

THIS INSTRUMENT PREPARED BY:
Regions Bank
1900 5th Avenue North
22nd Floor
Birmingham, AL 35203

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 October 11, 2006; and secured by a Mortgage on real property situated in Shelby County, Alabama, such Mortgage being recorded in Instrument No. 20061019000518380 filed for record 10/19/2006 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 \$4,495,296.86, is hereby increased from \$4,500,000.00 to \$4,850,000.00, a commitment amount increase of \$350,000.00

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 14th day of August, 2008.

ATTEST

Shiloh Creek, LLC
By: ASKJ, LLC, Member

Its _____

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

ATTEST

Regions Bank

Its _____

By: Daniel W. Hill
Its: Sr. Vice President

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

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**.

Given under my hand and official seal this 14th day of August, 2008.

Denise G. Gosdin
Notary Public
My commission expires: MY COMMISSION EXPIRES APRIL 4, 2009

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Daniel W. Hill whose name as S. V. P. of Regions Bank, an Ala Corp, 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 14th day of August 2008.

Denise G. Gosdin
Notary Public
My commission expires: MY COMMISSION EXPIRES APRIL 4, 2009