

THIS INSTRUMENT PREPARED BY:
Najjar Denaburg, P.C.
2125 Morris Avenue
Birmingham, AL 35203

20080801000309950 1/2 \$514.40
Shelby Cnty Judge of Probate, AL
08/01/2008 12:27:01PM FILED/CERT

STATE OF ALABAMA)

MORTGAGE MODIFICATION AGREEMENT

COUNTY OF SHELBY)

This Agreement is by and between **Regions Bank** (Formerly know as: AmSouth Bank) ("Bank") and **Shiloh Creek, LLC**, an Alabama limited liability company ("Borrower").

WHEREAS, Borrower is indebted to Bank as evidenced by a Promissory Note dated February 1, 2005; and secured by a Mortgage on real property situated in Jefferson County, Alabama, such Mortgage being recorded in Instrument No. 20050204000058850 filed for record 2/4/2005 in the office of the Judge of Probate, **SHELBY** County, Alabama ("Mortgage"); and

WHEREAS, Borrower and Bank desire to modify the terms of said Mortgage as set forth herein.

NOW, THEREFORE, for and in consideration of the premises, Borrower and Bank agree that the terms of the Loan are modified as follows:

The commitment amount of the loan and mortgage, which has a current outstanding balance of \$581,705.94, is hereby increased from \$581,705.94 to \$915,300.00, a commitment amount increase of \$333,594.06

Except as modified herein, all of the terms and conditions of the Mortgage shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed effective the 30 day of May, 2008.

ATTEST

Its Daniel W. Hie
Sr. Vice President

ATTEST

Its Daniel W. Hie
Sr. Vice President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

