

STATE OF ALABAMA
SHELBY COUNTY

ASSIGNMENT OF NOTE, SECURITY AND AGREEMENTS

FOR VALUE RECEIVED, the undersigned hereby transfers, sets over, and assigns, without recourse unto COMPASS BANK all of its right, title, and interest in and to the following:

1. Promissory Note, dated November 8, 2004, in the original principal amount of \$324,500.00, executed by ICON INVESTMENTS, INC. in favor of METRO BANK (which evidenced a renewal and refinancing of ICON INVESTMENTS, INC. obligations to METRO BANK originally evidenced by a \$551,650.00 Promissory Note dated November 26, 2003);
2. Mortgage, Assignment of Rents and Leases dated November 26, 2003 executed by ICON INVESTMENTS, INC. in favor of METRO BANK and filed for record on December 1, 2003, as Instrument No. 20031201000776960 in the Office of Judge of Probate of Shelby County, Alabama (as modified by the terms of that certain Prior Lienholder Agreement recorded as Instrument No. 20041119000637770 in said Probate Office);
3. UCC financing statement showing ICON INVESTMENTS, INC. as Debtor and METRO BANK as Secured Party which is recorded in the Office of the Secretary of State of Alabama and bearing file number 03-1035240, and COMPASS BANK is hereby authorized to file on behalf of METRO BANK a UCC assignment statement;
4. Guaranty executed by John Erskine Porter, III and delivered to METRO BANK on November 26, 2003;
5. Guaranty executed by Linda Sullivan Porter and delivered to METRO BANK on November 26, 2003;
6. Hazardous Substances Indemnification and Warranty Agreement executed by ICON INVESTMENTS, INC. and delivered to METRO BANK on November 26, 2003;
7. Arbitration Agreement executed by ICON INVESTMENTS, INC., John Erskine Porter, III and Linda Sullivan Porter and delivered to METRO BANK on November 26, 2003;
8. Warranties, Representations and Agreement for Submission of Financial Statements executed by ICON INVESTMENTS, INC. and delivered to METRO BANK on November 26, 2003; and
9. All instruments, agreements and security interest associated therewith or pertaining thereto.

METRO'S REPRESENTATIONS

In connection with this assignment, the undersigned represent and warrants to COMPASS BANK the following:

1. The current balance outstanding on the loan evidenced by the above referenced documents is
* See Statement
2. METRO BANK has not heretofore assigned the aforementioned promissory note or any portion thereof to any other person or entity.

METRO'S EXECUTION

IN WITNESS WHEREOF, the undersigned has caused this instrument to be executed and its seal affixed by its duly authorized officer this 16 day of August, 2007.

METRO BANK

BY: Richard L. Knight
(Its Vice President)

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that RICHARD L. KNIGHT whose name as Vice-President of METRO BANK, a 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 said instrument, he/she, as such officer, and with full authority, executed the same voluntarily, as an act of said corporation, acting in its capacity as aforesaid.

Given under my hand and official seal, this the 16 day of August, 2007.

Kimberly C. Moreland
NOTARY PUBLIC

My Commission Expires: MY COMMISSION EXPIRES APRIL 10, 2010

THIS INSTRUMENT PREPARED BY:

William B. Hairston III
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