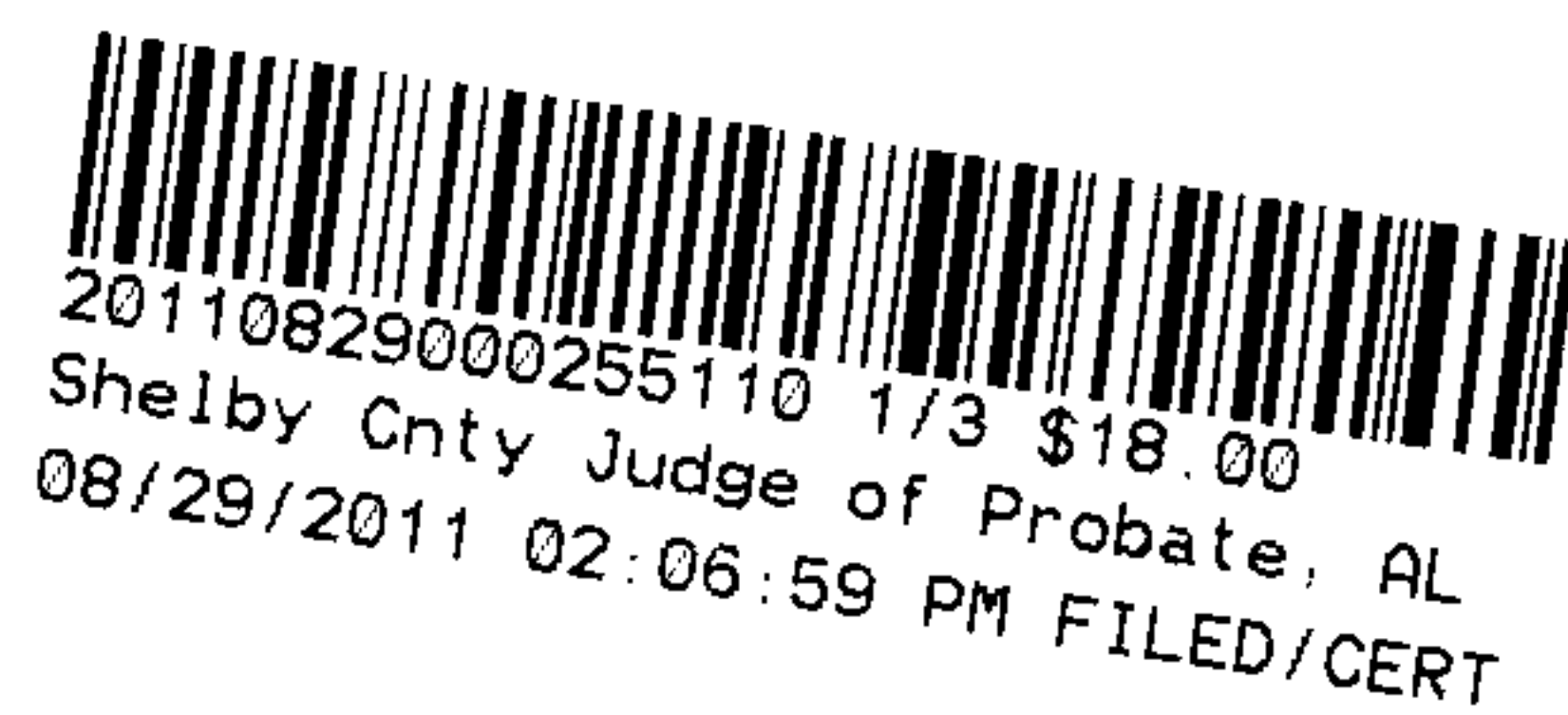


Prepared by and return to:
C Brown
Brown & Associates
10592-A Fuqua PMB 426
Houston, TX 77089
Phone: 713-941-4928

In the State of AL
County of SHELBY



LOST ASSIGNMENT AFFIDAVIT

RE: CHRISTOPHER RASCO AND CRYSTAL RASCO, HUSBAND AND WIFE

Security Recorded: as Instrument No. **20040528000286580**

Assignor: **WILMINGTON FINANCE, A DIVISION OF AIG FEDERAL SAVINGS BANK**

Assignee: **The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3**

Loan: 14248793

THIS LOST ASSIGNMENT AFFIDAVIT (this "Agreement") is made effective as of 7/28/2011 by Vicki Cumbie, Assistant Vice President of Litton Loan Servicing LP attorney in fact for The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3 (hereinafter "Affiant")

WITNESSETH

WHEREAS, The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3 is the beneficial owner and holds all of the right, title and interest in, to and under the security instrument:

WHEREAS, an Assignment of Mortgage is used to memorialize the transfer of interest to the beneficial owner, or to a predecessor in interest, and is customarily caused to be recorded in the office of the County Recorder of the county wherein subject property is located. However, in this instance, the Assignment of the beneficial interest of the security instrument (the "Assignment"), as herein defined, was not recorded in the office of the County Recorder of SHELBY County, AL wherein the subject property is located.

