

ASSIGNMENT OF NOTE AND SECURITY

STATE OF ALABAMA
SHELBY COUNTY

LOAN NUMBER 223 683 60-06

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

Promissory Note, SBA Form 1505, dated this date, in the original principal amount of \$334,000.00 executed by Leslie D. Hilyer, Richard S. Tully, II, and John E. Miller and SOUTHERN STONE DESIGN, LLC (also known as Southern Stone Design) in favor of the SOUTHERN DEVELOPMENT COUNCIL, INC.

Real Property Mortgage dated this date, executed by Leslie D. Hilyer, Richard S. Tully, II, and John E. Miller and SOUTHERN STONE DESIGN, LLC (also known as Southern Stone Design) in favor of SOUTHERN DEVELOPMENT COUNCIL, INC., and filed for record on August 1, 2007, as Instrument No. 20070801000358430 in the Office of Judge of Probate of Shelby County, Alabama.

Assignment of Leases and Rents dated this date, executed by Leslie D. Hilyer, Richard S. Tully, II, and John E. Miller in favor of SOUTHERN DEVELOPMENT COUNCIL, INC., and filed for record on August 1, 2007, as Instrument No. 20070801000358440 in the Office of 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 27th day of July, 2007.

SOUTHERN DEVELOPMENT COUNCIL, INC.

BY: William P. Barry

(Its [Vice] President)

STATE OF ALABAMA)
MONTGOMERY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that William P. Barry, whose name as [Vice] President of SOUTHERN DEVELOPMENT COUNCIL, INC., 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 27 day of July, 2007.

Andrew A.
NOTARY PUBLIC

My Commission Expires:

MY COMMISSION EXPIRES
APRIL 3, 2010

THIS INSTRUMENT PREPARED BY:

William C. Brown
ENGEL, HAIRSTON & JOHANSON, P.C.
P.O. Box 11405
Birmingham, Alabama 35202
(205)328-4600