

**ASSIGNMENT OF NOTE, MORTGAGE,  
ASSIGNMENT OF RENTS AND LOAN DOCUMENTS**

For and in consideration of the sum of one dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, SALOMON BROTHERS REALTY CORP., a New York corporation ("Assignor"), whose mailing address is 388 Greenwich Street, 11th Floor, New York, New York 10013, does hereby, through its duly appointed and authorized officers, bargain, sell, give, grant, convey, transfer, set over and assign, WITHOUT RECOURSE, to FIRST SAVINGS BANK, FSB whose mailing address is 301 South Center, Arlington, TX 76010, its successors and assigns, all of Assignor's rights, title and interest in, to and under the following instruments and documents:

- i) that certain Promissory Note, dated September 4, 1998, executed by BWK, Inc., an Alabama corporation ("Borrower"), in favor of Financial Federal Savings Bank, a federal savings bank ("Initial Holder"), and heretofore assigned to Assignor, in the original principal amount of \$2,545,000.00 (the "Note");
- ii) that certain Mortgage, Assignment of Rents and Security Agreement, dated of even date as the Note, executed by Borrower for the benefit of Initial Holder, and heretofore assigned to Assignor, recorded on September 4, 1998, in Volume 1998, at Page 34833 in the Mortgage/Land/Official Records for Shelby County, Alabama (the "County");
- iii) that certain Assignment of Leases and Rents, dated of even date as the Note, executed by Borrower to Initial Holder, and heretofore assigned to Assignor, recorded in Volume 1998, at Page 34834, in the County;
- iv) that certain Environmental Indemnity Agreement, dated of even date as the Note, executed by Initial Holder, Borrower, Jack W. Kidd and Brant W. Kidd; and
- v) all of Assignor's "Loan Documents". For the purposes hereof, "Loan Documents" shall mean all documents in the possession of Assignor pertaining to the loan evidenced by the Note, including but not limited to, loan agreements, guaranties, security agreements, affidavits and certificates, tenant estoppel certificates and/or subordinations, general credit information, credit records from Assignor, payment histories, signed loan applications, appraisals, property insurance policies, certificates of mortgage insurers, title insurance policies, escrow accounts and attorneys' opinions.

Inst # 2000-18215

06/02/2000-18215  
01:19 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MMS 11.00

IN WITNESS WHEREOF, said Assignor has caused this Assignment to be executed on this 6th day of April, 2000

ASSIGNOR:  
SALOMON BROTHERS REALTY CORP.  
a New York Corporation

By: Richard Schlenger  
Print Name: Richard Schlenger  
By Its: Authorized Signatory

[Acknowledgment]

STATE OF New York:  
COUNTY OF New York:

I, the undersigned Notary Public, in and for said County in said State, hereby certify that Richard Schlenger, whose name as Authorized Signatory of Salomon Brothers Realty Corp., a New York corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with the full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official notarial seal this 6th day of April, 2000.

Kenneth A. Wong  
\_\_\_\_\_  
Notary Public, \_\_\_\_\_ County \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

**KENNETH R. WONG**  
Notary Public, State of New York  
No. 01WO4687932  
Qualified in New York County  
Commission Expires June 6, 2000

Inst # 2000-18215

06/02/2000-18215  
01:19 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
2 002 MMS 11.00