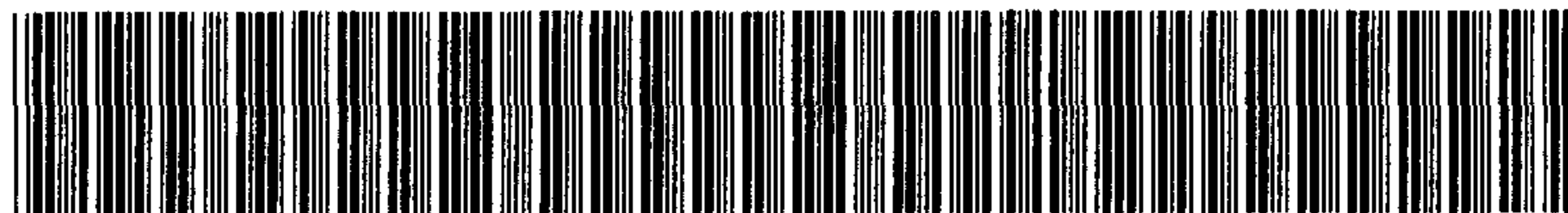


WHEN RECORDED MAIL TO:
Regions Loan Servicing Release
P O Box 4897
Montgomery, AL 36103

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY



MODIFICATION OF MORTGAGE



DOC48000300000030296788000000

THIS MODIFICATION OF MORTGAGE dated May 19, 2004, is made and executed between Jimmy F Daviston, whose address is 2372 Ridge Trail, Birmingham, AL 35242-3758 and Shirley P Daviston, whose address is 2372 Ridge Trail, Birmingham, AL 35242-3758; husband and wife (referred to below as "Grantor") and REGIONS BANK, whose address is 529 MONTGOMERY HIGHWAY, VESTAVIA HILLS, AL 35216 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated January 16, 1997 (the "Mortgage") which has been recorded in Shelby County, State of Alabama, as follows:

Recorded on 01-24-1997 in the Office of Judge of Probate, Instrument Number: 1997-02500.

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

Lot 19, according to the Survey of First Sector, The Ridge at Meadowbrook, as recorded in Map Book 14, Page 41 A & B, in the Probate Office of Shelby County, Alabama. Minerals and mining rights excepted.

The Real Property or its address is commonly known as 2372 Ridge Trail, Birmingham, AL 35242.

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

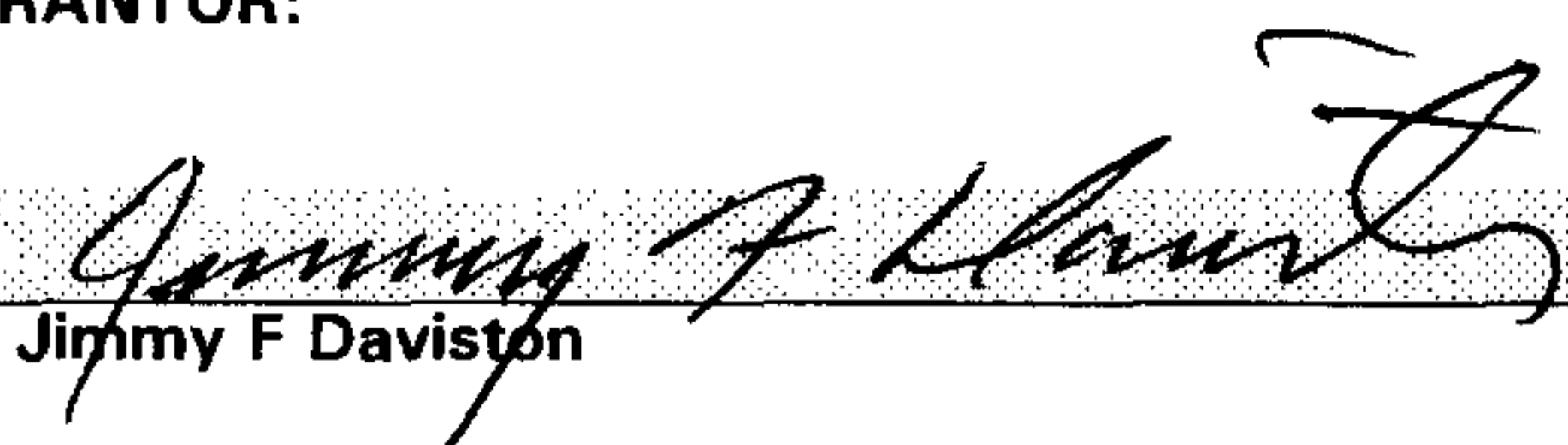
Principal increase from \$50,000.00 to \$200,000.00.

