

STATE OF MISSOURI  
COUNTY OF SAINT CHARLES

**LOST ASSIGNMENT AFFIDAVIT**

LN: 2002281275  
I, the undersigned affiant, being duly sworn, under penalty of perjury depose and state as follows:

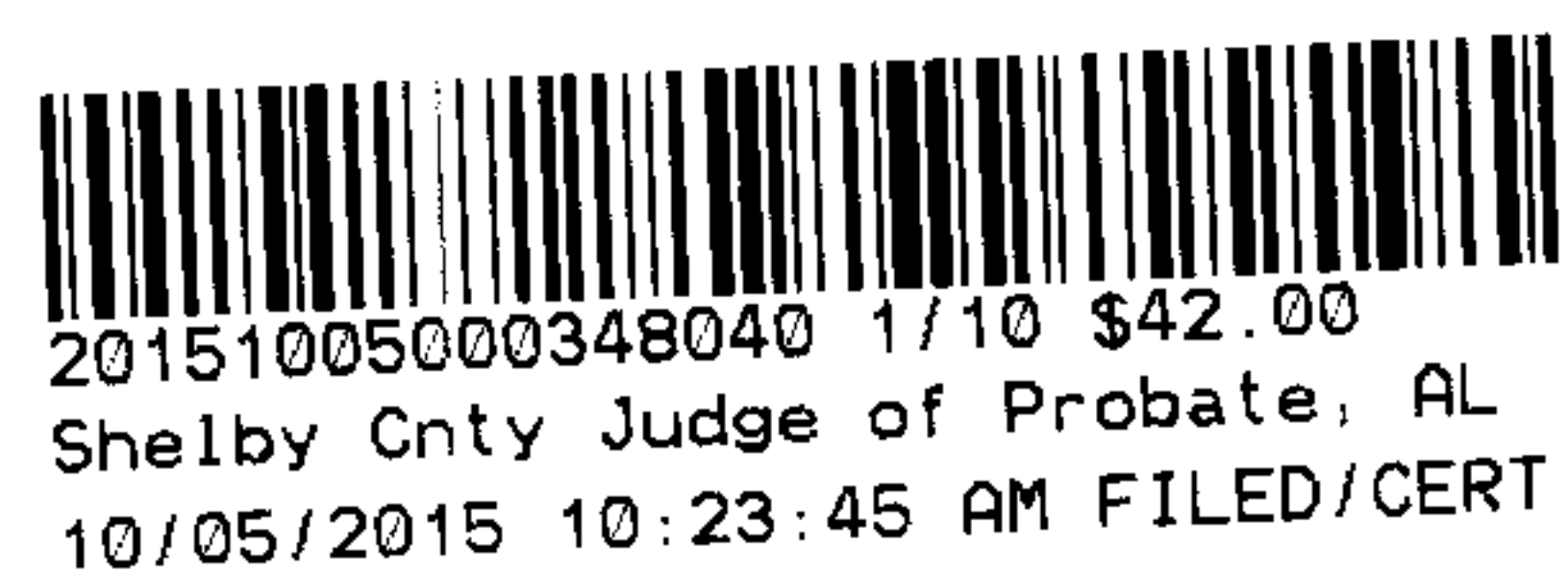
1. I, Tom Echterhoff, am employed by CitiMortgage, Inc. as a(n) Assistant Vice President. In that capacity, I am authorized to execute this Lost Assignment Affidavit (this "Affidavit") on behalf of CitiMortgage, Inc. The statements made in this Affidavit are based on my personal knowledge obtained through my review of business records that are kept by CitiMortgage, Inc., in the normal course of business.

2. I am over the age of 18 and competent to verify the information contained herein.

3. For convenience, the following party or parties listed on the Note are referred to herein as "Borrower": CARL L. MILLER AND KIMBERLY M. MILLER. To evidence and secure a residential mortgage loan (the "Loan"), the Borrower executed a promissory note (the "Note") payable to the order of COATS & CO., INC. (the "Original Lender"), dated 12/17/2004, in the amount of \$185,000.00 secured by a Mortgage recorded on 12/22/2004 in the office of the County clerk of Shelby County, ALABAMA, DOCUMENT NO: 20041222000698040 (the "Mortgage").

