

Nothing herein contained shall be construed as making the Southern Bank and Trust Company, or its successors and assigns, a mortgagee in possession, nor shall said Bank, or its successors and assigns, be liable for laches, or failure to collect said rents, issues, profits, revenues, royalties, rights and benefits, and it is understood that said Bank is to account only for such sums as are actually collected.

IT IS UNDERSTOOD AND AGREED that neither the existence of this assignment nor the exercise of its privilege to collect said rents, issues, profits, revenues, royalties, rights and benefits hereunder, shall be construed as a waiver by the Party of the Second Part, or its successors and assigns, of the right to enforce payment of the debts hereinabove mentioned, in strict accordance with the terms and provisions of the mortgages and notes for which this assignment is given as additional security.

IN WITNESS WHEREOF, O. Newell Eastland and H. B. Tomlin, Jr. have hereunto set their hands and seals the day and year first above written.

IN THE PRESENCE OF:

Everice N. Shelton
Harry R. Stephenson

O. Newell Eastland (LS)
O. Newell Eastland

H. B. Tomlin, Jr. (LS)
H. B. Tomlin, Jr.

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