

STATE OF ALABAMA §

COUNTY OF SHELBY §

20040825000476970 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
08/25/2004 13:52:00 FILED/CERTIFIED

ASSIGNMENT OF NOTE & MORTGAGE

For the sum of Ten 00/100 (\$10.00) Dollars, and other good and valuable consideration in hand paid to the undersigned **AMERICAN CONCRETE PUMPING, LLC**, an Alabama limited liability company ("Assignor") by **AMSOUTH BANK** ("Assignee"), the receipt whereof is hereby acknowledged, the Assignor does hereby grant, bargain, sell, convey and assign unto Assignee, without recourse, all right, title and interest of the Assignor in and to that certain mortgage in the principal amount of Two Hundred Fifty Thousand and no/100 Dollars (\$250,000.00) executed by **THE INDUSTRIAL DEVELOPMENT BOARD OF THE TOWN OF CALERA**, a public corporation organized and existing under the laws of the State of Alabama to Assignor dated the 5th day of May, 2004 and recorded on the 23rd day of June, 2004 in Instrument No. 20040623000342500 in the Office of the Judge of Probate of Shelby County, Alabama securing the real property located in Shelby County, Alabama more particularly described below:

Lot 12, according to the survey of Calera South Industrial Park, as recorded in Map Book 26, Page 57, in the Probate Office of Shelby County, Alabama, being situated in Shelby County, Alabama,

together with the promissory note and indebtedness secured by said mortgage.

IN WITNESS WHEREOF, Assignor has caused this instrument to be executed by its duly authorized Manager on this the 20th day of August, 2004.

ASSIGNOR:

AMERICAN CONCRETE PUMPING, LLC

By: Roy Joseph Burdette
Roy Joseph Burdette, its Manager

STATE OF ALABAMA §

COUNTY OF TUSCALOOSA §

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Roy Joseph Burdette, whose name as manager of American Concrete Pumping, LLC, an Alabama limited liability company, 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 with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and official seal, this the 19th day of August, 2004.

Dennis L. Seaman
Notary Public

My Commission Expires: 4/7/08

THIS INSTRUMENT PREPARED BY:

W. BRADFORD ROANE, JR.
Rosen, Cook, Sledge, Davis, Cade & Shattuck, P.A.
Post Office Box 2727
Tuscaloosa, Alabama 35403
(205) 344-5000