4. COATS & CO., INC. transferred the Mortgage in favor of ABN AMRO MORTGAGE GROUP, INC. but the original assignment instrument (the "Missing Assignment") that evidenced the assignment of the Mortgage could not be located in the business records of CitiMortgage, Inc.

5. By merger on 9/1/2007 evidenced by the attached merger certificate attached



as a Exhibit B, ABN AMRO Mortgage Group, Inc. merged into CitiMortgage, Inc.

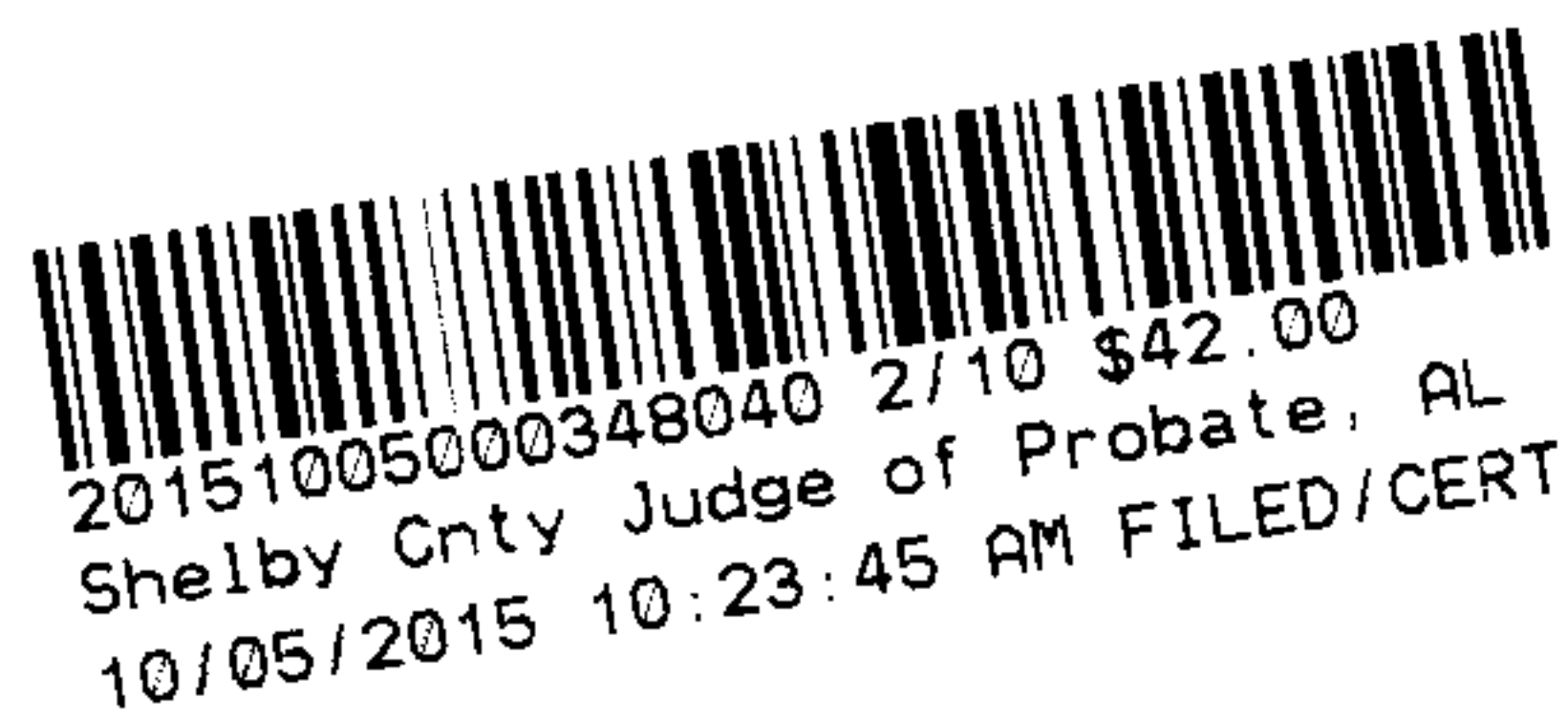
thereby legally transferring ownership of the Note and Mortgage to CitiMortgage, Inc.

