

#### WHEN RECORDED MAIL TO:

Amenith Dank

6 ....

FERLISI, GERALD G

Record and Return To: Fisery Lending Solutions 600-A N John Rodes Blvd. MELBOURNE, FL 32934

20062131451040

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

# 07/100202456 MODIFICATION OF MORTGAGE

THIS MODIFICATION OF MORTGAGE dated August 14, 2006, is made and executed between GERALD G FERLISI , whose address is 310 HIGHLAND VIEW DR, BIRMINGHAM, AL 352426811 and ARLENE E FERLISI, AKA ARLENE FERLISI, whose address is 310 HIGHLAND VIEW DR, BIRMINGHAM, AL 352426811; husband and wife (referred to below as "Grantor") and AmSouth Bank, whose address is 1592 Montgomery Highway, Birmingham, AL 35216 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated March 3, 2005 (the "Mortgage") which has been recorded in SHELBY County, State of Alabama, as follows:

RECORDED 03-24-2005 INSTRUMENT #20050324000133700.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in SHELBY 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 310 HIGHLAND VIEW DR, BIRMINGHAM, AL 352420000.

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

The Credit Limit or maximum principal indebtedness secured by the Mortgage (excluding finance charges, any temporary overages, other charges and any amounts expended or advanced as provided in the Mortgage) is hereby increased from \$200000.00 to \$400000.00.

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 AUGUST 14, 2006.

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:** 

(Seal) GERALD G FERLISI

LENDER:

**AMSOUTH BANK** 

**Authorized Signer** 

(Seal)

This Modification of Mortgage prepared by:

Name: Ada Matthews Address: P.O. BOX 830721

City, State, ZIP: BIRMINGHAM, AL 35283

### MODIFICATION OF MORTGAGE (Continued)



20060914000455730 2/3 \$318.00 Shelby Cnty Judge of Probate, AL 09/14/2006 08:43:54AM FILED/CERT

#### INDIVIDUAL ACKNOWLEDGMENT

STATE OF Blabama		
STATE OF Blallymu		
	) SS	
COUNTY OF Shelby	)	
	day of	
My commission expires Commission Expires: Apr 1, 2009	Notary Public	
LENDER A	ACKNOWLEDGMENT	
STATE OF Halama		
	) SS	
COUNTY OF THE LAY		
I, the undersigned authority, a Notary Public in and for said count	nty in said state, hereby certify that <u>an what here</u> poration, is signed to the foregoing Modification and who is known to	
	e contents of said Modification of Mortgage, he or she, as such officer and	
Given under my hand and official seal this	day of Hua 10 ,2906.	
Civori dridor my ridira drid ormania dod drido dridor drid	Renda Wut	
NOTARY PUBLIC STATE OF ALABAMA AT LARGE	Notary Public 7	
MY COMMISSION EXPIRES: Apr 1, 2009		
My commission expires		

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G2336353

## SCHEDULE A

THE FOLLOWING DESCRIBED REAL ESTATE SITUATED IN SHELBY COUNTY, ALABAMA, TO WIT:

LOT 1906, ACCORDING TO THE SURVEY OF HIGHLAND LAKES, SECTION 19, AS RECORDED IN MAP BOOK 30 PAGE 121, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

KNOWN: 310 HIGHLAND VIEW DR

PARCEL: 09-2-04-0-002-002-044