

**RECORDATION REQUESTED BY:**

Wachovia Bank, National Association, successor by merger to  
SouthTrust Bank  
Birmingham Business Banking  
420 North 20th Street, 10th Floor  
P.O. Box 2554  
Birmingham, AL 35290

20050208000062830 Pg 1/3 18.00  
Shelby Cnty Judge of Probate, AL  
02/08/2005 10:56:00 FILED/CERTIFIED

**WHEN RECORDED MAIL TO:**

Wachovia Bank, National Association, successor by merger to  
SouthTrust Bank  
RLPC - North Alabama A-001-LO-0111  
6434 1st Avenue North  
Birmingham, AL 35212

**SEND TAX NOTICES TO:**

BROCK'S GAP TRAINING CENTER, INC.  
304 EDGEWOOD BLVD  
HOMEWOOD, AL 35209

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

**MODIFICATION OF MORTGAGE**



\*07410002188070000000018000129\*

**THIS MODIFICATION OF MORTGAGE** dated January 12, 2005, is made and executed between **BROCK'S GAP TRAINING CENTER, INC.**, whose address is 304 EDGEWOOD BLVD, HOMEWOOD, AL 35209 (referred to below as "Grantor") and Wachovia Bank, National Association, successor by merger to SouthTrust Bank, whose address is 420 North 20th Street, 10th Floor, P.O. Box 2554, Birmingham, AL 35290 (referred to below as "Lender").

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

**\$600,000.00 MORTGAGE FILED WITH THE SHELBY COUNTY JUDGE OF PROBATE, BOOK 200262, PAGE 2168.**

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

See EXHIBIT "A", which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as 304 EDGEWOOD BLVD, HOMEWOOD, AL 35209.

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

**THIS MORTGAGE IS HEREBY MODIFIED TO CHANGE THE MORTGAGOR'S NAME FROM THE STEEL CITY SPORTS SHOOTING ASSOCIATION, INC. TO BROCK'S GAP TRAINING CENTER, INC.**

**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 JANUARY 12, 2005.**

**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.**

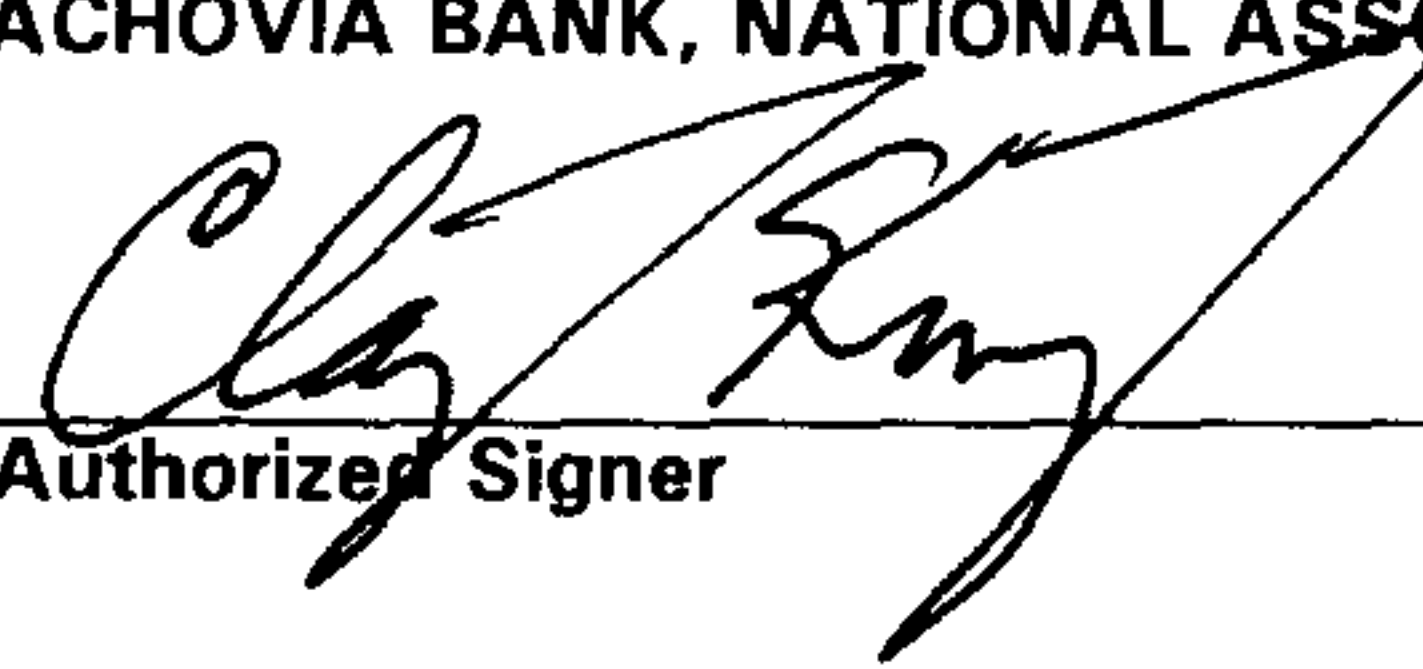
**GRANTOR:**

**BROCK'S GAP TRAINING CENTER, INC.**

By:  (Seal)  
DAVID CLANTON, VICE PRESIDENT of BROCK'S  
GAP TRAINING CENTER, INC.

