



A NAME & PHONE OF CONTROL AT FILER (prisonal) Lisa Parker 205-250-8400 B. SEND ACKHOWLEGCRENT TO: (Name and Address) Najjar Denaburg, P.C. 2125 Morris Avenue Birmingham, A.I. 35203 THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY 1. DEBTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names 1a. ORGANIZATION'S NAME Distinctive Builders, Inc. The Introducts Last name FIRST NAME FIRST NAME FIRST NAME MIDDLE NAME SUPPIX SUPPIX SUPPIX AL. 35242 USA ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names AL. 35242 USA ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 26) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer name (falor 16) - do not abbreviate or combine names 2 ADDITIONAL DESTOR'S EXACT FULL LEGAL NAME - ment only gag dealer na	JCC FINANCING STATEMENT			
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	. This FINANCING STATEMENT covers the following collateral:			
The property described on Schedule "I" attached hereto and incorporated herein by this reference.				

5. ALTERNATIVE DESIGNATION [if applicable]:	LESSEE/LESSOR	CONSIGNEE	CONSIGNOR	BAILEE/BAILOR	SELLER/BUYER	AG. LIEN	NON-UCC FILING
 This FINANCING STATEMENT is to be filed [f ESTATE RECORDS. Attach Addendum 	or record] (or recorded) in	n the REAL [if applicable]	7. Check to REC	DUEST SEARCH REPO	RT(S) on Debtor(s) [optional]	All Debtors	Debtor 1 Debtor 2
8 OPTIONAL FILER REFERENCE DATA							

SCHEDULE "I"

20070809000374080 2/4 \$32.00 Shelby Cnty Judge of Probate, AL 08/09/2007 01:27:18PM FILED/CERT

TO

FINANCING STATEMENT (UCC-1)

Debtor/Mortgagor:	Distinctive Builders, Inc.
Secured Party/Mortgagee	: Regions Bank
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The following (hereinafte	er "Mortgaged Property"):

- a) The Land situated in Shelby County, Alabama and described on Exhibit "A" attached hereto and incorporated herein by this reference;
- b) Together with all buildings, equipment, machinery, structures, and improvements of every nature whatsoever now or hereafter situated on the Land, and all fixtures, fittings, buildings, materials, machinery, equipment, furniture and furnishings and personal property of every nature whatsoever now or hereafter owned by the Mortgagor and used or intended to be used in connection with or with the operation of the Mortgaged Property, and the buildings, structures or other improvements located thereon, including all extensions, additions, improvements, betterments, renewals, substitutions, replacements and accessions to any of the foregoing, whether such fixtures, fittings, building materials, machinery, equipment, furniture, furnishings and personal property are actually located on or adjacent to the Land or not and whether in storage or otherwise wheresoever the same may be located;
- Together with all easements, rights of way, gores of land, streets, ways, alleys, passages, sewer rights, waters, c) water courses, water rights and powers, and all estates, licenses, rights, titles, interest, privileges, liberties, tenements, hereditaments, and appurtenances whatsoever, in any way belonging, relating or appertaining to any of the Mortgaged Property, or which hereafter shall in any way belong, relate or be appurtenant thereto, whether now owned or hereafter acquired by the Mortgagor, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, property, possession, claim and demand whatsoever at law, as well as in equity, of the Mortgagor of, in and to the same, including but not limited to: i) all rents, royalties, profits, issues and revenues of the Mortgaged Property from time to time accruing, whether under leases or tenancies now existing or hereafter created; and ii) all judgments, awards of damages and settlements hereafter made resulting from condemnation proceedings or the taking of the Mortgaged Property or any part thereof under the power of eminent domain, or for any damage (whether caused by such taking or otherwise) to the Mortgaged Property or the improvements thereon or any part thereof, or to any rights appurtenant thereto, including any award for change of grade of streets. Mortgagee is hereby authorized on behalf of and in the name of Mortgagor to execute and deliver valid acquittance for, and appeal from, any such judgments or awards. Mortgagee may apply all such sums or any part thereof so received, after the payment of all its expenses, including costs and attorney's fees, on any of the indebtedness secured hereby in such manner as it elects or, at its option, the entire amount or any part thereof so received may be released;
- d) Together with all contract and contract rights now existing or hereafter arising which are related to the operation of the property described in Exhibit "A", reserving to Borrower, however, as long as Borrower is not in default, the right to receive the benefits of such contracts and said contract rights.
- e) Together with all leases, written or oral, and all agreements for use or occupancy of any portion of the Mortgaged Property with respect to which the Mortgagor is the lessor, any and all extensions and renewals of said leases and agreements and any and all further leases or agreements, now existing or hereafter made, including subleases thereunder, upon or covering the use or occupancy of all or any part of the Mortgaged Property (all such leases,

subleases, agreements and tenancies heretofore mentioned, being hereinafter collectively referred to as the "Leases");