6. CitiMortgage, Inc. is the servicer of the Loan. I have access to the business records of CitiMortgage, Inc. concerning the Loan.

7. CitiMortgage, Inc.'s regular business practice is to store the originals or copies of the recorded mortgages, deeds of trust, and assignments thereof in collateral files.

8. After a good faith thorough and diligent manual search of the hard copy collateral file pertaining to the Loan, the executed original of the Missing Assignment was not located.

9. Attached as Exhibit A is a true and correct copy of the Missing Assignment based on CitiMortgage, Inc.'s business records.



AFFIANT

T. Echterhoff

Name Tom Echterhoff

Company CitiMortgage, Inc.

Title Assistant Vice President

Date 6/22/15

Jennifer Sare

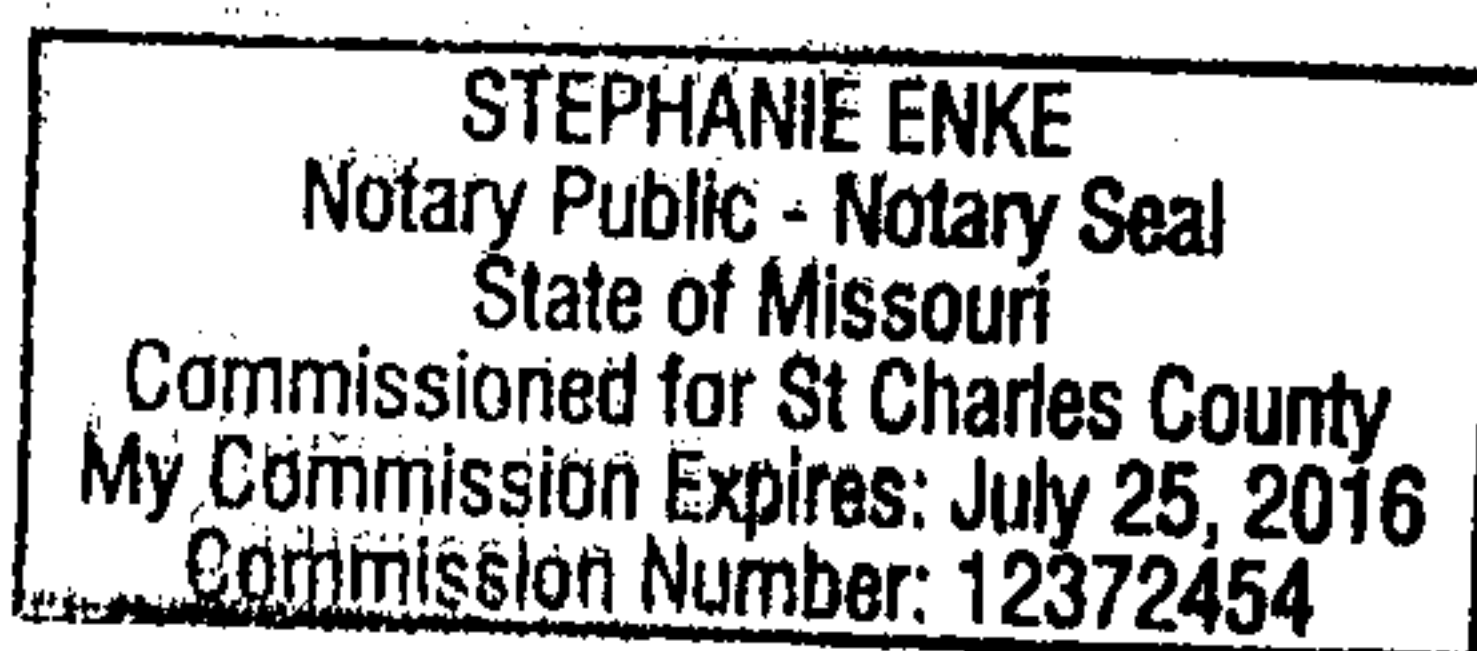
Witness: Jennifer Sare

Vicki Thomas

Witness: Vicki Thomas

STATE OF MISSOURI, ST. CHARLES COUNTY

On 6-22-15 before me, the undersigned, a notary public in and for said state, personally appeared Tom Echterhoff, Assistant Vice President of CitiMortgage, Inc. personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he/she executed the same in his/her capacity, and that by his/her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.



Stephanie Enke

Notary Public

Commission Expires: July 25, 2016

Prepared By:

Jennifer Sare

CitiMortgage, Inc.

