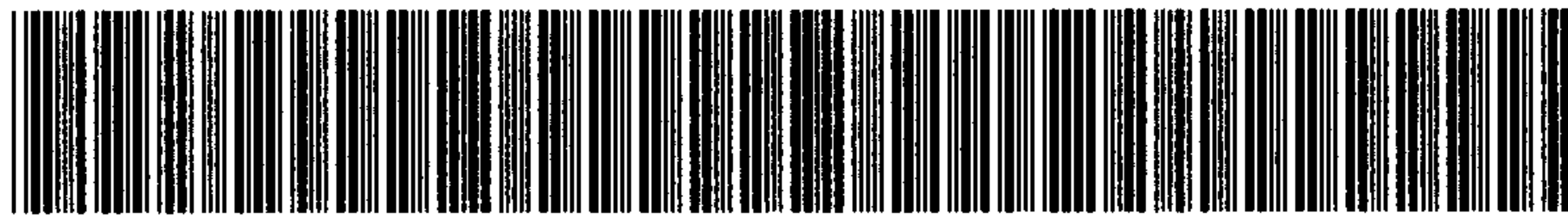


WHEN RECORDED MAIL TO:
Regions Loan Servicing Release
P O Box 4897
Montgomery, AL 36103

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY



MODIFICATION OF MORTGAGE



DOC48000300000030297335000000

THIS MODIFICATION OF MORTGAGE dated September 3, 2004, is made and executed between KENNETH C FOSS, whose address is 139 WEATHERLY WAY, PELHAM, AL 35124-2801 and DIANE A FOSS, whose address is 139 WEATHERLY WAY, PELHAM, AL 35124; 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 August 12, 1999 (the "Mortgage") which has been recorded in SHELBY County, State of Alabama, as follows:

Recorded date 08/24/1999 in Instrument # 1999-35447 with the Judge of Probate Office.

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

LOT 124, ACCORDING TO THE SURVEY OF WEATHERLY, SECOND SECTOR, PHASE II, AS RECORDED IN MAP BOOK 14,PAGE 73A, B, C IN THE PROBATE OFFICE OFSHELBY COUNTY, ALABAMA; SITUATED IN SHELBY COUNTY, ALABAMA.

The Real Property or its address is commonly known as 139 WEATHERLY WAY, PELHAM, AL 35124-2801.

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

Principal increase from \$25,000.00 to \$50,000.00.


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 as liable all parties to the Mortgage and all parties, makers and endorsers 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 SEPTEMBER 3, 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.

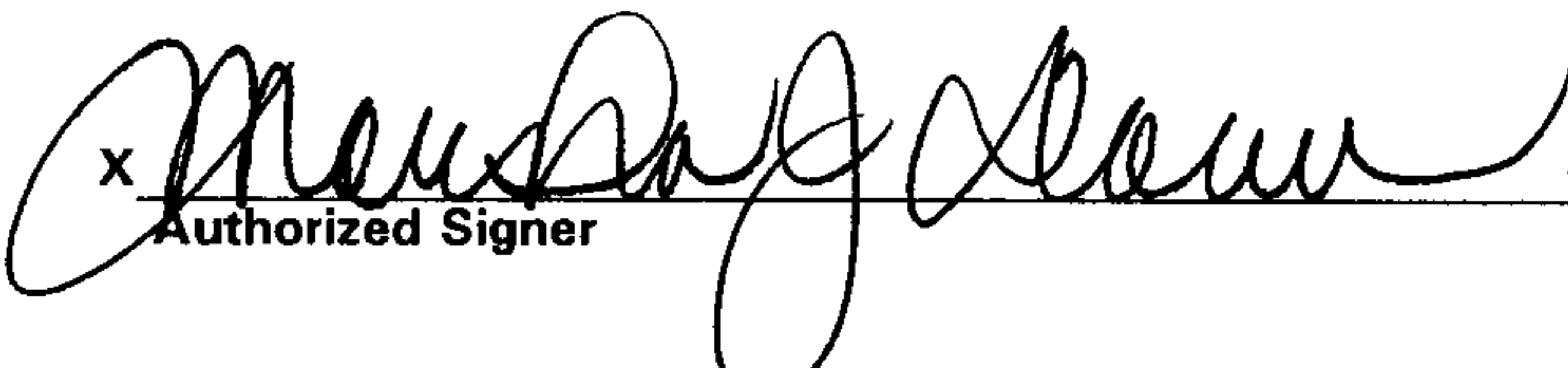
GRANTOR:

X  (Seal)
KENNETH C FOSS

X  (Seal)
DIANE A FOSS

LENDER:

REGIONS BANK

X  (Seal)
Authorized Signer

This Modification of Mortgage prepared by:

