

This instrument prepared by:

S. B. PICKENS - HMS

P. O. BOX 2233

BIRMINGHAM, AL 35201

AMENDMENT TO MORTGAGE

WHEREAS, the undersigned Mortgagors executed and delivered to the undersigned Mortgagee a certain Real Estate Mortgage and Security Agreement dated SEPT. 14, 19 89 (the "Mortgage"), and the Mortgage was recorded in REAL Book 264, page(s) 10, in the office of the Judge of Probate of SHELBY County, Alabama.

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

AMEND MORTGAGE TO EXTEND MATURITY DATE FOR BALANCE OF \$12,222.92 UNTIL 9-14-2009.

SEE ATTACHED SHEET FOR LEGAL DESCRIPTION OF PROPERTY.

Subject to easements, rights-of-way, restrictions and covenants of record.

ALL PAPERS ARE TO BE FILED FOR RECORD IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

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

Dated this 9th day of OCTOBER, 19 92.

MORTGAGORS:

Jack D. Lowery
JACK D. LOWERY
Dorothy H. Lowery
DOROTHY H. LOWERY

MORTGAGEE:

SOUTHTRUST BANK OF ALABAMA, NA

By _____

Its Inst. # 1992-24130

10/21/1992-24130
10:46 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 29.95

STATE OF ALABAMA)
)
SHELBY) **INDIVIDUAL ACKNOWLEDGMENT**
)
COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that JACK D. LOWERY AND HIS WIFE DOROTHY H. LOWERY whose name S 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this SEPT. 09, 1992.

(Notarial Seal)

My Comm. Expires
Nov. 10, 1992

Jon Ellen Nix
Notary Public

STATE OF ALABAMA)
)
COUNTY) **INDIVIDUAL ACKNOWLEDGMENT**
)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose name _____ signed to the foregoing instrument and who _____ known to me, acknowledged before me on this day that, being informed of the contents of the instrument, _____ executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this _____, 19____.

(Notarial Seal)

Notary Public

STATE OF ALABAMA)
)
COUNTY) **CORPORATE ACKNOWLEDGMENT**
)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that _____ whose name as _____ of _____ a 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 and official seal this _____, 19____.

(SEAL)

Notary Public

LEGAL DESCRIPTION

Begin at the Northwest corner of the Northeast 1/4 of Northwest 1/4, Section 17, Township 21, Range 3 West, run thence South along the West boundary of said Northeast 1/4 of the Northwest 1/4 a distance of 501.6 feet, turn left an angle of 88 degrees 14 minutes a distance of 200.0 feet for point of beginning; thence continue said course a distance of 704.0 feet; turn right an angle of 64 degrees 39 minutes a distance of 15.5 feet to centerline of paved County Road, turn right an angle of 90 degrees 00 minutes along said centerline a distance of 228.28 feet; turn left an angle of 1 degrees 10 minutes and continue along said centerline a distance of 398.6 feet, turn left an angle of 3 degrees 56 minutes and continue along said centerline a distance of 158.07 feet; turn right an angle of 118 degrees 41 minutes a distance of 370.06 feet to point of beginning, being in the Northeast 1/4 of Northwest 1/4, Section 17, Township 21, Range 3 West, Shelby County, Alabama.

Less and Except that part of subject property conveyed to James W. Toner and Anastcia H. Toner and James W. Toner, II by deed recorded in Deed Book 324, Page 108, described as follows:

A parcel of land located in the Northeast 1/4 of the Northwest 1/4 of Section 17, Township 21 South, Range 3 West, Shelby County, Alabama, more particularly described as follows: Commence at the Northwest corner of said 1/4-1/4 section; thence in a Southerly direction along the West line of said 1/4-1/4 section a distance of 501.6 feet; thence 88 degrees 14 minutes left, in an Easterly direction a distance of 200.00 feet to the point of beginning; thence continue in an Easterly direction along last described course a distance of 223.58 feet; thence 79 degrees 04 minutes 23 seconds right, in a Southeasterly direction a distance of 229.43 feet to the centerline of a paved county road; thence 72 degrees 37 minutes right in a Southwesterly direction along said centerline a distance of 183.00 feet; thence 2 degrees 57 minutes 07 seconds left, in a Southwesterly direction along said centerline, a distance of 109.62 feet; thence 118 degrees 41 minutes (measured 119 degrees 26 minutes 33 seconds), right, in a Northerly direction a distance of 370.06 feet (measured 369.15 feet) to the point of beginning, except right-of-way within paved county road.

Inst # 1992-24130

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