

ASSIGNMENT OF NOTE AND SECURITY

STATE OF ALABAMA
SHELBY COUNTY

LOAN NUMBER CDC-9335703000-BIR

FOR VALUE RECEIVED, the undersigned hereby transfers, sets over, and assigns unto the SMALL BUSINESS ADMINISTRATION all of its right, title, and interest in and to the following:

Promissory Note, SBA Form 1505, dated this date, in the original principal amount of \$271,000.00, executed by CHARTER CREMATION SOCIETY, INCORPORATED in favor of the BIRMINGHAM CITY WIDE LOCAL DEVELOPMENT COMPANY.

Real Property Mortgage dated this date, executed by CHARTER CREMATION SOCIETY, INCORPORATED in favor of BIRMINGHAM CITY WIDE LOCAL DEVELOPMENT COMPANY, and filed for record on 8-4, 1997, as Instrument No. 1997-24402 in the Office of Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed and its seal affixed by its duly authorized officer this 29 day of July, 1997.

BIRMINGHAM CITY WIDE LOCAL DEVELOPMENT
COMPANY

BY: [Signature]
~~S. E. Neuhaus~~ (Its President)
Russell M. Cunningham ^{vic}

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned Notary Public, in and for said County, in said State, hereby certify that ~~S. E. Neuhaus~~ ^{Russell M. Cunningham}, whose name as ~~President~~ ^{vic} of BIRMINGHAM CITY WIDE LOCAL DEVELOPMENT COMPANY, an Alabama corporation, is signed to the foregoing Assignment of Note and Security, that he/she in his/her capacity as ~~President~~ ^{vic} of such corporation, with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this the 29 day of July, 1997

[Signature]
NOTARY PUBLIC
My Commission Expires: 6/17/99

THIS INSTRUMENT PREPARED BY:
William B. Hairston III
ENGEL, HAIRSTON & JOHANSON, P.C.
P.O. Box 370027
Birmingham, Alabama 35237
(205)328-4600

Inst # 1997-24403

08/04/1997-24403
12:17 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 8.50

Inst # 1997-24403