


THIS INSTRUMENT PREPARED BY,  
AND AFTER RECORDING RETURN TO:

Otterbourg, Steindler, Houston & Rosen, P.C.  
230 Park Avenue  
New York, New York 10169  
Attention: Daniel P. Greenstein, Esq.

  
20110509000138050 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
05/09/2011 09:08:19 AM FILED/CERT

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**MORTGAGE AFFIDAVIT**  
**RE: MERGER AND NAME AND ADDRESS CHANGE**

COMMONWEALTH OF MASSACHUSETTS)

) ss.

COUNTY OF SUFFOLK )

**BEFORE ME**, the undersigned Notary Public personally appeared this date Brent E. Shay (**Affiant**) who being by me first duly sworn, deposes and says the following:

1. Affiant is an Authorized Signatory of **WELLS FARGO BANK, NATIONAL ASSOCIATION**, a national banking association (the "**Bank**"), and in such capacity is familiar with the Bank's affairs.
2. The Bank is successor by merger to **WACHOVIA BANK, NATIONAL ASSOCIATION**, a national banking association ("**Wachovia Bank**"), pursuant to a Certificate of Merger effective March 20, 2010 filed in and accepted by the Office of the Comptroller of the Currency.
3. By operation of law resulting from such merger, the Bank, acting as Administrative Agent and Collateral Agent, is the successor owner and holder of certain mortgage interests within Shelby County, Alabama, held of record in the name of Wachovia Bank, as Administrative Agent and Collateral Agent, as mortgagee, as recorded as Instrument Number 20050627000316630, of the Office of the Judge of Probate of Shelby County, Alabama, as modified and amended from time to time (the "**Mortgage**").
4. Notice is hereby given that the name and address of the secured party contained in Section 10.02(b) of the Mortgage, after giving effect to the foregoing merger, is as follows:

Name and Address of Secured Party:

Wells Fargo Bank, National Association, as administrative agent and co-collateral  
agent for the Lenders  
One Boston Place, 18<sup>th</sup> Floor  
Boston, Massachusetts 02108

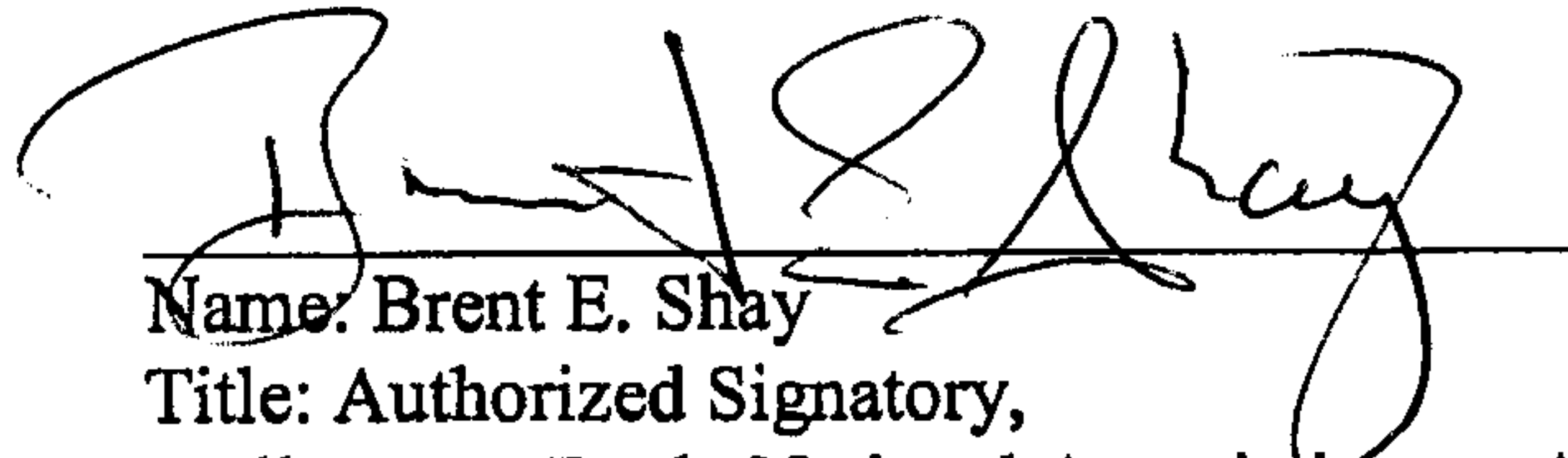
5. This Affidavit is made for the purpose of evidencing as a matter of public record that the Bank, as Administrative Agent and Co-Collateral Agent, is the lawful successor in interest to Wachovia Bank, as Administrative Agent and Collateral Agent, as mortgagee under the Mortgage and give notice of its address change.

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**IN WITNESS WHEREOF**, Affiant has executed this Mortgage Affidavit re: Merger and Name and Address Change as of the 18th day of March, 2011 for the purposes hereinabove set forth.

  
Name: Brent E. Shay  
Title: Authorized Signatory,  
Wells Fargo Bank, National Association, as Administrative  
Agent and Co-Collateral Agent

COMMONWEALTH OF MASSACHUSETTS )

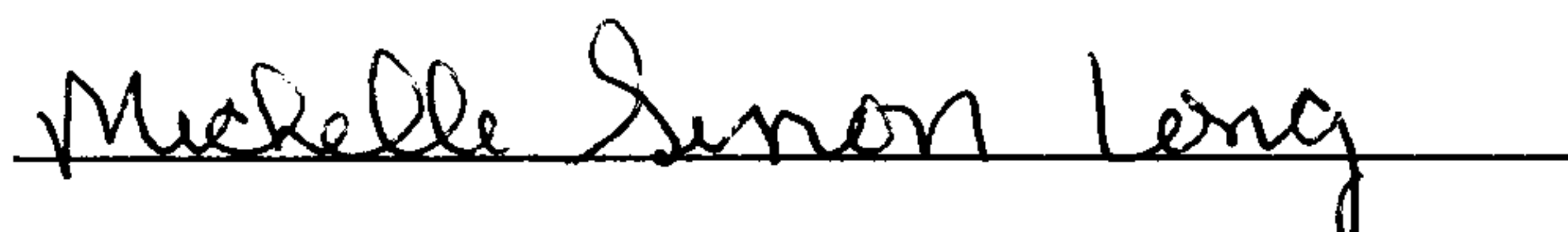
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SUFFOLK COUNTY )

  
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I, the undersigned, a notary public in and for said county in said state, hereby certify that Brent E. Shay, whose name as Authorized Signatory of Wells Fargo Bank, National Association, a national banking association, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he, as such authorized signatory and with full authority, executed the same voluntarily for and as the act of said national banking association.

Given under my hand and official seal this 18 day of April, 2011.

  
Notary Public

[NOTARIAL SEAL]

My commission expires: 10/27/11

