

2791

STATE OF ALABAMA

CLP 338165 30 02 BIR

COUNTY OF SHELBY

ASSIGNMENT OF NOTE AND SECURITY

FOR VALUE RECEIVED, the undersigned hereby transfers, sets over and assigns unto the Small Business Administration, an agency of the United States Government, pursuant to 15 U.S.C. §631 et seq. (hereinafter "SBA"), all of its right, title and interest in and to the following:

Promissory Note, SBA Form 147, bearing SBA Loan Number CLP 338165 30 02 BIR, dated March 9, 1989, in the original principal amount of \$556,800.00 executed by F. Richard Fogle, as President and attested by Jerry Busby, as Secretary on behalf of Enjoyment Unlimited, Inc. in favor of National Bank of Commerce, Birmingham, AL.

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Real Property Mortgage dated March 9, 1989, executed by Marguerite C. Busby and Don Busby in favor of National Bank of Commerce of Birmingham and filed for record on March 10, 1989, in Real Property Book 229, Page 804 et seq., in the Office of the Judge of Probate of Shelby County, Alabama.

Real Property Mortgage dated March 10, 1989, executed by Richard Fogle, as President and attested by Jerry Busby, as Secretary on behalf of Enjoyment Unlimited, Inc. and by Jerry Busby, Individually in favor of National Bank of Commerce of Birmingham and filed for record on March 10, 1989, in Real Property Book 229, Page 809 et seq., in the Office of the Judge of Probate of Shelby County, Alabama.

The undersigned warrants that the principal amount remaining unpaid on account of said Note is \$ 470,456.³⁶, plus accrued interest.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed and its seal affixed by its duly authorized officer, this 10th day of February, 1992.

(Bank's Seal)

NATIONAL BANK OF COMMERCE

ATTEST:

Lane Little

By,

William B. Harlan
Vice President

U.S. District Court

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned Notary Public in and for said County and State, do hereby certify that William G. Sanders, Jr., whose name as Vice President, of National Bank of Commerce is signed to the foregoing instrument, and who is known to me, acknowledged before me on this date that, being informed of the contents of the said instrument, he, as such officer and with full authority, did execute the same voluntarily for and as the act of the said National Bank of Commerce, on the date shown.

Given under my hand and official seal this 10th day of February, 1992.

Nancy Adams
Notary Public

My Commission Expires:

MY COMMISSION EXPIRES MAY 14, 1993
MY COMMISSION EXPIRES MAY 16, 1995

THIS INSTRUMENT PREPARED BY:

E. H. Bixler, IV.

Attorney Advisor

U. S. Small Business Administration

2121 8th Avenue North, Suite 200

Birmingham, Alabama 35203-2398

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

92 MAR 30 AM 11:13

CLERK OF PROBATE

1. Doc. Tax	\$	0.00
2. reg. tax	\$	0.00
3. Recording Fee	\$	5.00
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	0.00
6. Certified Fee	\$	1.00
Total	\$	9.00

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