

231

REAL 057 PAGE 150

624749

15.50

STATE OF ALABAMA)
JEFFERSON COUNTY)
BESSEMER DIVISION)
SHELBY COUNTY)

AMENDMENT TO MORTGAGE

This Amendment to Mortgage entered into this 27th day of September, 1991 on behalf of Graham N. Webster and wife, Ruby Webster (hereinafter called "Mortgagor", whether one or more) in favor of National Bank of Commerce of Birmingham (the "Bank").

Recitals

A. By Real Estate Mortgage recorded in the Office of the Judge of Probate of Jefferson County, Alabama, Bessemer Division, at Bessemer Real 756, page 150, Arthur C. Fortner, a married man, Graham Webster, a married man and Kenneth Nolen, a married man, granted a mortgage to the Bank, to secure indebtedness as evidenced by a promissory note dated August 10, 1989, in the original principal amount of \$260,000.00 (the "First Mortgage").

B. By Real Estate Mortgage recorded in the Office of the Judge of Probate of Jefferson County, Alabama, Bessemer Division, at Bessemer Real 819, page 637, Kenneth C. Nolen, a married man and Graham Webster, a married man granted a mortgage to the Bank, to secure indebtedness as evidenced by a promissory note dated January 10, 1991, in the original principal amount of \$65,000.00 (the "Second Mortgage").

C. The Mortgage is currently secured by the real estate described on Exhibit "A" attached hereto. The Bank has requested the Mortgagor to grant a mortgage to the Bank on property described on Exhibit "B".

Agreement

Wherefore, premises considered, the parties hereby agree as follows:

1. The Mortgage is hereby modified in its entirety to include Exhibit "A" as collateral for the Mortgage.

2. Except as modified herein, the Mortgage shall remain in full force and effect.

BOOK 372 PAGE 400

N.B.C.

REAL 857 PAGE 159

IN WITNESS WHEREOF, each of the undersigned has caused this instrument to be executed by its duly authorized officer on the day and year first above written.

Graham N. Webster
Graham N. Webster

Ruby Webster
Ruby Webster

NATIONAL BANK OF COMMERCE OF
BIRMINGHAM

By William G. Sanders, Jr.
William G. Sanders, Jr.
Vice President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that and Graham N. Webster and Ruby Webster, whose names are signed to the foregoing Amendment To Mortgage, and who are known to me, acknowledged before me on this day that, being informed of the contents of said Amendment To Mortgage, they executed the same voluntarily.

Given under my hand and official seal, this the 27th day of September, 1991.

Kevin Cotton
Notary Public

AFFIX SEAL

My commission expires:

MY COMMISSION EXPIRES NOVEMBER 9 1992

BOOK 372 PAGE 461

REAL 857 PAGE 160

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that William G. Sanders, Jr. whose name as Vice President of National Bank of Commerce of Birmingham, a national banking association, is signed to the foregoing Amendment to Mortgage and who is known to me, acknowledged before me on this day that, being informed of the contents of said Amendment to Mortgage, he, as such officer and with full authority, executed the same voluntarily for and as the act of said banking association.

Given under my hand and official seal, this the 27th day of September, 1991.

Keeli C. Talion
Notary Public

AFFIX SEAL.

My commission expires:

MY COMMISSION EXPIRES NOVEMBER 9, 1992

THIS INSTRUMENT PREPARED BY:

William G. Sanders, Jr.
National Bank of Commerce of Birmingham
1927 First Avenue North
Birmingham, Alabama 35203
(205) 583-3600

BOOK 372 PAGE 462

The East half of Southeast Quarter of Section 35, Township 18 South, Range 5 West of the Huntsville Principal Meridian, Jefferson County, Alabama, said tract of land being shown on Map marked 3-994 LD, hereto attached and made a part hereof and being more particularly described as follows, to wit:

Begin at the Southeast corner of said East half of Southeast Quarter; thence in a Westerly direction along the South boundary of said half-quarter section 317.63 feet to the Southeast corner of a tract of land conveyed by United States Steel Corporation to Grover C. Smith and Fred G. Smith (Smith Property) by deed dated June 28, 1984; thence turning an angle of 43 degrees 12 minutes 06 seconds to the right in a Northwesterly direction along the Northeast boundary of said Smith Property 697.14 feet to the Southwest corner of a tract of land conveyed by USX Corporation to Charles B. Jones and wife, Doris H. Jones (Jones Property) by deed dated February 7, 1989; thence turning an angle of 102 degrees 06 minutes 28 seconds to the right in a Northeasterly direction along the Southeast boundary of said Jones Property 338.65 feet to the Southeast corner of said Jones Property; thence turning an angle of 92 degrees 14 minutes 58 seconds to the left in a Northwesterly direction along the Northeast boundary of said Jones Property 516.37 feet to intersection with the center line of a public road (Virginia Drive), said intersection being the Northeast corner of said Jones Property and also the Southwest corner of a tract of land conveyed by USX Corporation to Brad Hinton, Jr. (Hinton Property) by deed dated May 5, 1987; thence turn an angle of 90 degrees 00 minutes to the right in a Northeasterly direction along a straight line which is the center line of said public road and also the South boundary of said Hinton Property 208.57 feet to the Point of Beginning of the arc of a curve tangent to said straight line, said arc turning to the right, having a radius of 637.28 feet and being subtended by a central angle of 16 degrees 57 minutes 18 seconds; thence in a Northeasterly direction along said arc which is the center line of said public road and also the South boundary of said Hinton Property 188.58 feet; thence in a Northeasterly direction along a straight line tangent to said arc which is the center line of said public road and also the South boundary of said Hinton Property 262.00 feet to the Point of Beginning of the arc of a curve tangent to said straight line, said arc turning to the right, having a radius of 1,679.70 feet and being subtended by a central angle of 9 degrees 30 minutes 36 seconds and having a chord of 278.48 feet in length; thence in a Northeasterly direction along said arc which is the center line of said public road and also the South boundary of said Hinton Property and the South boundary of a tract of land conveyed by USX Corporation to Harshel V. Ryan and wife, Laverne A. Ryan by deed dated May 22, 1987 for 278.80 feet to intersection with the East boundary of said East half of Southeast Quarter; thence turning an angle of 104 degrees 47 minutes 24 seconds to the right from said chord in a Southerly direction along said East boundary 1,460.34 feet to Point of Beginning.

BOOK 372 PAGE 463

PARCEL II:

EXHIBIT "B"

REAL 857 PAGE 162

Part of the NE 1/4 of NW 1/4 of Section 1, Township 21, Range 5 West, Shelby County, Alabama, more particularly described as follows: Begin at the NW corner of NE 1/4 of NW 1/4 of said Section 1, and run in a southerly direction along the west line of said NE 1/4 of NW 1/4 a distance of 1279.6 feet, more or less, to a point in a road; thence turn left an angle of 14 degrees, 52' in a northeasterly direction and run along the centerline of said road a distance of 363.72 feet; thence turn left an angle of 65 degrees, 08' in a northerly direction a distance of 1122.4 feet to a point on the north line of said NE 1/4 of NW 1/4; thence turn left an angle of 89 degrees, 14' 15" and run in a westerly direction along the north line of said NE 1/4 of NW 1/4 a distance of 330 feet to the point of beginning.

FORM 3048-04

BOOK 372 PAGE 464

RECORDED
INDEXED
STATE OF ALA.

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

91 NOV -8 AM 11:00

JUDGE OF PROBATE

STATE OF ALA. JEFFERSON CO.
BESSEMER DIV. I CERTIFY
THIS INSTRUMENT IS

1991 OCT 25 AM 10:30

RECORDED
DEED TAX HAS BEEN

STATEMENT
JUDGE OF PROBATE

1. Deed Tax	\$	
2. Mtg. Tax	\$	12.50
3. Recording Fee	\$	3.70
4. Indexing Fee	\$	1.00
5. No Tax Fee	\$	1.00
6. Certified Fee	\$	
Total	\$	18.20