



STATE OF ALABAMA)  
Shelby COUNTY)

### AMENDMENT TO ACCOMMODATION MORTGAGE

THIS AMENDMENT TO ACCOMMODATION MORTGAGE entered into this 5th day of December 2002, on behalf of Timothy L. Crawford, a married man (hereinafter called "Mortgagor") in favor of National Bank of Commerce of Birmingham, a national banking association (the "Lender").

#### Recitals

A. By Real Estate Mortgage dated June 5, 1997 and recorded in the Office of the Judge of Probate of Shelby County, Alabama, at Instrument #1997-18505 (the "Mortgage"), the Mortgagor granted a mortgage to the Lender on real property described as:

**SEE ATTACHED EXHIBIT "A"**

to secure indebtedness in the original principal amount of \$ 1,045,000.00 (the "Loan").

B. The Mortgagor has requested the Lender extend additional credit and the Lender has agreed to extend additional credit, on the condition, among other things, the Mortgagor execute and deliver this Amendment to Mortgage.

NOW, THEREFORE, in consideration of the premises, and for other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereby agree as follows:

#### AGREEMENT

1. The second paragraph of the Mortgage is hereby modified in its entirety to read:

WHEREAS, Highway 280 Paint & Body Shop, Inc., Timothy L. Crawford and James O. Lunceford (the "Borrower") are justly indebted to the Mortgagee in the amount of One Million Two Hundred Twenty-One Thousand Forty-Five and 53/100 dollars (\$1,221,045.53) as evidenced by that certain promissory note dated December 5, 2002, which bears interest as provided therein.

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

IN WITNESS WHEREOF, each of the undersigned have caused the instrument to be executed by on the day and year first above written.

BY: Timothy L. Crawford  
Timothy L. Crawford

NATIONAL BANK OF COMMERCE OF  
BIRMINGHAM

BY: [Signature]  
ITS: VP

**THIS AMENDMENT TO MORTGAGE SECURES ADDITIONAL INDEBTEDNESS  
OF \$ 326,989.00.**

State of Alabama )

State of Alabama )  
County of Shelby )

I, the undersigned authority, in and for said county in said state, hereby certify that  
Timothy L. Crawford whose name(s) is (are) signed  
to the foregoing instrument, and who is (are) known to me, acknowledged before me on this  
day that, being informed of the contents of said instrument, (he) (she) (they) executed the  
same voluntarily on the day the same bears date.

Given under my hand and official seal this 5<sup>th</sup> day of December, 2002.

AFFIX NOTARIAL SEAL

Mundith Cagle Shug  
Notary Public

My commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Sep 29, 2006  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

State of Alabama )  
County of Shelby )

I, the undersigned authority, in and for said county in said state, hereby certify that  
John P. North whose name as  
Vice President of National Bank of Commerce of  
Birmingham, a national banking association, and who is known to me, acknowledged before  
me on this day that, being informed of the contents of said instrument, \_\_\_\_\_ 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 5<sup>th</sup> day of December, 2002.

AFFIX NOTARIAL SEAL

Mundith Cagle Shug  
Notary Public

My commission expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: Sep 29, 2006  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

THIS INSTRUMENT PREPARED BY:

National Bank of Commerce of  
Birmingham  
P.O. Box 10686  
Birmingham, AL 35202

EXHIBIT "A"

A tract of land situated in the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 20, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the NE corner of the NW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 20, Township 19 South, Range 1 West and run West along the North boundary of said  $\frac{1}{4}$  -  $\frac{1}{4}$  section line 350.00 feet to the point of beginning; thence continue along the last described course 383.84 feet to a point on the Easterly right of way line of State Highway No. 280 (as found monumented); thence along said Easterly right of way line the next (3) courses; turn left  $76^{\circ}3'40''$  and run 26.54 feet; thence turn left  $45^{\circ}16'55''$  and run 500.00 feet; thence turn left  $30^{\circ}56'02''$  and run 113.46 feet to a point on the Northerly right of way line of an unnamed public road; thence turn left  $59^{\circ}05'40''$  and run along said Northerly right of way line 36.53 feet; thence turn left  $58^{\circ}51'13''$  and run 486.59 feet to the point of beginning.