

RECORDATION REQUESTED BY:

State Farm Bank, F.S.B.
Bank Loan Center
One State Farm Plaza
Bloomington, IL 61710

20030728000482670 Pg 1/2 44.00
Shelby Cnty Judge of Probate, AL
07/28/2003 12:20:00 FILED/CERTIFIED

WHEN RECORDED MAIL TO:

State Farm Bank, F.S.B.
P O Box 5961
Madison, WI 57305-0961

RETURN TO:
FIRST AMERICAN ELS
6701 CARMEL ROAD
SUITE 302
CHARLOTTE, NC 28226

SEND TAX NOTICES TO:

SCOTT A BUTTERWORTH
FRANCES S BUTTERWORTH
105 MILGRAY LN
CALERA, AL 35040

First American Equity Loan Services, Inc.
SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE dated April 10, 2003, is made and executed between **SCOTT A BUTTERWORTH** and **FRANCES S BUTTERWORTH**; as Husband and Wife (referred to below as "Grantor") and **State Farm Bank, F.S.B.**, whose address is **One State Farm Plaza, Bloomington, IL 61710** (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated August 28, 2002 (the "Mortgage") which has been recorded in SHELBY County, State of Alabama, as follows:

RECORDED ON SEPTEMBER 18, 2002 IN INSTRUMENT NO. 20020918000448820 IN SHELBY COUNTY RECORDS.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in SHELBY County, State of Alabama:

LOT 9, ACCORDING TO THE SURVEY OF SOUTHERN HILLS, SECTOR 5, AS RECORDED IN MAP BOOK 16, PAGE 132, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, BEING SITUATED IN SHELBY COUNTY.

DATE RECORD OWNERSHIP ACQUIRED: 03-07-2000
INSTRUMENT NO.: 2000-7186

The Real Property or its address is commonly known as 105 MILGRAY LN, CALERA, AL 35040. The Real Property tax identification number is 28-3-05-0-002-009.000

MODIFICATION. Lender and Grantor hereby modify the Mortgage as follows:

PRINCIPAL INCREASE OF \$5,000.00. THE LIEN OF THE MORTGAGE SHALL NOT EXCEED AT ANY ONE TIME \$20,000.00. THE MATURITY DATE OF THIS MORTGAGE WILL BE MAY 31, 2010.

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorser to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED APRIL 10, 2003.

THIS MODIFICATION IS GIVEN UNDER SEAL AND IT IS INTENDED THAT THIS MODIFICATION IS AND SHALL CONSTITUTE AND HAVE THE EFFECT OF A SEALED INSTRUMENT ACCORDING TO LAW.

GRANTOR:

X Scott A Butterworth (Seal)
SCOTT A BUTTERWORTH, Individually

X Frances S Butterworth (Seal)
FRANCES S BUTTERWORTH, Individually

LENDER: State Farm Bank

X Steven W. Hahn (Seal)
Authorized Signer Steven W. Hahn

MODIFICATION OF MORTGAGE
(Continued)

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This Modification of Mortgage prepared by:

Name: Jackie Miller, State Farm Bank
Address: 1212 Fern Ridge
City, State, ZIP: St Louis Mo 63141

INDIVIDUAL ACKNOWLEDGMENT

STATE OF

Al

)

COUNTY OF

Chilton

) SS

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I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **SCOTT A BUTTERWORTH and FRANCES S BUTTERWORTH, as Husband and Wife**, 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 said Modification, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this

10th

day of

April

20

05

Paul Ellison

Notary Public

My commission expires

10/24/05

LENDER ACKNOWLEDGMENT

STATE OF

Missouri

)

COUNTY OF

St. Louis

) SS

)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **Steven W. Hahn** a corporation, is signed to the foregoing Modification and who is known to me, acknowledged before me on this day that, being informed of the contents of said Modification of Mortgage, he or she, 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

18th

day of

April

20

05

Jacqueline M. Miller

Notary Public

My commission expires

9-23-05