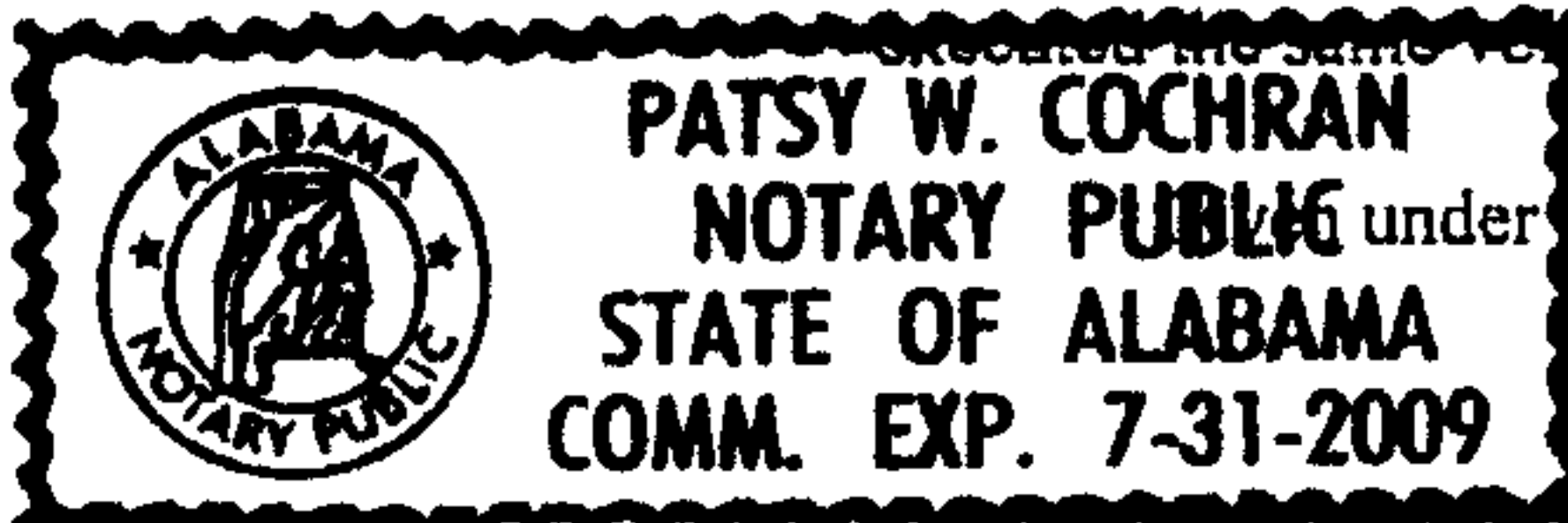
Shiloh Creek, LLC
By: ASKJ, LLC, Member

By: John H. Street, Jr.
Its: Member

Regions Bank

By: Bart F. Lary
Its: Assistant Vice President

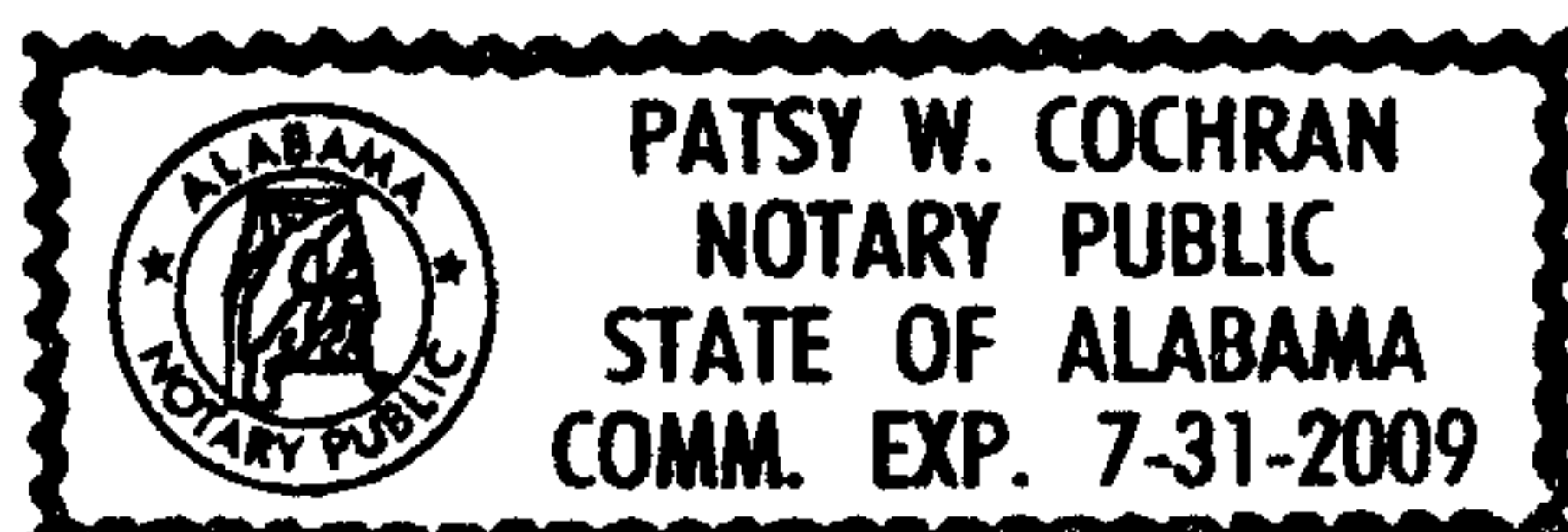
I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **John H. Street, Jr.**, whose name as Member of ASKJ, LLC, an Alabama limited liability company, member of **Shiloh Creek, LLC**, an Alabama limited liability company, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of such conveyance, he, as such member and with full authority, executed the same voluntarily for and as the act of said **Shiloh Creek, LLC**.



STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Bart F. Lary, whose name as AVP of **Regions Bank**, a _____, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said Bank.

Given under my hand and official seal this the 30 day of May, 2008.



