

FIRST AMENDMENT TO
ARTICLES OF ORGANIZATION
OF
DANIEL HOMES, LLC

TO THE HONORABLE JUDGE OF PROBATE
OF SHELBY COUNTY, ALABAMA:

Pursuant to the provisions of the Code of Alabama § 10-12-11 (1999), Daniel Homes, LLC hereby adopts the following First Amendment to its Articles of Organization:

1. The name of the limited liability company is:

Daniel Homes, LLC (the "Company")

2. The original Articles of Organization of the Company were filed in the office of the Probate Judge of Shelby County on November 6, 2003, as Instrument Number 2003-737630.

3. The amendment so adopted is:

FIRST: Article 9 of the original Articles of Organization is hereby amended by deleting such Article 9 in its entirety and substituting the following in lieu thereof:

9. MANAGEMENT BY MANAGER. The management of the Company shall be vested in one or more managers. The managers shall be designated, appointed, elected, removed or replaced in accordance with the terms and conditions set forth in that certain Operating Agreement by and among the Company and its Members. The name and address of the initial manager of the Company, who shall serve as manager of the Company until her successor is elected, are:

Margi J. Ingram
3595 Grandview Parkway, Suite 400
Birmingham, Alabama 35243

SECOND: Except as hereinabove amended, the Articles of Organization of the Company are continued in full force and effect.

IN WITNESS WHEREOF, the undersigned Member of the Company, has executed this First Amendment to Articles of Organization of Daniel Homes, LLC as of January 1st, 2004.

DANIEL REALTY COMPANY, an Alabama
general partnership

By: Daniel Equity Company, LLC, an Alabama
limited liability company, Its Managing
Partner

By: Daniel Realty Corporation, an Alabama
corporation, Its Manager

By: Steve E. Camp
Its: Secretary