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Shelby Cnty Judge of Probate, AL
03/21/2007 03:04:47PM FILED/CERT

AMENDMENT TO
REAL ESTATE MORTGAGE AND SECURITY AGREEMENT

This Amendment (the "Amendment") is made and entered into on MARCH 9, 2007, by and between BRANTLEY HOMES, INC (hereinafter called the "Mortgagor", whether one or more) and First Commercial Bank (hereinafter called the "Mortgagee").

RECITALS

A. BRANTLEY HOMES, INC (hereinafter called the "Borrower", whether one or more) has (have) entered into as agreement entitled "First Commercial Bank Real Estate Mortgage and Security Agreement", executed by the Borrower in favor of the Mortgagee dated FEBRUARY 24, 2006 (the "Credit Agreement"). This Credit Agreement is in the amount of TWO HUNDRED SIXTY EIGHT THOUSAND AND ZERO CENTS Dollars ($ 268,000.00).

B. The Mortgagor has executed in favor of the Mortgagee a Real Estate Mortgage and Security Agreement (the "Mortgage") recorded APRIL 4, 2006 in Inst.# 20060404000155710, in the Probate Office of SHELBY County, Alabama.

C. The Borrower and the Mortgagor have requested that the Mortgagee increase the Mortgage amount to THREE HUNDRED EIGHT THOUSAND AND ZERO CENTS Dollars ($ 308,000.00).

D. The Mortgagee has required, as a condition to approving the request for the Amended Mortgage, that the Mortgagor enter into this Amendment.

Except as specifically amended hereby, the Mortgage shall remain in full force and effect in accordance with its terms.

IN WITNESS WHEREOF, the parties have hereunto caused this instrument to be executed effective this 9TH day of MARCH, 2007.

BRANTLEY HOMES, INC

_____(SEAL)
BILL BRANTLEY / PRESIDENT

_____(SEAL)

FIRST COMMERCIAL BANK
MORTGAGEE

By: _____
JOE FOUNTAIN
Its: ASSISTANT VICE PRESIDENT

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CORPORATE ACKNOWLEDGEMENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that BILL BRANTLEY, whose names as PRESIDENT of BRANTLEY HOMES, INC a CORPORATION is signed to the foregoing amendment, and who is known to me, acknowledged before me on this day that, being informed of the contents of said amendment, has executed the same voluntarily on the day the same bears date.

Given under my hand and Official seal this 9TH day of MARCH, 2007.

(NOTARIAL SEAL)

Duana S Land
Notary Public

My Commission expires: 03/29/09

CORPORATE ACKNOWLEDGEMENT

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that JOE FOUNTAIN whose name as ASSISTANT VICE PRESIDENT of First Commercial Bank, a corporation, is signed to the foregoing amendment, and who is known to me, acknowledged before me on this day that, being informed of the contents of said amendment, (s)he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Give under my hand and Official seal this 9TH day of MARCH, 2007.

(NOTARIAL SEAL)

Duana S Land
Notary Public

My Commission expires: 03/29/09

This instrument prepared by:

Name:
First Commercial Bank
Address: P. O. Box 11746
Birmingham, AL 35202-1746