Notary Public

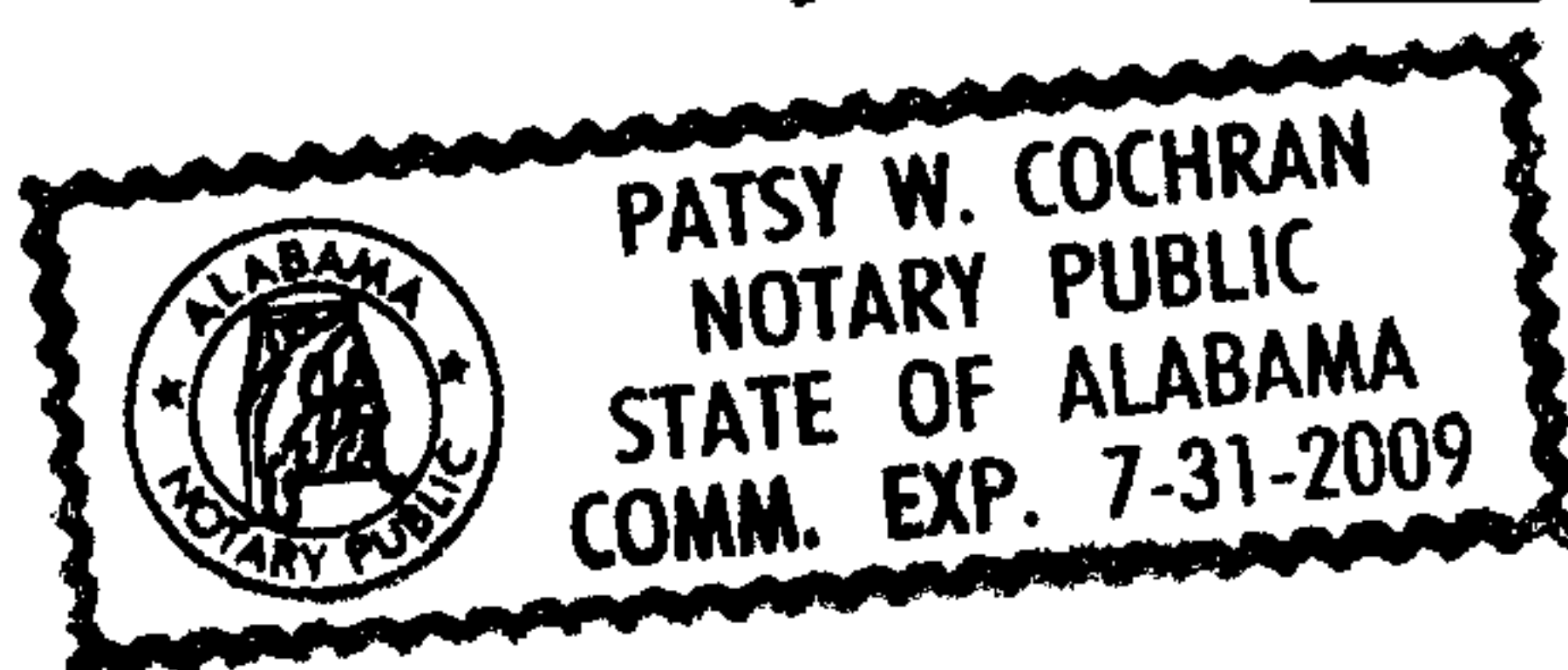
My commission expires: 7-31-09

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STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, Notary Public in and for said County in said State, hereby certify that John H. Street, Jr., whose name as Member of ASKJ, LLC, a limited liability company, member of Shiloh Creek, LLC, a limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this 30 day of May, 2008.

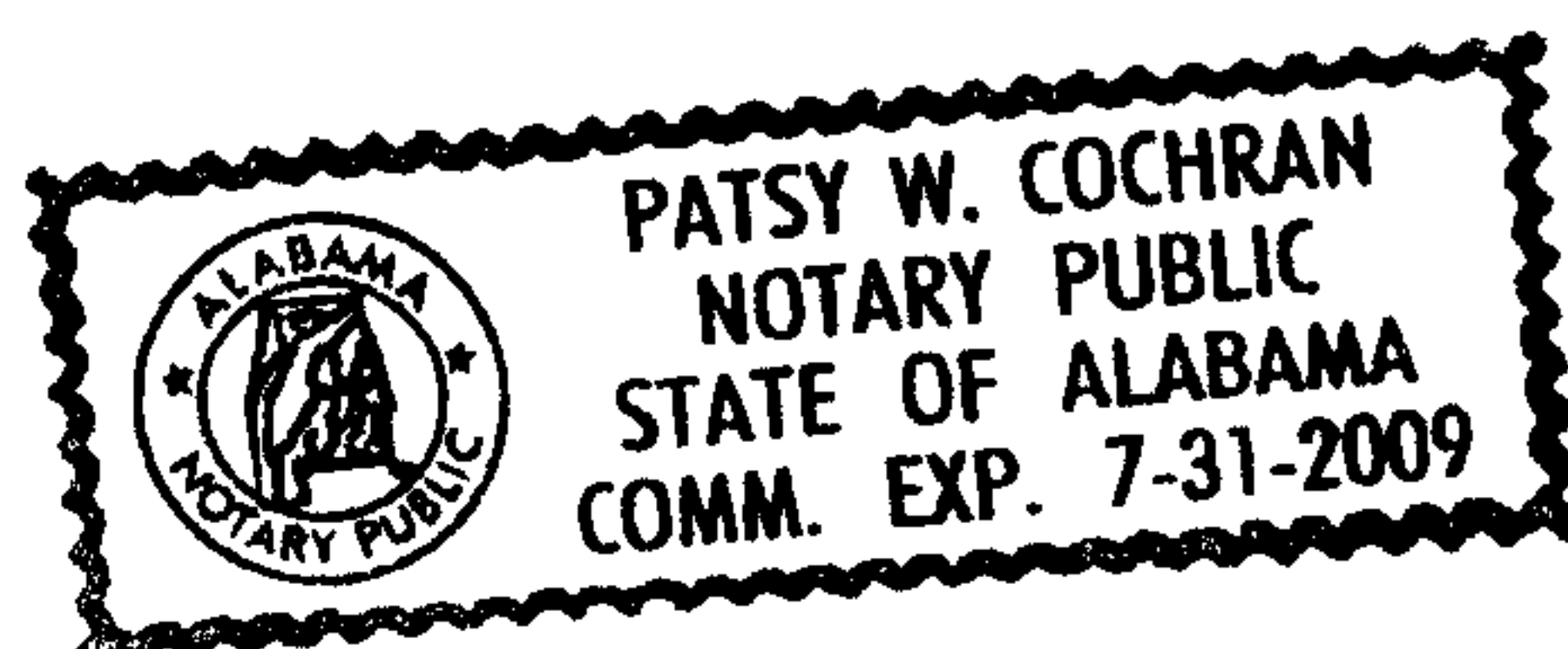


Patsy W. Cochran
Notary Public
My commission expires: 7-31-09

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, Notary Public in and for said County in said State, hereby certify that Barton F. Lary, whose name as Assistant Vice Pres. of Regions Bank, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 30 day of May, 2008.



Patsy W. Cochran
Notary Public
My commission expires: 7-31-09