1000 Technology Drive, MS 321

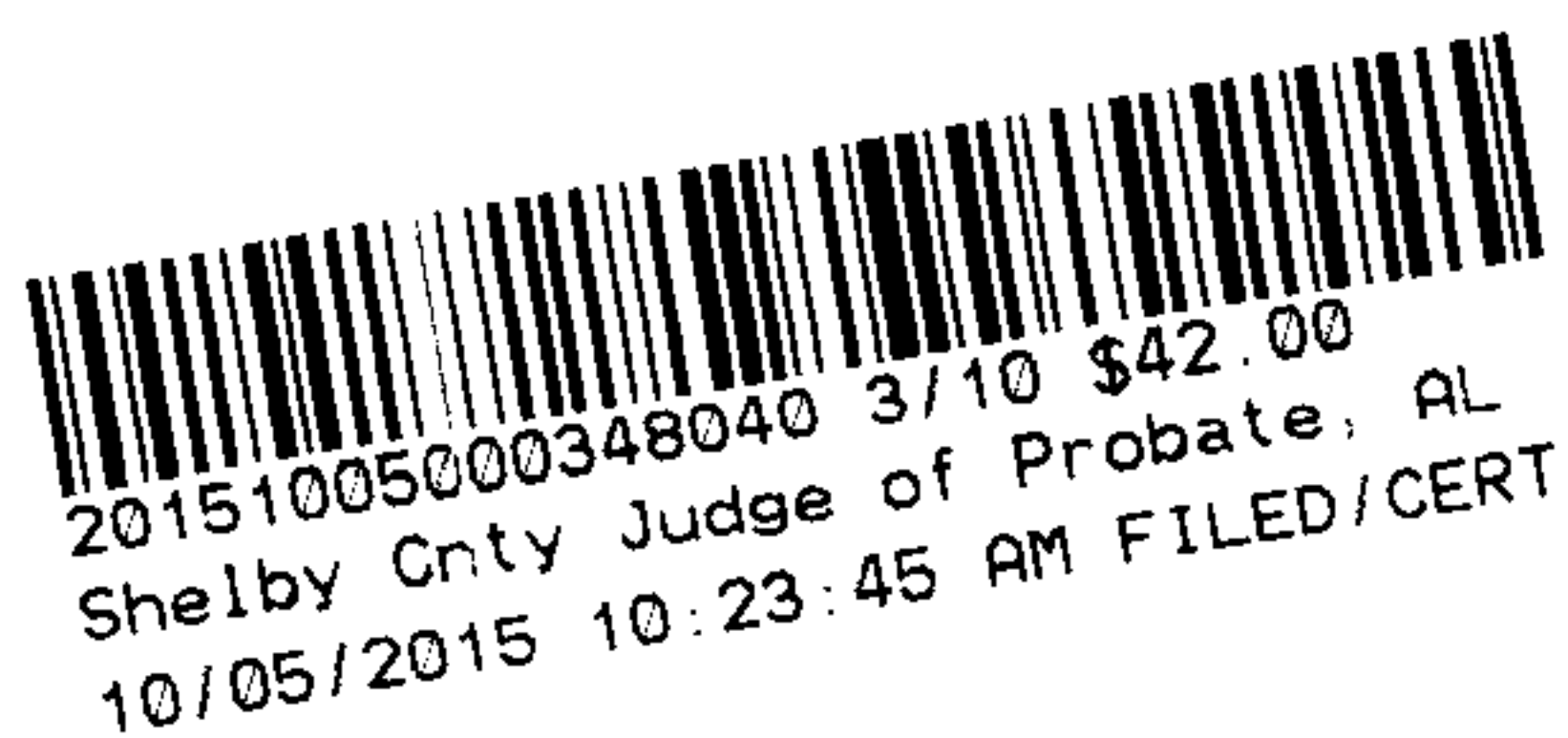
O'Fallon, MO 63368-2240

Return to:

CitiMortgage, Inc.

1000 Technology Drive, MS 321

O'Fallon, MO 63368-2240





## TRANSFER AND ASSIGNMENT

STATE OF Alabama )  
COUNTY OF Shelby )

FOR VALUE RECEIVED, the undersigned COATS & CO., INC. does hereby grant, bargain, sell, convey, assign and deliver unto CitiMortgage, Inc., its successors and assigns, those certain mortgages hereinafter more particularly described, and filed as indicated below, together with debts thereby secured, the notes therein described and all its interest in and to the lands and properties conveyed by said mortgages, viz:

NAMES(S) OF MORTGAGOR	BOOK	PAGE	COUNTY	STATE
Carl L. Miller and spouse, Kimberly H. Miller			Shelby	Alabama

THIS TRANSFER AND ASSIGNMENT IS without recourse upon the undersigned.

TO HAVE AND TO HOLD unto the said CitiMortgage, Inc., its successors and assigns, forever.

IN WITNESS WHEREOF, the said Coats & Co., Inc., as owner of said mortgages has caused these presents to be executed this the 17th day of December, 2004.

COATS & CO., INC.

BY: *R. B. Coats, III*  
R. B. COATS, III PRESIDENT

ATTESTED BY: *Debbie Borener*

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned authority, a Notary Public, in and for said county, in said state, hereby certify that R. B. Coats, III, who is President of Coats & Co., Inc., 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 the conveyance, he as such officer with full authority, executed same voluntarily for and as the act of Coats & Co., Inc..