NOW THEREFORE, Litton Loan Servicing LP represents, warrants and covenants as follows:

1. The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3's Representations.


(a) That Vicki Cumbie is Assistant Vice President of Litton Loan Servicing LP attorney in fact for The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3 and has the power and authority to enter into this Agreement and to execute same on behalf of The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3;

(b) That as of the date hereof, The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3 is the beneficial owner of the loan evidenced by that certain security dated 5/27/2004 in the original principal amount of \$37,500.00 executed by CHRISTOPHER RASCO AND CRYSTAL RASCO, HUSBAND AND WIFE, (the "Borrower"), payable to the order of WILMINGTON FINANCE, A DIVISION OF AIG FEDERAL SAVINGS BANK, and secured by that certain security instrument recorded in the Official Public Records of SHELBY County, AL as Instrument No. **20040528000286580**

Property Address: 104 Heather Lane, Pelham, AL 35124
Parcel: 13-6-23-4-002-004.000

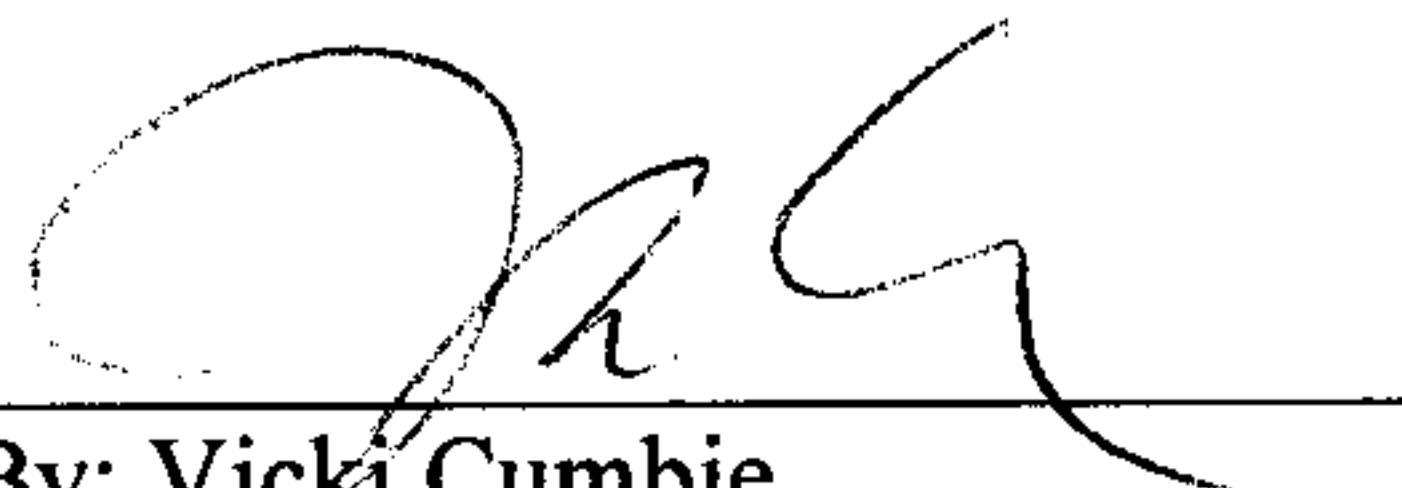
(c) That the interest in the above referenced lien was delivered by the beneficial owner's predecessor in interest to The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3, but an assignment of lien has not been located despite diligent effort to do so;

2. Successors and Assigns. This Agreement shall be binding on The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3, its representatives, successors and assigns.


