

✓ THIS INSTRUMENT WAS PREPARED BY:  
DOUGLAS L. KEY, ATTORNEY AT LAW  
POST OFFICE BOX 360345  
BIRMINGHAM, ALABAMA 35236

**ASSIGNMENT OF MORTGAGE**

STATE OF ALABAMA)  
SHELBY COUNTY)

1. That JOHNNY W. DAVIS and VERONICA DIANE DAVIS, the undersigned, of Shelby County, Alabama, are the present, legal and equitable owners and holders of a certain mortgage in the principal sum of One Million One Hundred Thousand (\$1,100,000.00) Dollars, dated the 9th day of June, 1995, and executed by DCMB HOLDING COMPANY, L.L.C. and duly recorded in the Office of the Judge of Probate of Shelby County, Alabama on June 14, 1995 in Instrument Number 1995-15461 and payable as follows:

Payable at the rate of 10.00% per annum in 119 monthly installments of \$9,653.19 due and payable on the 9th day of each month beginning July 9, 1995, with 1 final Balloon Payment of \$1,009,970.95 due and payable on June 9, 2005, as evidenced by that certain Real Estate Note executed by DCMB HOLDING COMPANY, L.L.C. and guaranteed by Bradley H. Byers, individually, and David F. Byers, Sr.

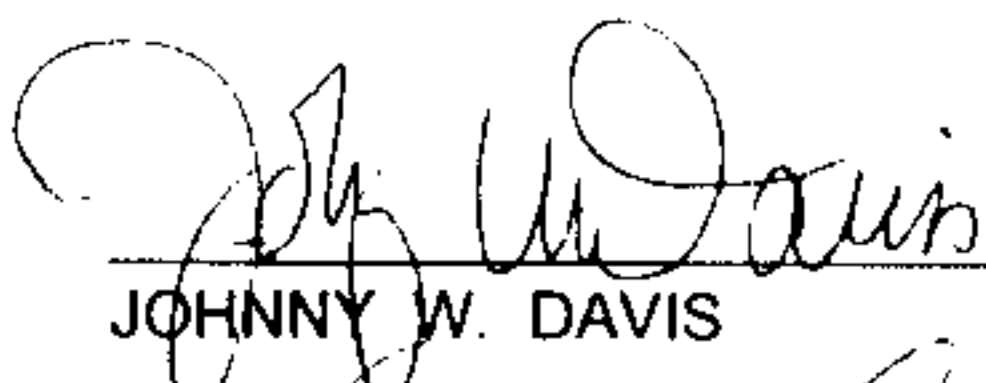
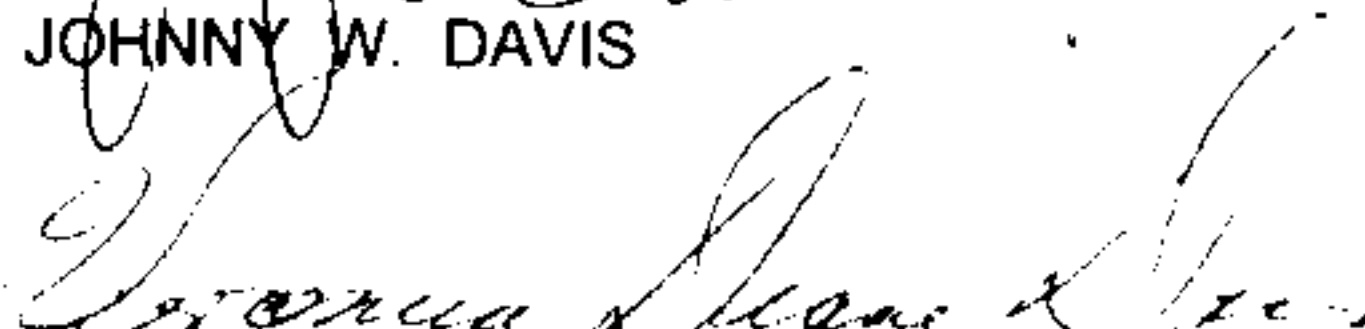
2. Transfer. For and in consideration of the transferee, FIRST BANK OF CHILDERSBURG, agreeing to make a line of credit loan to the transferors, JOHNNY W. DAVIS and VERONICA DIANE DAVIS in the sum of Six Hundred Thousand (\$600,000.00) Dollars and other good and valuable consideration paid to the undersigned by the Transferee, FIRST BANK OF CHILDERSBURG, the receipt of which is hereby acknowledged, the undersigned have transferred and assigned, granted and conveyed, and by these presents do hereby transfer and assign, grant and convey unto said FIRST BANK OF CHILDERSBURG, a state banking organization, of 120 8th Avenue S.W., Post Office Box 329, Childersburg, Alabama 35044, the above described mortgage held by the undersigned secured the payment thereof. There remains unpaid and due on said

Inst # 1996-35624

10/28/1996-35624  
09:24 AM CERTIFIED  
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002 MCD 11.00

mortgage an amount in the sum of One Million Ninety Two Thousand Eighty Seven and 15/100 (\$1,092,087.15) Dollars to JOHNNY W. DAVIS and VERONICA DIANE DAVIS.

Executed this 24TH day of OCTOBER, 1996.

  
JOHNNY W. DAVIS  
  
VERONICA DIANE DAVIS

STATE OF ALABAMA)  
SHELBY COUNTY)

I the undersigned, a Notary Public, hereby certify that Johnny W. Davis and Veronica Diane Davis whose names are signed to the foregoing and who are known to me, acknowledged before me on this day that, being informed of the contents hereinabove, they have executed the same voluntarily on the day the same bears date.

Given under my hand this the 24TH day of OCTOBER, 1996.

  
NOTARY PUBLIC  
MY COMMISSION EXPIRES: 10/31/99

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