

STATE OF ALABAMA)

SHELBY COUNTY)

SECOND AMENDMENT TO MORTGAGE

KNOW ALL MEN BY THESE PRESENTS:

WITNESSETH:

WHEREAS RIVERCHASE OFFICE PARTNERS, an Alabama general partnership (the "Mortgagor"), executed that certain Mortgage dated April 4, 1995, as amended, to FIRST ALABAMA BANK (the "Mortgagee"), recorded in Instrument No. 1995-09179, in the Office of the Judge of Probate of Shelby County, Alabama; and

WHEREAS, the Mortgagor desires to amend the said mortgage,

NOW, THEREFORE, in consideration of One Dollar and other valuable consideration in hand paid, the Mortgagor hereby amends that portion of the Mortgage that presently reads:

"That whereas RIVERCHASE OFFICE PARTNERS, an Alabama general partnership, has become justly indebted to FIRST ALABAMA BANK, an Alabama banking corporation, whose address is Post Office Box 10247, Birmingham, Alabama 35202 (the "Mortgagee"), in the principal sum of THREE MILLION, THREE HUNDRED FIFTY THOUSAND AND NO/100 (\$3,350,000.00) DOLLARS, . . ."

so as to read as follows:

"That whereas RIVERCHASE OFFICE PARTNERS, an Alabama general partnership, has become justly indebted to FIRST ALABAMA BANK, an Alabama banking corporation, whose address is Post Office Box 10247, Birmingham, Alabama 35202 (the "Mortgagee"), in the principal sum of FOUR MILLION, FIVE HUNDRED THOUSAND AND NO/100 (\$4,500,000.00) DOLLARS, . . ."

The Mortgagor hereby expressly ratifies and affirms all of the terms of the said Mortgage as modified herein and reaffirms the lien of the said Mortgage on the real estate described in Schedule A attached to the Mortgage and incorporated by reference as Schedule A to this Amendment to Mortgage.

08/01/1996-24838
10:08 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 1736.00

Inst # 1996-24838

IN WITNESS WHEREOF, the Mortgagor has hereunto set his hands and seals on the day the same bears date.

RIVERCHASE OFFICE PARTNERS, an Alabama general partnership

Its General Partner

STATE OF ALABAMA)

COUNTY OF SHELBY)

I, the undersigned Notary Public in and for said County in said State, hereby certify that J. BROOKE JONSTON, JR., whose name 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 document, he executed the same voluntarily on the date the same bears date.

Given under my hand and official seal this the 25th day of July, 1996.

Janeth M. Lincum

Notary Public

My Commission Expires: 10-25-99

This instrument was prepared by:

Stephen P. Leara
Lange, Simpson, Robinson & Somerville
1700 First Alabama Bank Building
Birmingham, Alabama 35203

Inst # 1996-24838

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