

(Increase \$1,661.38)

MORTGAGE MODIFICATION AGREEMENT

20070921000444860 1/2 \$17.55
Shelby Cnty Judge of Probate, AL
09/21/2007 01:25:22PM FILED/CERT

THIS MORTGAGE MODIFICATION AGREEMENT is made and entered into on **September 11, 2007** by and between **Over The Mountain Construction Co, LLC** (hereinafter referred to as the "Mortgagors") and **CENTRAL STATE BANK**, (hereinafter called the "Mortgagee").

WHEREAS, Mortgagor entered into an original Mortgage Agreement with Mortgagee on **May 04, 2006**. Said original Mortgage Agreement was recorded on **May 08, 2006** under Instrument No. **20060508000216580** in the Office of the Judge of Probate of **Shelby County, Alabama**;

WHEREAS, said original Mortgage Agreement was modified and amended by Mortgage Modification Agreement dated **November 10, 2006**. Said Mortgage Modification Agreement was recorded on **December 04, 2006**, under Instrument No. **20061204000586030** in the Office of the Judge of Probate of **Shelby County, Alabama**;

WHEREAS, all parties desire to further modify and amend the terms of the original Mortgage Agreement, as modified and amended, and notes executed simultaneously therewith.

NOW, THEREFORE, these things considered, Mortgagee hereby allows Mortgagor to increase the original Mortgage Agreement, as modified and amended, from **Two Hundred Eighty Three Thousand Six Hundred and 38/100 (283,806.38)** to **Two Hundred Eighty Five Thousand Four Hundred Sixty Seven and 76/100 (285,467.76)**. The new note shall be secured by the original Mortgage Agreement, as modified and amended, and amortized under the terms and conditions of the new note executed simultaneously with this Mortgage Modification Agreement.

IN WITNESS WHEREOF, Mortgagor and Mortgagee have hereunto set their hands and seals on this the **11th** day of **September**, 2007.

20071114000521450 1/3 \$20.00
Shelby Cnty Judge of Probate, AL
11/14/2007 09:00:16AM FILED/CERT

Over The Mountain Construction Co, LLC
Jason Wayne Haupt, Managing Member

(MORTGAGOR)

CENTRAL STATE BANK

By **Carlene R. Hadaway**
Carlene R Hadaway, Senior Vice President
(MORTGAGEE)

This Mortgage Modification is being re-recorded to correct the notary acknowledgment

STATE OF ALABAMA
SHELBY COUNTY

20071114000521450 2/3 \$20.00
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I, the undersigned authority, a Notary Public, in and for said County in said State, personally appeared **Over The Mountain Construction Co, LLC**, whose names are signed to the foregoing Mortgage Modification Agreement and who are known to me, acknowledged before me on this day, that, they being informed of the contents of said agreement, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this **11th** day of **September, 2006**.

Christy Higgins
Notary Public

My Commission Expires: _____

My Commission Expires July 2, 2008

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned authority, a Notary Public, in and for said County in said State, personally appeared **Carlene R Hadaway**, whose name as **Senior Vice President** of **Central State Bank**, is signed to the foregoing Mortgage Modification Agreement and who is known to me, acknowledged before me on this day, that, he as such officer and with full authority executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this **11th** day of **September, 2006**.