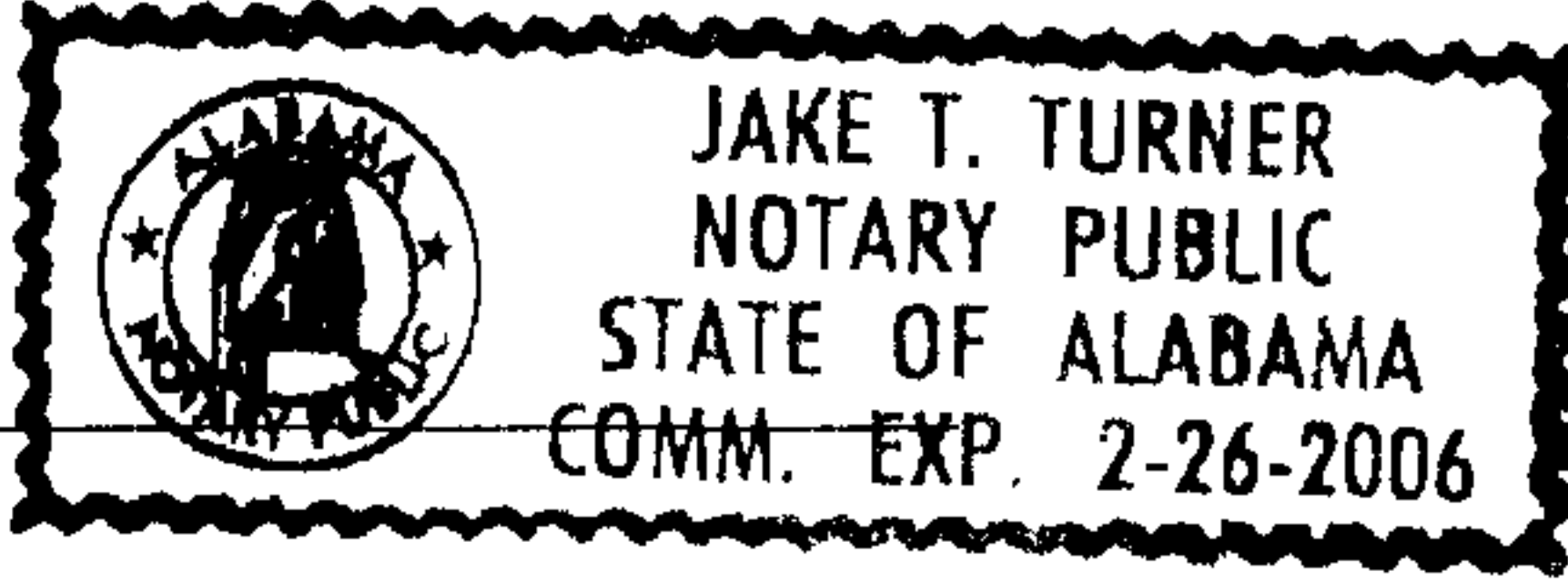
Name: Rose A Rawlins
Address: 529 MONTGOMERY HIGHWAY
City, State, ZIP: VESTAVIA HILLS, AL 35216

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 **KENNETH C FOSS and DIANE A FOSS, 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 3RD day of SEPT, 2004.



[Signature]
Notary Public

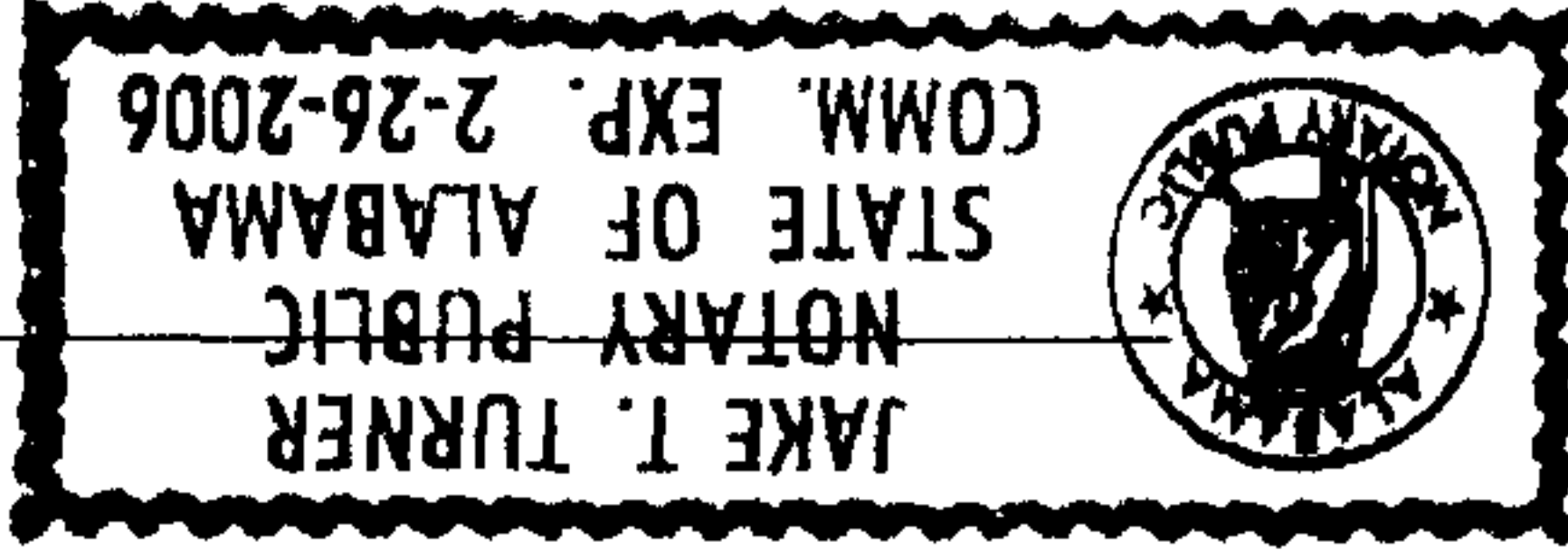
My commission expires _____

LENDER 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 MARSHA J WOOD AN OFFICER OF REGIONS BANK 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 23RD day of SEPT., 2004.



[Signature]
Notary Public

My commission expires _____