

This instrument prepared by:

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Bradley, Arant, Rose & White  
1400 Park Place Tower  
Birmingham, Alabama 35203

STATE OF ALABAMA )  
JEFFERSON COUNTY )

**AMENDMENT TO REAL ESTATE  
MORTGAGE AND SECURITY AGREEMENT**

WHEREAS, the undersigned Mortgagor executed and delivered to the undersigned Mortgagee a certain Real Estate Mortgage and Security Agreement dated February 5, 1988 (the "Mortgage"), and the Mortgage was recorded in Book 170, pages 270-274, in the Office of the Judge of Probate of Shelby County, Alabama.

NOW, THEREFORE, Mortgagor and Mortgagee hereby agree that the Mortgage is amended in the following respects:

The principal sum secured by the Mortgage is Three Hundred Seventy-Six Thousand and No/100 Dollars (\$376,000.00).

Except as hereinabove expressly amended, the terms of the Mortgage are hereby ratified and affirmed.

DATED this 12 day of July, 1988.

MORTGAGEE:

FIRST COMMERCIAL BANK

By: [Signature]  
Its: Vice President

MORTGAGORS:

EJM INVESTMENT COMPANY

[Signature]  
Edward J. Marino

[Signature]  
E. J. Marino, Jr.

[Signature]  
Anthony P. Marino

1. Deed Tax \$  
2. Mtg. Tax 39.00  
3. Recording Fee 2.50  
4. Indexing Fee 1.00  
TOTAL 42.50

STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

88 JUL 13 PM 2:34

[Signature]  
JUDGE OF PROBATE

STATE OF ALABAMA )  
JEFFERSON COUNTY )

**PARTNERSHIP ACKNOWLEDGEMENT**

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Edward J. Marino, Anthony P. Marino and E. J. Marino, Jr., whose names as partners of EJM Investment Company, an Alabama general partnership, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they in their capacity as such partners executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 12<sup>th</sup> day of July, 1988.

[Signature]  
Notary Public

My Commission expires: My Commission Expires June 25, 1990

[SEAL]