

ASSIGNMENT OF NOTE AND SECURITY

STATE OF ALABAMA)
JEFFERSON COUNTY)

LOAN NUMBER CDC-5724423005-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 \$142,000.00, executed by YOUNG AND GRAVLEE PROPERTIES #2 OF BIRMINGHAM, ALABAMA and BIRMINGHAM DRIVE-IN #2, INC. in favor of the ALABAMA COMMUNITY DEVELOPMENT CORPORATION.

Real Property mortgage dated this date, executed by YOUNG AND GRAVLEE PROPERTIES #2 OF BIRMINGHAM, ALABAMA and BIRMINGHAM DRIVE-IN #2, INC. in favor of ALABAMA COMMUNITY DEVELOPMENT CORPORATION, and filed for record on 6-21, 1994, as Instrument # 1994-19728 in the Office of Judge of Probate of Shelby County, Alabama.

Assignment of Lease and Rents by Lessor dated this date, executed by YOUNG AND GRAVLEE PROPERTIES #2 OF BIRMINGHAM, ALABAMA and BIRMINGHAM DRIVE-IN #2, INC. in favor of ALABAMA COMMUNITY DEVELOPMENT CORPORATION, and filed for record on 6-21, 1994, as Instrument # 1994-19729 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 16th day of June, 1994.

ALABAMA COMMUNITY DEVELOPMENT CORPORATION

BY: Diane Roehrig
(Its President) Diane Roehrig

[ACKNOWLEDGEMENT ON NEXT PAGE]

Inst # 1994-19730

assign.not 4/28/94 4:07pm

06/21/1994-19730
11:26 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 HCD 11.00

Inst # 1994-19730

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned Notary Public, in and for said County, in said State, hereby certify that Diane Roehrig, whose name as President of ALABAMA COMMUNITY DEVELOPMENT CORPORATION, an Alabama corporation, is signed to the foregoing Assignment of Note and Security, that she in her capacity as President 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 16 day of June, 1994.

Kare Lea
NOTARY PUBLIC
My Commission Expires: 6/7/95 2/23/98

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

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