

STATE OF ALABAMA                    )  
SHELBY COUNTY                    )

**AMENDMENT TO MORTGAGE**

WHEREAS, the undersigned Mortgagor executed and delivered to the undersigned Mortgagee a certain Mortgage, Assignment of Rents and Leases, and Security Agreement dated March 6, 2002 (the "Mortgage") on and concerning the property described on Exhibit "A" attached hereto and incorporated herein by this reference, and which Mortgage was recorded as Instrument #2002-11163, in the Office of the Judge of Probate of Shelby County, Alabama.

NOW, THEREFORE, Mortgagor and Mortgagee hereby agree and confirm that the amount of indebtedness secured by the Mortgage is increased to a maximum of \$360,000.00. The maturity date of that certain Master Promissory Note dated March 6, 2002, as amended, and which is secured by the Mortgage, is unchanged.

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

In witness whereof, the undersigned have hereunto set their hands and seals this the 3 day of Oct, 2002.

MORTGAGOR:

ED GRAY, LLC

By: [Signature]

Edward R. Gray, Jr.

Its: Sole Member and Manager

MORTGAGEE:

SOUTHTRUST BANK

By: [Signature]

Its: V.P.

*[Acknowledgments on next page]*

STATE OF ALABAMA                     )  
JEFFERSON COUNTY                    )

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Edward R. Gray, Jr., whose name as Sole Member and Manager of Ed Gray, LLC, an Alabama limited liability company, 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, as such sole member and manager and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand and seal this 3<sup>rd</sup> day of October, 2002.

Kristi L. Bryant  
NOTARY PUBLIC                     MY COMMISSION EXPIRES  
My Commission Expires: JUNE 23, 2004

STATE OF ALABAMA                     )  
JEFFERSON COUNTY                    )

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Keelon Hobbs, whose name as Vice President of SOUTHTRUST BANK, 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, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and seal this 3<sup>rd</sup> day of October, 2002.

Kristi L. Bryant  
NOTARY PUBLIC                     MY COMMISSION EXPIRES  
My Commission Expires: JUNE 23, 2004

PREPARED BY:  
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**EXHIBIT "A"**  
  
**TO**  
  
**AMENDMENT TO MORTGAGE**  
**SELLER'S/OWNER'S AFFIDAVIT AND INDEMNITY**

**BORROWER:**           ED GRAY, LLC

**LENDER:**             SOUTHTRUST BANK

Lot 14-A, according to the Survey of Riverchase Trade Center, First Addition, being a resurvey of Lot 14, Riverchase Trade Center and a part of the SE 1/4 of SE 1/4 of Section 25, Township 19 South, Range 3 West, as recorded in Map Book 15, Page 99, in the Probate Office of Shelby County, Alabama.