

State of Alabama )  
Shelby County )

5688  
AMENDMENT TO MORTGAGE

Whereas, Briarwood Continuing Presbyterian Church, a corporation, (hereinafter called Mortgagor) executed a mortgage (hereinafter called Mortgage) in favor of The First National Bank of Birmingham, a national banking association (hereinafter called Mortgagee) on August 9, 1977, which Mortgage is recorded in the office of the Judge of Probate of Shelby County, Alabama in Book 368, page 354; and

Whereas, the Mortgage secures a debt of the Mortgagor to the Mortgagee (which was not to exceed the principal amount of \$1,200,000.00 plus interest thereon) evidenced by a promissory note executed by the Mortgagor payable to the order of the Mortgagee; and

Whereas, the Mortgagor borrowed only the principal amount of \$1,050,000.00 from the Mortgagee, instead of the principal amount of \$1,200,000.00; and

Whereas, the Mortgagor and the Mortgagee have agreed to amend the Mortgage in order to show the principal amount of the debt secured by the Mortgage.

Now, therefore, in consideration of the premises, the Mortgagor and the Mortgagee hereby agree as follows:

1. Wherever the words and figures "one million two hundred thousand and no/100 dollars" or "\$1,200,000.00" appear in the Mortgage the words and figures "one million fifty thousand and no/100 dollars" and "\$1,050,000.00", respectively, shall be substituted in lieu thereof.

2. Except as expressly amended hereby, the Mortgage shall remain in full force and effect in accordance with its original terms, provisions and conditions.



19771227000138720 1/3 \$.00  
Shelby Cnty Judge of Probate, AL  
12/27/1977 12:00:00 AM FILED/CERT

CABANISS, JOHNSTON, GARDNER,  
DUMAS & O'NEAL  
1900 FIRST NATIONAL-SOUTHERN NATURAL BUILDING  
BIRMINGHAM, ALABAMA 35203

BOOK 368 PAGE 354

In witness whereof, the undersigned Briarwood Continuing Presbyterian Church has caused this instrument to be executed by its undersigned duly authorized Trustees and The First National Bank of Birmingham has caused this instrument to be executed by its duly authorized Vice President, all on this 21<sup>st</sup> day of December, 1977.



19771227000138720 2/3 \$.00  
Shelby Cnty Judge of Probate, AL  
12/27/1977 12:00:00 AM FILED/CERT

Briarwood Continuing Presbyterian Church

By John R. McKinstry  
Its Trustee

By Stuart Leach  
Its Trustee

By Robert H. Neill  
Its Trustee

Attest:

William E. Calhoun  
Its Assistant Vice President

The First National Bank of Birmingham

By William E. Calhoun  
Its Vice President

State of Alabama )  
Jefferson County )

I, the undersigned authority, in and for said county in said state, hereby certify that John R. McKinstry, Robert H. Neill and Stuart Leach, whose names as Trustees of Briarwood Continuing-Presbyterian Church, a corporation, 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 said instrument, they as such Trustees, and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 21<sup>st</sup> day of December, 1977.

Frank C. Galloway Jr.  
Notary Public

NOTARY MUST AFFIX SEAL

THIS INSTRUMENT PREPARED BY:  
FRANK C. GALLOWAY, JR.  
CABANISS, JOHNSON, CARMER, DUMAS AND O'NEAL  
1900 First National-Southern National Bldg.  
Birmingham, Alabama 35203



State of Alabama )  
Jefferson County )

I, the undersigned authority, in and for said county in said state, hereby certify that William E. Coleman, III whose name as Vice President of The First National Bank of Birmingham, a national banking association, 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 association.

Given under my hand and official seal this 21st day of December, 1977.

Notary Public, Alabama State at Large  
My Commission Expires April 4, 1981  
Bonded by St. Paul Fire & Marine Insurance Co.

Donald J. Gentry  
Notary Public

NOTARY MUST AFFIX SEAL



19771227000138720 3/3 \$.00  
Shelby Cnty Judge of Probate, AL  
12/27/1977 12:00:00 AM FILED/CERT

RECEIVED  
12 27 1977  
CLERK OF PROBATE

Pre. 4.50  
Ind 1.00  
\$ 5.50

BOOK 23 PAGE 85