

STATE OF ALABAMA)
COUNTY OF SHELBY)

MORTGAGE MODIFICATION AGREEMENT

THIS MORTGAGE MODIFICATION AGREEMENT, made this 6th day of May, 1997, by and between D. C. THRASHER and CHARLENE THRASHER ("Borrowers") and HIGHLAND BANK ("Lender").

RECITALS

A. On April 20, 1994, Borrowers executed and delivered to Lender a mortgage ("the mortgage") covering the property described in Exhibit A (said mortgage being recorded in the Office of the Judge of Probate of Shelby County, Alabama, in instrument #1994-14061) as security for a loan by Lender to Borrower in the original principal sum of \$20,000.00 (Twenty Thousand Dollars).

B. Borrowers have requested and Lender has agreed to increase the amount in the manner set forth herein.

AGREEMENTS

NOW, THEREFORE, in consideration of the recitals and to induce the Lender to increase the amount of the Note and Mortgage, and parties agree as follows:

- 1. The amount of the Note and Mortgage are increased from the original principal sum of \$20,000.00 (Twenty Thousand Dollars) to the principal sum of \$30,000.00 (Thirty Thousand Dollars).
- 2. The term "Note" or "Promissory Note" as referred to in the Mortgage shall refer to such instruments as the same have been duly executed on April 20, 1994, and amended of even date herewith, and as the same may hereafter be amended, extended, renewed, modified or changed.
- 3. Except as herein amended, the Mortgage shall remain in full force and effect, and the Mortgage, as herein amended, is hereby ratified and affirmed in all respects. Borrowers confirm that they have no defenses or offsets with respect to Borrowers' obligations pursuant to the Note or the Mortgage as herein amended.

IN WITNESS HEREOF, the parties have caused this Mortgage Modification Agreement to be executed on the day and year first written above.

CAUTION: IT IS IMPORTANT THAT YOU THOROUGHLY READ THE CONTRACT BEFORE YOU SIGN IT.

BORROWER:
D. C. Thrasher (SEAL)
Charlene Thrasher (SEAL)

LENDER:
HIGHLAND BANK
BY: Paul Z. Rogers
ITS: Commercial Loan Officer

STATE OF ALABAMA)
COUNTY OF SHELBY)

05/16/1997-15385
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SHELBY COUNTY JUDGE OF PROBATE
002 MCD

I, the undersigned, a Notary Public in and for said County and in said State, hereby certify that D. C. THRASHER and CHARLENE THRASHER, whose names 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.

Given under my hand this 6th day of May, 1997.

NOTARIAL SEAL

Paul Z. Rogers
Notary Public
My commission expires: 11/14/2000

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public in and for said County and in said State, hereby certify that PAUL Z. ROGERS, whose name as the COMMERCIAL LOAN OFFICER of HIGHLAND BANK, is 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.

Given under my hand this 6th day of May, 1997.

NOTARIAL SEAL

Judy Stearns
Notary Public
My commission expires: 12-6-2000

Inst # 1997-15385

EXHIBIT "A"

Lot 1, Block 1 of Gilbert Estate as shown by map made by Frank W. Wheeler on November 20, 1964; and which said lot is more particularly described as follows:

Begin at the Northeast corner of the E 1/2 of the SE 1/4 of the NE 1/4 of Section 4, Township 20 South, Range 1 West, thence run East along the North line of said 1/4-1/4 section a distance of 634.80 feet to the West right of way line of County Highway No. 39; thence turn an angle of 114 deg 16 min. 12 feet to the right and run along a curve (whose delta angle is 9 deg. 20 min. tangent distance is 68.23 feet, radius is 835.34 feet, length of arc is 163.16 feet); thence turn an angle of 4 deg. 40 min. to the right and run along a tangent, a distance of 43.74 feet; thence turn an angle of 76 deg. 23 min. to the right and run a distance of 578.42 feet to the west right of way line of the E 1/2 of the SE 1/4 of the NE 1/4; thence turn an angle of 75 deg. 11 min. to the right and run North along said line a distance of 8.76 feet to the point of beginning; situated in the E 1/2 of the SE 1/4 of the NE 1/4 of said Section 4.

Situated in Shelby County, Alabama.

Inst # 1997-15385

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002 MCD 26.00