20110829000255110 2/3 \$18.00
Shelby Cnty Judge of Probate: AL
08/29/2011 02:06:59 PM FILED/CERT

DATED: 08/10/ 2011

The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3 by and through its attorney in fact, Litton Loan Servicing, LP


By: Vicki Cumbie
Title: Assistant Vice President


ACKNOWLEDGMENT

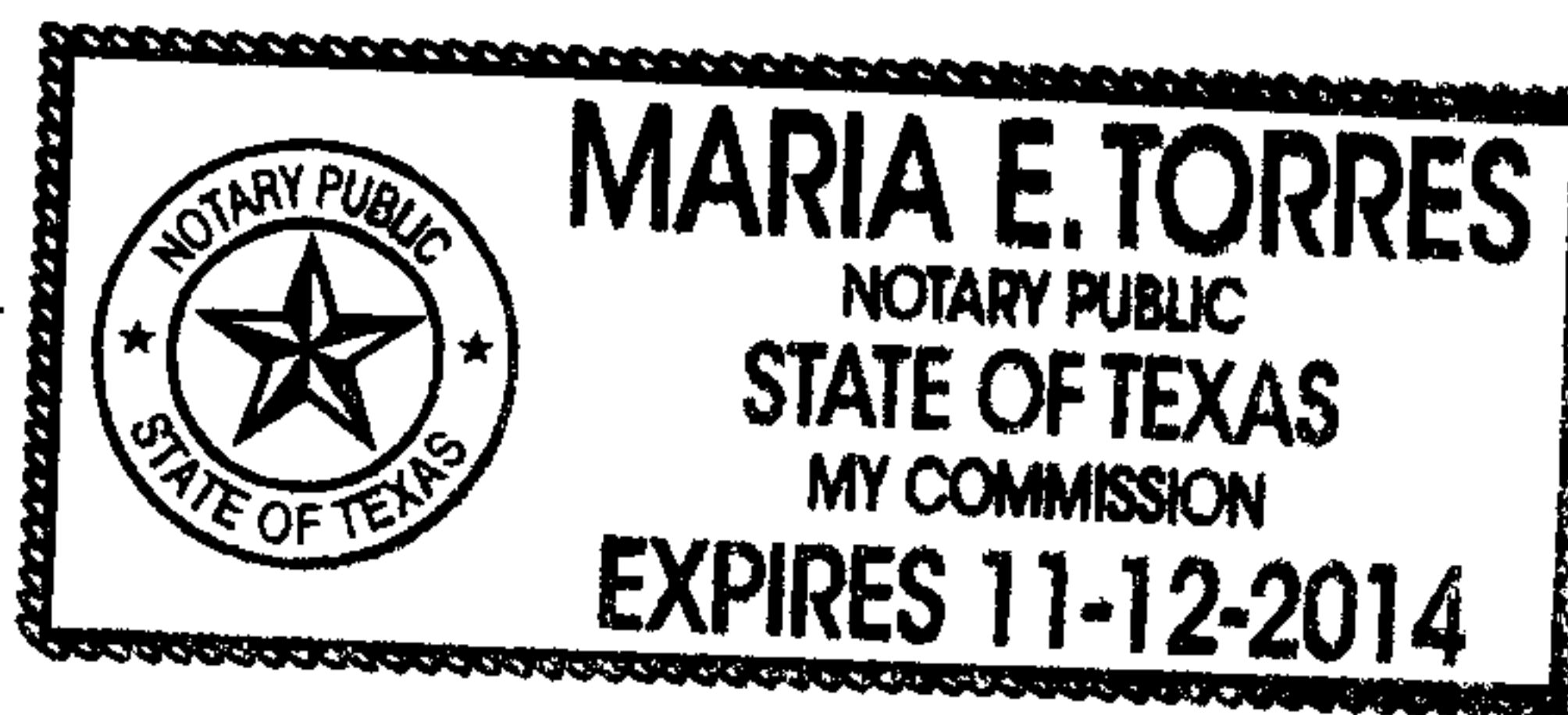
STATE OF TEXAS

COUNTY OF HARRIS


This instrument was acknowledged before me on 08/10/2011 by Vicki Cumbie, Assistant Vice President of Litton Loan Servicing LP, a Delaware Limited Partnership, attorney in fact for The Bank of New York Mellon Trust Company, N.A. f/k/a The Bank of New York Trust Company, N.A., as successor-in-interest to JPMorgan Chase Bank, National Association, f/k/a JPMorgan Chase Bank, as trustee - SURF 2004-BC3, on behalf of said corporation.

Subscribe to and sworn before me by Vicki Cumbie on August 10, 2011.


Notary Public, State of TEXAS
My Commission Expires: 11-12-2014



Holders Address:
C/O 4828 Loop Central Drive
Houston, TX 77081


20110829000255110 3/3 \$18.00
Shelby Cnty Judge of Probate, AL
08/29/2011 02:06:59 PM FILED/CERT