

1486

THIS INSTRUMENT WAS PREPARED BY:
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STATE OF ALABAMA)
COUNTY OF SHELBY)

AMENDMENT TO MORTGAGE AND SECURITY AGREEMENT

This Amendment to Mortgage and Security Agreement is made as of the 21 day of July, 1987 and is by and between Donnie F. Tucker, an unmarried man, (hereinafter called the "Borrower"), Mortgagor, and Central Bank of the South, Birmingham, Alabama, (hereinafter called "Bank"), Mortgagee.

Preamble

Borrower entered into a Mortgage and Security Agreement dated May 14, 1987, recorded in Book 131, Page 239 in the Office of the Judge of Probate, Shelby County, Alabama. Borrower and Bank now desire to amend the Mortgage and Security Agreement to correct the description of the real property covered by the Mortgage and Security Agreement.

NOW, THEREFORE, in consideration of the mutual promises hereinafter contained and other valuable consideration, Borrower and Bank intending to be legally bound hereby agree as set forth below.

Amendment

1. Amendment. The legal description on Addendum 1 hereto is hereby substituted for the legal description on Exhibit A to the Mortgage and Security Agreement, and the real property described on such Addendum 1 hereto shall be included in the term "Mortgaged Property" wherever such term shall be used in the Mortgage and Security Agreement as if such Addendum 1 was attached to the Mortgage and Security Agreement.

2. Effective Date. The effective date of this Amendment is the date first set forth above.

Jack A.

3. Effect of Amendment. Except as specifically modified herein, all provisions of the Mortgage and Security Agreement shall remain in full force and effect.

IN WITNESS WHEREOF, Donnie F. Tucker, an unmarried man, and Central Bank of the South have caused this amendment to be duly and properly executed in Birmingham, Alabama as of the 21 day of July, 1987.

Witness:

Virginia S. Bohak

Donnie F. Tucker
Donnie F. Tucker

Witness:

Charles E. Simpson, III.

Central Bank of the South

By: [Signature]
Its REAL ESTATE OFFICER

Borrower's Address:

Donnie F. Tucker
2086 Valleydale Terrace
Birmingham, Alabama 35244

Bank's Address:

Central Bank of the South
P.O. Box 10566
Birmingham, Alabama 35296

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Donnie F. Tucker, whose name 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 the instrument, he executed the same voluntarily.

Given under my hand this 21st day of July, 1987.

[Signature]
Notary Public
My commission expires: 6-8-91

NOTARIAL SEAL

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STATE OF ALABAMA)

COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Philip Webb, whose name as Lead Estate Officer of Central Bank of the South, an Alabama banking corporation, 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 the 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 this the 21st day of July, 1987.

Tommy Hoggan

Notary Public

My commission expires: 6-8-91

NOTARIAL SEAL

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ADDENDUM 1

PARCEL 1

Begin at the NW corner of the NW 1/4 of the SW 1/4 of Section 36, T 19 S, R 3 W, Shelby County, Alabama and run east along the north line of said quarter-quarter section a distance of 1294.25 feet to a point on the west R.O.W. of Indian Lake Trail; said point lying 30 feet west of the NE corner of the NW 1/4 of the SW 1/4 of said Section 36; thence deflect 89° 04' 11" right and run south along the west R.O.W. of Indian Lake Trail 701.09 feet to a point on a curve, said point being on the westerly R.O.W. of Alabama Highway 261/ Valleydale Road; thence deflect 19° 42' 24" right to the chord of said curve whose radius is 1540.0 feet and whose length of curvature is 388.02 feet concave left and run along said chord 385.18 feet; thence deflect 40° 48' 33" left from said chord and continue along said right of way a distance of 266.16 feet to a point on the south line of said quarter-quarter section lying 212.58 feet west of the SE corner of the NW 1/4 of the SW 1/4 of said Section 36; thence deflect 78° 11' 45" right and run west along the south line of said quarter-quarter section a distance of 1112.09 feet to the SW corner of the NW 1/4 of the SW 1/4 of said Section 36; thence deflect 88° 07' 58" right and run north along the west line of said quarter-quarter section a distance of 1304.05 feet to the point of beginning; all lying in the NW 1/4 of the SW 1/4 of Section 36, T 19 S, R 3 W, Shelby County, Alabama and containing 37.35 acres more or less.

PARCEL 2

Begin at the SE corner of the NW 1/4 of the SW 1/4 of Section 36, T 19 S, R 3 W, and run west along the south line of said quarter-quarter section a distance of 130.85 feet to a point on the easterly right of way of Alabama Highway 261/ Valleydale Road; thence deflect 101° 48' 15" right and run northeast along the easterly right of way a distance of 248.44 feet to a point on a curve; thence deflect 40° 50' 41" right to the chord of said curve whose radius is 1460 feet and whose length of curvature is 246.91 feet concave right and run along said chord 246.61 feet to a point on the east line of said quarter-quarter section; thence deflect 161° 15' 28" right and run south along the east line of said quarter-quarter section to the point of beginning; all lying in the NW 1/4 of the SW 1/4 of Section 36, T 19 S, R 3 W, Shelby County, Alabama and containing 0.80 acres more or less.

RECORDING FEES

| | |
|---------------|-----------------|
| Recording Fee | \$ 10.00 |
| Index Fee | 1.00 |
| TOTAL | \$ 11.00 |

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

1987 JUL 23 PM 12:24

Thomas A. Shuman, Jr.
JUDGE OF PROBATE

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