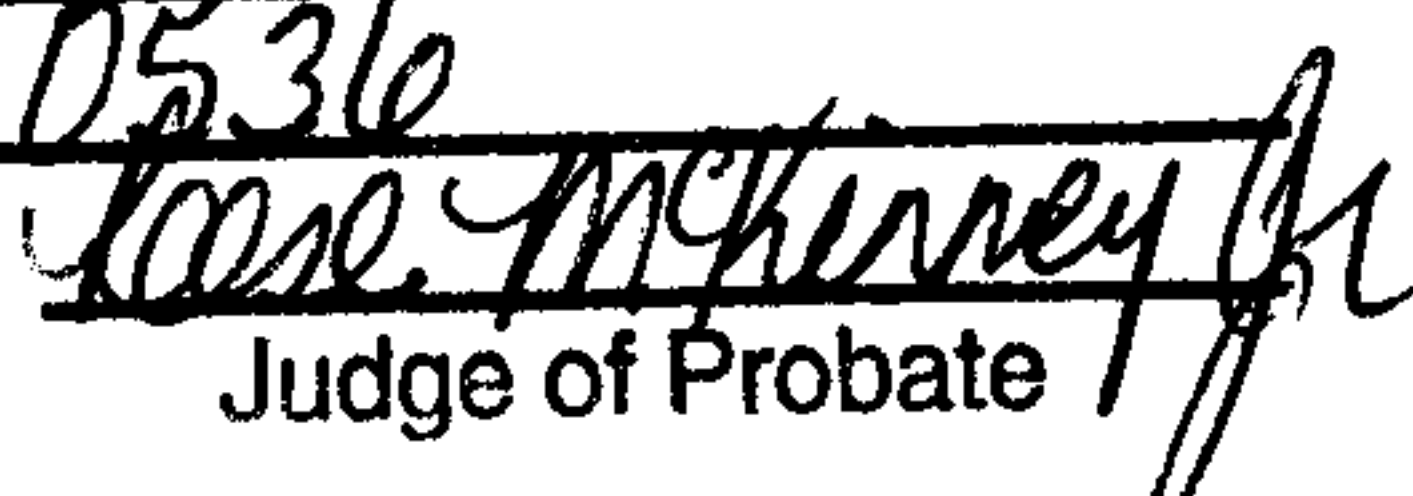

Elizabeth T. Bressler
General Counsel
State of Alabama
State Banking Department

CERTIFIED COPY

I hereby certify this document was filed in
Montgomery County, Alabama on 8/17/09 in

Book RLPY 03936

Page 0534-0536


Reese McKinney Jr.
Judge of Probate



STATE OF ALA
MONTGOMERY CO.
I CERTIFY THIS INSTRUMENT
WAS FILED ON
RLPY 03936 PG 0534-0536 2009 Aug 17
09:53AM
REESE MCKINNEY JR.
JUDGE OF PROBATE

INDEX	\$5.00
REC FEE	\$7.50
CERT	\$1.00
CASH TOTAL	\$13.50
107133	Clerk: SHAUNTE 09:54AM

SBD-107

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