

ASSIGNMENT OF NOTE AND SECURITY

STATE OF ALABAMA)
COUNTY OF SHELBY)

LOAN NO.: PCL 194 911 4005

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

Promissory Note, SBA Form 1505, dated this date, in the original principal amount of \$1,000,000.00, executed by DONALD Y. STONICHER AND JEAN O. STONICHER and SHEL MONT, INC. D/B/A LUCKY'S FOODLAND, by its President, DONALD Y. STONICHER, in favor of the ALABAMA COMMUNITY DEVELOPMENT CORPORATION.

Real Property Mortgage dated this date, executed by DONALD Y. STONICHER AND JEAN O. STONICHER, HUSBAND AND WIFE, in favor of ALABAMA COMMUNITY DEVELOPMENT CORPORATION, and filed for record on the 12th day of November, 1999, in Instrument No. 1999 46489, in the Office of the Judge of Probate of Shelby County, Alabama.

Assignment of Rents and Leases dated this date, executed by DONALD Y. STONICHER AND JEAN O. STONICHER, HUSBAND AND WIFE in favor of ALABAMA COMMUNITY DEVELOPMENT CORPORATION, and filed for record on the 12th day of November, 1999, in Instrument No. 1999-46490, in the Office of the 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 10 day of November, 1999.

ALABAMA COMMUNITY DEVELOPMENT CORPORATION

BY: *Diane McDonald*
DIANE MCDONALD

ITS: _____
SECRETARY

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that DIANE MCDONALD, whose name as SECRETARY of the ALABAMA COMMUNITY DEVELOPMENT CORPORATION, a corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me that, being informed of the contents of said instrument, she, as such officer, and with full authority, executed the same voluntarily, as an act of the corporation, acting in its capacity as aforesaid.

Given under my hand and official seal this 10 day of November, 1999.

[Signature]
NOTARY PUBLIC
My commission expires: 05/03/02

THIS INSTRUMENT PREPARED BY:

Jon M. Turner, Jr.
Turner, Norton & Jernigan, L.L.C.
2340 Woodcrest Place, Ste. 150
Birmingham, AL 35209

Inst # 1999-46491

11/12/1999-46491

04:05 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

00: 445 8.50