**LENDER:**

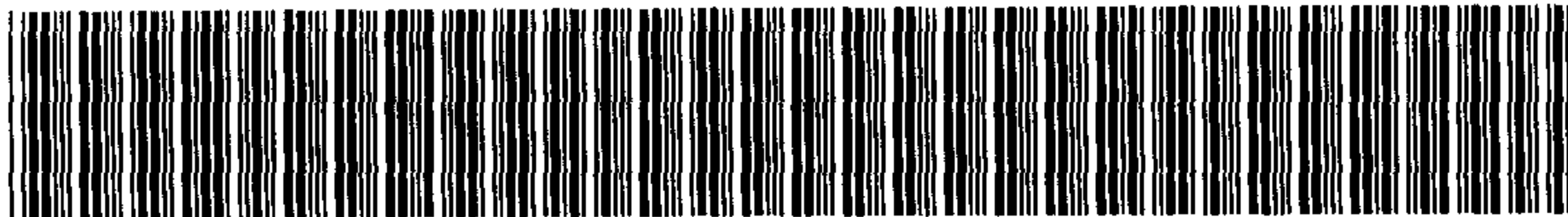
**WACHOVIA BANK, NATIONAL ASSOCIATION, SUCCESSOR BY MERGER TO SOUTHTRUST BANK**

X  (Seal)  
Authorized Signer

This Modification of Mortgage prepared by:

Name: BERTHENE WILLIAMS  
Address: 420 North 20th Street, 10th Floor  
City, State, ZIP: Birmingham, AL 35290





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MODIFICATION OF MORTGAGE  
(Continued)

Loan No: 0000000018

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CORPORATE ACKNOWLEDGMENT

STATE OF Alabama )  
 ) SS  
COUNTY OF Teggersa )

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **DAVID CLANTON, VICE PRESIDENT of BROCK'S GAP TRAINING CENTER, INC.**, 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 14 day of January, 2005.  
Berthene Williams  
Notary Public  
**MY COMMISSION EXPIRES  
SEPTEMBER 7, 2007.**  
My commission expires \_\_\_\_\_

LENDER ACKNOWLEDGMENT

STATE OF Alabama )  
 ) SS  
COUNTY OF Teggersa )

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that Clay King  
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 14 day of January, 2005.  
Berthene Williams  
Notary Public  
**MY COMMISSION EXPIRES  
SEPTEMBER 7, 2007.**  
My commission expires \_\_\_\_\_



ALSO:

Easement "A"

An easement running along an existing road, said road extending from the Easterly line of the subject property to the North line of the Northeast quarter of the Northwest quarter of said Section 5 and being more particularly described as follows: Commence at the Northwest corner of the Southwest quarter of the Northeast quarter of Section 5, Township 20 South, Range 3 West, Shelby County, Alabama and run in an Easterly direction along the North line of said 1/4-1/4 section for 370.00 feet; thence deflect 50°35'10" and run to the right in a Southeasterly direction for 424.08 feet to the Point Of Beginning of the herein described centerline; thence deflect 116°19'13" and run to the left in a Northeasterly direction along the centerline of an existing paved road for 78.51 feet; thence deflect 60°00'00" and run to the left in a Northwesterly direction along said centerline for 518.67 feet; thence run along the arc of a curve to the right having a central angle of 15°32'53" and a radius of 1000.00 feet in a Northwesterly direction along said centerline for 271.36 feet; thence run tangent to the last described curve in a Northwesterly direction along said centerline for 846.96 feet; thence run along the arc of a curve to the right having a central angle of 8°17'08" and a radius of 925.0 feet in a Northwesterly to Northerly direction along said centerline for 133.76 feet to a point on the North line of the Northeast quarter of the Northwest quarter of said Section 5, said point lying 43.6 feet more or less West of the Northeast corner said 1/4-1/4 section and being the end of the herein described centerline.

Easement "B"

An easement running along an existing road, said road extending from the Westerly line of Southwest quarter of the Southeast quarter of Section 32, Township 19 South, Range 3 West, Jefferson County, Alabama to the Southerly right-of-way of South Shades Crest Road and being more particularly described as follows: Commence at the Northwest corner of the Southwest quarter of the Southeast quarter of said Section 32 and run in a Southerly direction along the West line of said 1/4-1/4 section for 307.11 feet to the Point Of Beginning of the herein described centerline; thence deflect 174°06'05" and run to the left in a Northerly direction along said centerline for 291.75 feet; thence run along the arc of a curve to the left having a central angle of 20°59'23" and a radius of 400.00 feet in a Northerly direction along said centerline for 146.54 feet; thence run tangent to the last described curve in a Northwesterly direction along said centerline for 694.0 feet, more or less, to the Southerly right-of-way of South Shades Crest Road and the end of the herein described centerline.

NOTES:

1. Boundary lines were established using existing monuments, Tennessee Coal and Iron section plats, and information provided by client.
2. No title search was conducted in preparation of this survey. Properties may be subject to easements for existing utilities or other easements of record.
3. Field survey completed on June 10, 2002.
4. Existing improvements including fences are not shown hereon.