- f) Together with any and all guaranties of the lessees' and any sublessees' performance under any of the Leases;
- g) Together with the immediate and continuing right to collect and receive all of the rents, income, receipts, revenues, issues and profits now due or which may become due or to which the Mortgagor may now or shall hereafter (including during the period of redemption, if any) become entitled or may demand or claim, arising or issuing from or out of the Leases or from or out of the Mortgaged Property or any part thereof, including, but not limited to, minimum rents, additional rents, percentage rents, common area maintenance charges, parking charges, tax and insurance premium contributions, and liquidated damages following default, the premium payable by any lessee upon the exercise of any cancellation privilege provided for in any of the Leases, and all proceeds payable under any policy of insurance covering loss of rents resulting from untenantability caused by destruction or damage to the Mortgaged Property, together with any and all rights and claims of any kind that the Mortgagor may have against any such lessee under the Leases or against any subtenants or occupants of the Mortgaged Property (all such moneys, rights and claims in this paragraph described being hereinafter referred to as the "Rents"); provided, however, so long as no Event of Default has occurred, the Mortgagor shall have the right under a license granted hereby to collect, receive and retain the Rents (but not prior to accrual thereof);
- h) Together with any award, dividend or other payment made hereafter to the Mortgagor in any court procedure involving any of the lessees under the Leases in any bankruptcy, insolvency or reorganization proceedings in any state or federal court and any and all payments made by lessees in lieu of rent. Mortgagor hereby appoints the Mortgagee as the Mortgagor's irrevocable attorney in fact to appear in any action and/or to collect any such award, dividend, or other payment;
- i) Together with any awards hereafter made for any taking of or injury to said Mortgaged Property through eminent domain or otherwise, including awards or damages for change of grade, and also any return premiums or other payments upon any insurance at any time provided for the benefits of Mortgagee, all of which awards, damages, premiums, and payments are hereby assigned to Mortgagee and may be at any time collected by it; and
- j) All cash and non-cash proceeds and all products of any of the foregoing items or types of property described above, including, but not limited to, all insurance, contract and tort proceeds and claims.

20070809000374080 3/4 \$32.00 Shelby Cnty Judge of Probate, AL 08/09/2007 01:27:18PM FILED/CERT File No. 27-36290A

20070809000374080 4/4 \$32.00 Shelby Cnty Judge of Probate, AL 08/09/2007 01:27:18PM FILED/CERT

Legal Description

Begin at the Southwest corner of the Northeast 1/4 of the Northwest 1/4, Section 10, Township 19 South, Range 1 West; thence run East along the South line of said 1/4-1/4 section a distance of 696.00 feet; thence turn an angle of 89 degrees 36 minutes 44 seconds to the left and run a distance of 519.50 feet; thence turn an angle of 39 degrees 59 minutes 24 seconds to the left and run a distance of 446.36 feet; thence turn an angle of 21 degrees 53 minutes to the left and run a distance of 57.34 feet to the Southeast right of way line of County Highway No. 41; thence turn an angle of 93 degrees 59 minutes 50 seconds to the left and run along said right of way line a distance of 76.42 feet to the point of P.T. of a curve; thence continue along said curve (whose Delta angle is 4 degrees 08 minutes 18 seconds to the right, Radius is 10, 287.40 feet, Tangent distance is 371.66 feet; Length of Arc is 743.01 feet) to the West line of said 1/4-1/4 section; thence turn an angle of 28 degrees 36 minutes 35 seconds to the left from tangent of said curve and run South along the West line of said 1/4-1/4 section a distance of 157.50 feet to the point of beginning; being situated in the Northeast 1/4 of the Northwest 1/4, Section 10, Township 19 South, Range 1 West, Shelby County, Alabama.