

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	Release of Security Interest		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of America, N.A.		01/25/2005	A National Banking Organization: ILLINOIS
RECEIVING PARTY DATA			
Name:	USAI Aggregates, Inc.		
Street Address:	4200 Colonnade Parkway		
Internal Address:	Suite 100		
City:	Birmingham		
State/Country:	ALABAMA		
Postal Code:	35243-2342		
Entity Type:	CORPORATION: ALABAMA		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2176716	PERC-STONE	
CORRESPONDENCE DATA			
Fax Number:	(205)488-6274		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	2055218274		
Email:	lfriedman@bradleyarant.com		
Correspondent Name:	Linda A. Friedman, Esq.		
Address Line 1:	1819 Fifth Avenue North		
Address Line 4:	Birmingham, ALABAMA 35203-2104		
NAME OF SUBMITTER:	Crystal G. Wilkerson, Esq.		
Signature:	/C Wilkerson/		
Date:	01/27/2005		

OP \$40.00 2176716

Total Attachments: 2

source=Acknowledgment#page1.tif

source=Acknowledgment#page2.tif

ACKNOWLEDGMENT

Regarding That ASSIGNMENT AGREEMENT Executed 04/18/2001

Between USAI Aggregates, Inc. (formerly SRM Aggregates, Inc., formerly Southern Ready Mix, Inc.) and Bank of America, N.A.

This **ACKNOWLEDGMENT** is provided by Bank of America, N.A. ("Assignee") regarding that certain Assignment Agreement between USAI Aggregates, Inc. (formerly SRM Aggregates, Inc., formerly Southern Ready Mix, Inc.), an Alabama corporation ("Assignor"), and Assignee, executed April 18, 2001 (the "Original Agreement").

WHEREAS the Original Agreement was intended as a collateral assignment, and not as an absolute conveyance, of Assignor's interests in certain property, including, without limitation, a certain trademark, PERC-STONE (Registration No. 2,176,716); and

WHEREAS Assignee no longer asserts any security interest, lien or other interest in and to such trademark.

NOW, THEREFORE, Assignee acknowledges and agrees:

1. The Original Agreement was intended as and constituted a collateral assignment, and not an absolute conveyance, of Assignor's right, title and interest in the subject property, including, without limitation, PERC-STONE (Registration No. 2,176,716).
2. As of the date hereof, Assignee no longer asserts, but instead expressly releases and disclaims, any security interest, lien, or right, title or other interest of any type whatsoever in PERC-STONE (Registration No. 2,176,716).

WHEREFORE Assignee, intending to be legally bound, does by its authorized representative and signatory execute this Acknowledgment below:

BANK OF AMERICA, N.A.

By: 

Name: Heather Harper

Title: Assistant Vice President

Date: 1/25/05

ACKNOWLEDGMENT

STATE OF NEW YORK)
 KINGS)
COUNTY OF NEW YORK)

On this 25TH day of January 2005, before me personally appeared
HEATHER HARPER to me known who, being by me duly sworn, did depose and say
that SHE is the AVP of Bank of America, N.A. described herein and which
executed the foregoing instrument and that she signed his name thereto pursuant to the authority
of said Bank of America, N.A.

Hannelore Gabriela Braunstein
Notary Public

HANNELORE-GABRIELA BRAUNSTEIN
Notary Public, State of New York
No. 01BR6060756
Qualified in Kings County
Commission Expires July 2, 2007