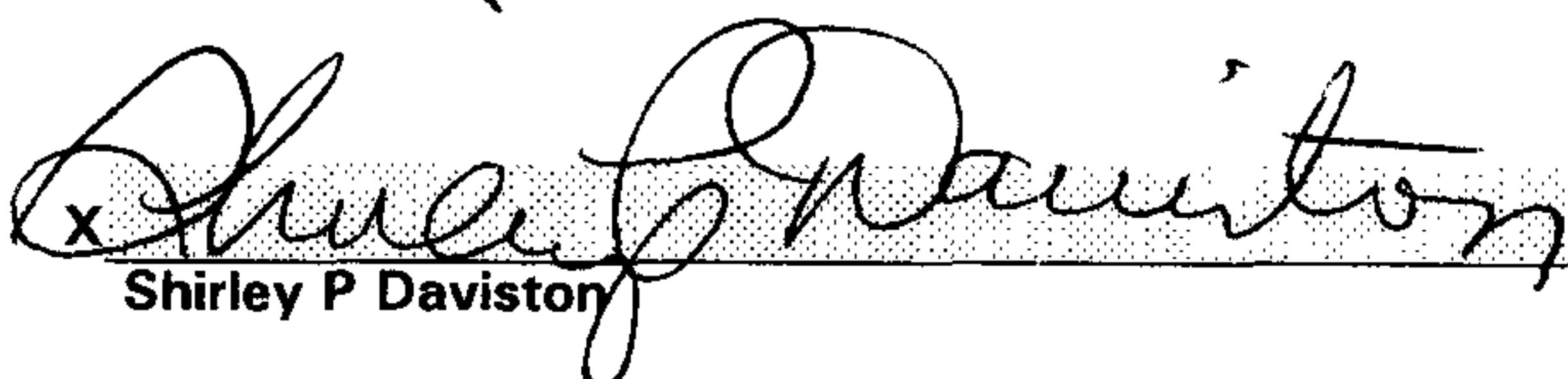
CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right 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 a 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 MAY 19, 2004.

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  (Seal)
Jimmy F Daviston

X  (Seal)
Shirley P Daviston

LENDER:

 X  (Seal)
Authorized Signer

This Modification of Mortgage prepared by:

Name: Rose A Rawlins
Address: 529 MONTGOMERY HIGHWAY
City, State, ZIP: VESTAVIA HILLS, AL 35216

MODIFICATION OF MORTGAGE
(Continued)

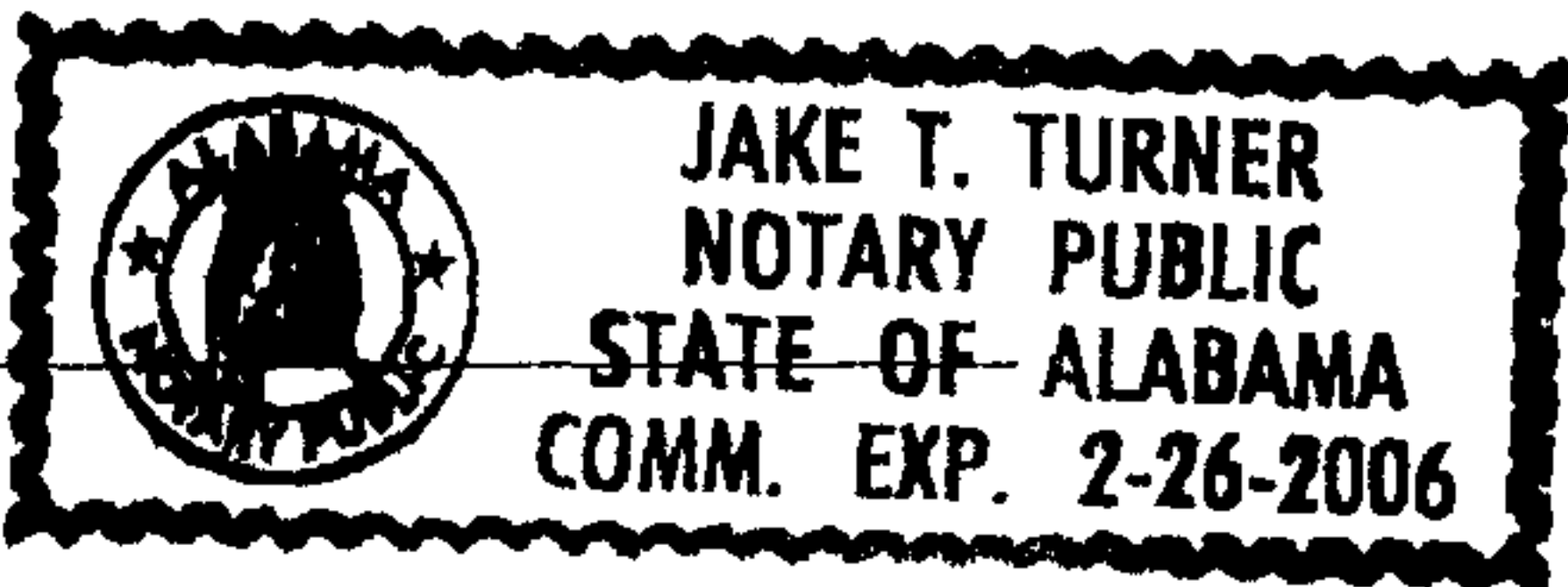
Loan No: 00300000030296788

Page 2

INDIVIDUAL ACKNOWLEDGMENT

STATE OF AL)
) SS
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **Jimmy F Daviston and Shirley P Daviston, 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 1st day of May, 20 04.

My commission expires _____
 [Signature] Notary Public

LENDER ACKNOWLEDGMENT

STATE OF _____)
) SS
COUNTY OF _____)

20040527000283170 Pg 2/2 239.00
Shelby Cnty Judge of Probate, AL
05/27/2004 11:10:00 FILED/CERTIFIED

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that _____ 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 _____ day of _____, 20 _____.

Notary Public
My commission expires _____