

Prepared by:

*J Summers*

# 94028871 ASSIGNMENT OF MORTGAGE

**THE MONEY STORE/INDIANA, INC.**, an Indiana Corporation, "ASSIGNOR"  
3003 E. 98th STREET SUITE 151  
INDIANAPOLIS, County of MARION, State of Indiana 46280

for the Sum of **One Dollar (\$1.00)** and other good and valuable consideration, receipt of which is hereby acknowledged, hereby assigns to

The Bank of New York, as Trustee under the Pooling and Servicing Agreement dated as of January 31, 1994, Series 1994-A

a certain Mortgage dated **January 28, 1994**, made by

**AUBREY S DAVIS AND JOAN M DAVIS HUSBAND AND WIFE**

on lands in the **CITY OF GARY**, in the County of **LAKE**, State of **Indiana**, commonly known as **7640 HEMLOCK** being also known as Block , Lot on the Tax Map of the **CITY OF GARY**.

The above Mortgage secures the Sum of **One Hundred Twenty Thousand Dollars & No/100 (\$120,000.00)** and is recorded in Book Page , Instrument # *94009542* in the Deed Drawer in the Office of the Recorder of the County of **LAKE**.

ASSIGNOR also assigns to ASSIGNEE the Note, Bond or other evidence of obligation that is described in the Mortgage, together with money due and to grow due thereon, with interest. ASSIGNEE shall have the right to hold the same forever, subject only to the limitations contained in the Mortgage and the Note, Bond or other evidence of obligation.

ASSIGNOR further constitutes and appoints the ASSIGNEE as its true and lawful attorney, in the ASSIGNOR'S name, place and stead, but at ASSIGNEE'S cost and expense, to take, have and use all lawful ways and means for the recovery of all money and interest due on the Note, Bond or other evidence of obligation. Upon payment, the ASSIGNEE may discharge the obligation as fully as the ASSIGNOR might do if acting on its own behalf. This power of attorney is irrevocable in law or in equity.

THE ASSIGNOR covenants that there is due and owing on the Mortgage and Note, Bond or other evidence of obligation secured by the Mortgage, the Sum of **One Hundred Twenty Thousand Dollars & No/100 (\$120,000.00)** in principal, together with interest at the rate stated in the Note from **February 2, 1994**, with no set-offs, defenses or counterclaims against the same, in law or equity, nor have there been any modifications or other changes in the terms thereof, unless stated herein.

REFERENCE to any party, person, corporation or entity by use of a particular gender, plural or singular number, is intended to mean the appropriate gender or number within the context of the instrument as required.

**IN WITNESS WHEREOF**, the said Assignor has hereunto set his hand and seal or caused these presents to be signed by its proper corporate officers and its corporate seal to be hereto affixed this **28th day of January, 1994**.

Signed, Sealed and Delivered  
in the presence of  
or Attested by

**THE MONEY STORE/INDIANA INC.**

*Jennifer Summers*  
**JENNIFER SUMMERS**  
**SECRETARY**

*Mark McCool*  
**MARK McCOOL**  
**MANAGER**

State of Indiana, County of MARION } SS.:

On **January 28, 1994**, before me, the subscriber, personally appeared **JENNIFER SUMMERS** who, being by me duly sworn on her oath, deposes and makes proof to my satisfaction that she is the **SECRETARY** of **The Money Store/Indiana, Inc.**, the Corporation named in the within Instrument; that **MARK McCOOL** is the **MANAGER** of said Corporation; that the execution, as well as the making of this Instrument, has been duly authorized by a proper resolution of the Board of Directors of the said Corporation; that deponent well knows the corporate seal of said Corporation; and that the seal affixed to said Instrument is the proper corporate seal and was thereto affixed and said Instrument signed and delivered by said **MANAGER** as and for the voluntary act and deed of said Corporation, in presence of deponent, who thereupon subscribed her name thereto as attesting witness.

Sworn to and subscribed before me,  
the date aforesaid, My Commission Expires:

*Rhonda A. Ford*  
**Rhonda A. Ford** Notary Public

*Jennifer Summers*  
**JENNIFER SUMMERS**  
**SECRETARY**

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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD  
APR 18 8 39 AM '94  
S.A.M.  
RECORDER