Christy Higgins
Notary Public

My Commission Expires: _____

My Commission Expires July 2, 2008

prepared by: Central State Bank
ret: P.O. Box 180
Calera, AL 35040

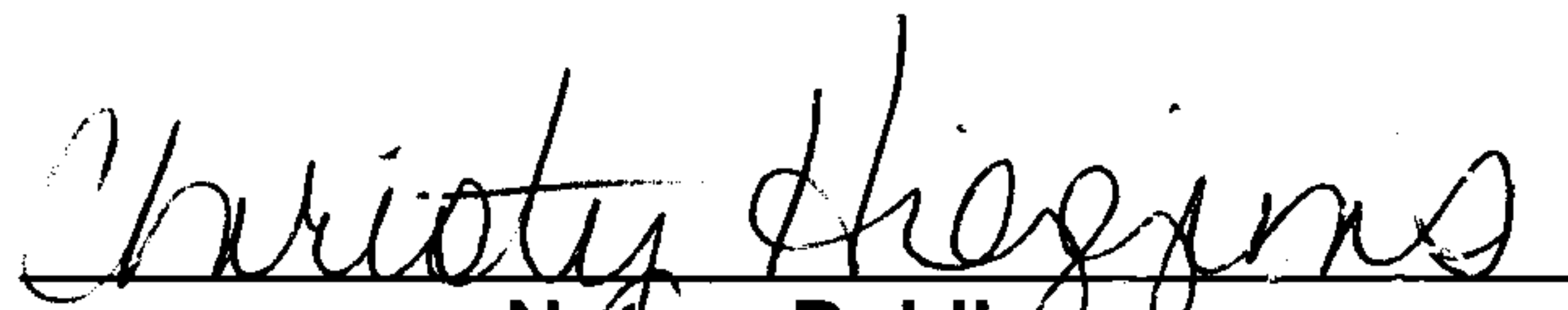


20071114000521450 3/3 \$20.00
Shelby Cnty Judge of Probate, AL
11/14/2007 09:00:16AM FILED/CERT

**STATE OF ALABAMA
SHELBY COUNTY**

I, the undersigned authority, a Notary Public, in and for said County in said State, personally appeared **Jason Wayne Haupt Managing Member for Over The Mountain Construction Co. LLC.**, whose name is signed to the foregoing Mortgage Modification Agreement and who is known to me, acknowledged before me on this day, that, he being informed of the contents of said agreement, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this **8th** day of **November**, 2007


Notary Public

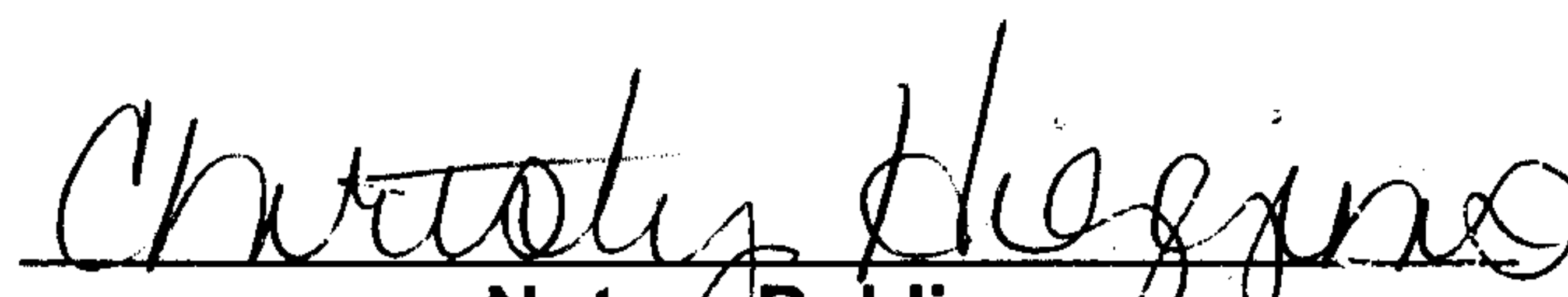
My Commission Expires: _____

My Commission Expires July 2, 2008

**STATE OF ALABAMA
SHELBY COUNTY**

I, the undersigned authority, a Notary Public, in and for said County in said State, personally appeared **John E Cocoris** whose name as **VICE PRESIDENT** of **Central State Bank**, is signed to the foregoing Mortgage Modification Agreement and who is known to me, acknowledged before me on this day, that, he as such officer and with full authority executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this **8th** day of **November** 2007.


Notary Public

My Commission Expires: _____

My Commission Expires July 2, 2008