GIVEN UNDER MY HAND AND OFFICIAL SEAL this the 17th day of December, 2004.

*Debbie Lynn Coats*  
Notary Public

My Commission expires: 9-11-26

THIS INSTRUMENT WAS PREPARED BY:  
COATS & CO., INC.  
2000-B SOUTHBRIDGE PARKWAY, SUITE 150  
BIRMINGHAM, ALABAMA 35209


  
20151005000348040 4/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
10/05/2015 10:23:45 AM FILED/CERT

EXHIBIT B

***STATE OF NEW YORK***

***DEPARTMENT OF STATE***

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.



WITNESS my hand and official seal of the  
Department of State, at the City of Albany, on  
September 4, 2007.

A handwritten signature in black ink that reads "Paul LaPointe". The signature is written in a cursive, flowing style.

Paul LaPointe  
Special Deputy Secretary of State

A standard 1D barcode with vertical black bars of varying widths on a white background.

20151005000348040 5/10 \$42.00  
Shelby Cnty Judge of Probate, AL  
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CT-07

CERTIFICATE OF MERGER

of

ABN AMRO MORTGAGE GROUP, INC.

into

CITIMORTGAGE, INC.

Under Section 904 of the Business Corporation Law

It is hereby certified, on behalf of each of the constituent corporations herein named, as follows:

FIRST: The Board of Directors of each of the constituent corporations has duly adopted an agreement and plan of merger (the "Plan of Merger") setting forth the terms and conditions of the merger of said corporations.

SECOND: The name of the domestic constituent corporation, which is to be the surviving corporation (hereinafter sometimes referred to as the "surviving constituent corporation"), is CITIMORTGAGE, INC. The name under which the surviving constituent corporation was formed is BT International Trading Corporation. The date upon which its certificate of incorporation was originally filed by the Department of State is May 7, 1984.

THIRD: The name of the foreign constituent corporation, which is being merged into the surviving constituent corporation (hereinafter sometimes referred to as the "merged constituent corporation"), is ABN AMRO MORTGAGE GROUP, INC. and the name under which it was formed is Cragin Financial Corp. The jurisdiction of its incorporation is Delaware and the date of its incorporation therein is January 3, 1991.

FOURTH: An Application for Authority in the State of New York of the merged constituent corporation to transact business as a foreign corporation was not filed with the Department of State of the State of New York.

FIFTH: As to each constituent corporation, the Plan of Merger sets forth the designation and number of outstanding shares of each class and series (which number is not subject to change), the specification of the classes and series entitled to vote on the Plan of Merger, and the specification of each class and series entitled to vote as a class on the Plan of Merger, as follows:

CITIMORTGAGE, INC.

Designation of each outstanding class and	Number of outstanding shares of	Designation of class and series entitled to	Classes and series entitled to vote as a
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Shelby Cnty Judge of Probate, AL  
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series of shares	each class	vote	class
Common Stock, par value \$1.00 per share	1,000 shares	Common Stock, par value \$1.00 per share	N/A

**ABN AMRO MORTGAGE GROUP, INC.**


Designation of each outstanding class and series of shares	Number of outstanding shares of each class	Designation of class and series entitled to vote	Classes and series entitled to vote as a class
Common Stock, par value \$.01 per share	100 shares	Common Stock, par value \$.01 per share	N/A

**SIXTH:** The merger herein certified was authorized in respect of the surviving constituent corporation by the written consent of the sole stockholder of the corporation which has been given in accordance with section 615 of the Business Corporation Law of the State of New York. Written notice has been given as and to the extent required by the said section 615.

**SEVENTH:** The merger herein certified was permitted by and in compliance with the General Corporation Law of the State of Delaware.

**EIGHTH:** The Amended and Restated Certificate of Incorporation of the Surviving Corporation shall be its Certificate of Incorporation.

**NINTH:** The effective date of the merger herein certified, insofar as the provisions of the Business Corporation Law of the State of New York govern such effective date, shall be the 1st day of September, 2007.

  
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IN WITNESS WHEREOF, the undersigned duly authorized officers of the surviving constituent corporation and the merged constituent corporation hereunto set their hands this 21 day of August, 2007.

CITIMORTGAGE, INC.

BY: W.P. Beckmann  
Name: William P. Beckmann  
Title: President

ABN AMRO MORTGAGE GROUP, INC.

BY: W.P. Beckmann  
Name: William P. Beckmann  
Title: President

  
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CERTIFICATE OF MERGER

OF

ABN AMRO MORTGAGE GROUP, INC.

INTO

CITIMORTGAGE, INC.

2007 AUG 31 AM 11:12

Under Section 904 of the Business Corporation Law.

Filed by: Donna Englert  
(Name)  
PO Box 790104  
(Mailing address)  
St Louis MO 63179  
(City, State and Zip code)

CST ref# 702078my

1cc  
STATE OF NEW YORK  
DEPARTMENT OF STATE  
FILED AUG 31 2007  
TAXS  
BY: BZ  
NY

DOWN

14:12 PM AUG 29 2007

RECEIVED

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**Exhibit C**

**Legal Description**

Lot 252, according to the Survey of Yellowleaf Ridge Estates, Second Sector, as recorded in Map Book 21 page 93 A, B and C, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

This is a purchase money mortgage.



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