

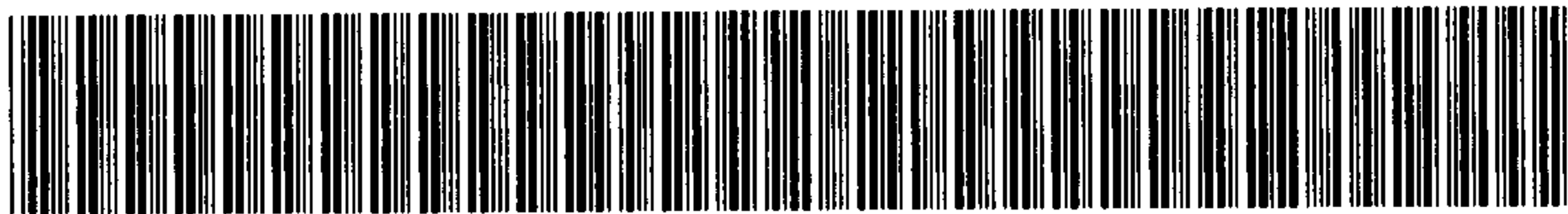
RECORDATION REQUESTED BY:
National Bank of Commerce
Inverness - Birmingham
5 Inverness Center Parkway
Birmingham, AL 35242

WHEN RECORDED MAIL TO:
National Bank of Commerce
P.O. Box 381748
Birmingham, AL 35238

SEND TAX NOTICES TO:
Harold P Whatley II
Holly E Whatley
4121 Crescent Circle
Hoover, AL 35242

SPACE ABOVE THIS LINE IS FOR RECORDER'S USE ONLY

MODIFICATION OF MORTGAGE



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THIS MODIFICATION OF MORTGAGE dated July 3, 2012, is made and executed between Harold P. Whatley II and Holly E. Whatley; a married couple;

Harold P. Whatley II is one and the same person as Harold Prince Whatley II; Holly E. Whatley is one and the same person as Holly Ellis Whatley. (referred to below as "Grantor") and National Bank of Commerce, whose address is 5 Inverness Center Parkway, Birmingham, AL 35242 (referred to below as "Lender").

MORTGAGE. Lender and Grantor have entered into a Mortgage dated September 26, 2011 (the "Mortgage") which has been recorded in Shelby County, State of Alabama, as follows:

recorded October 18, 2011 in Instrument No. 20111018000310460.

REAL PROPERTY DESCRIPTION. The Mortgage covers the following described real property located in Shelby County, State of Alabama:

Lot 35, according to the 1st Amended Map of Greystone Farms Milner's Crescent Sector-Phase 1, as recorded in Map Book 19, Page 140, in the Probate Office of Shelby County, Alabama

The Real Property or its address is commonly known as 4121 Crescent Circle, Hoover, AL 35242.

MODIFICATION. Lender and Grantor hereby modify the Mortgage as follows:

Principal amount of Mortgage is being decreased from EIGHTY NINE THOUSAND FOUR HUNDRED 00/100 U.S. DOLLARS (\$89,400.00) to FORTY FOUR THOUSAND SEVEN HUNDRED 00/100 U.S. DOLLARS (\$44,700.00).

CONTINUING VALIDITY. Except as expressly modified above, the terms of the original Mortgage shall remain unchanged and in full force and effect and are legally valid, binding, and enforceable in accordance with their respective terms. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Mortgage as changed above nor obligate Lender to make any future modifications. Nothing in this Modification shall constitute a satisfaction of the promissory note or other credit agreement secured by the Mortgage (the "Note"). It is the intention of Lender to retain as liable all parties to the Mortgage and all parties, makers and endorser to the Note, including accommodation parties, unless a party is expressly released by Lender in writing. Any maker or endorser, including accommodation makers, shall not be released by virtue of this Modification. If any person who signed the original Mortgage does not sign this Modification, then all persons signing below acknowledge that this Modification is given conditionally, based on the representation to Lender that the non-signing person consents to the changes and provisions of this Modification or otherwise will not be released by it. This waiver applies not only to any initial extension or modification, but also to all such subsequent actions.

GRANTOR ACKNOWLEDGES HAVING READ ALL THE PROVISIONS OF THIS MODIFICATION OF MORTGAGE AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF MORTGAGE IS DATED JULY 3, 2012.

THIS MODIFICATION IS GIVEN UNDER SEAL AND IT IS INTENDED THAT THIS MODIFICATION IS AND SHALL CONSTITUTE AND HAVE THE EFFECT OF A SEALED INSTRUMENT ACCORDING TO LAW.

GRANTOR:

x Harold P Whatley II (Seal)
Harold P Whatley II

x Holly E Whatley (Seal)
Holly E Whatley

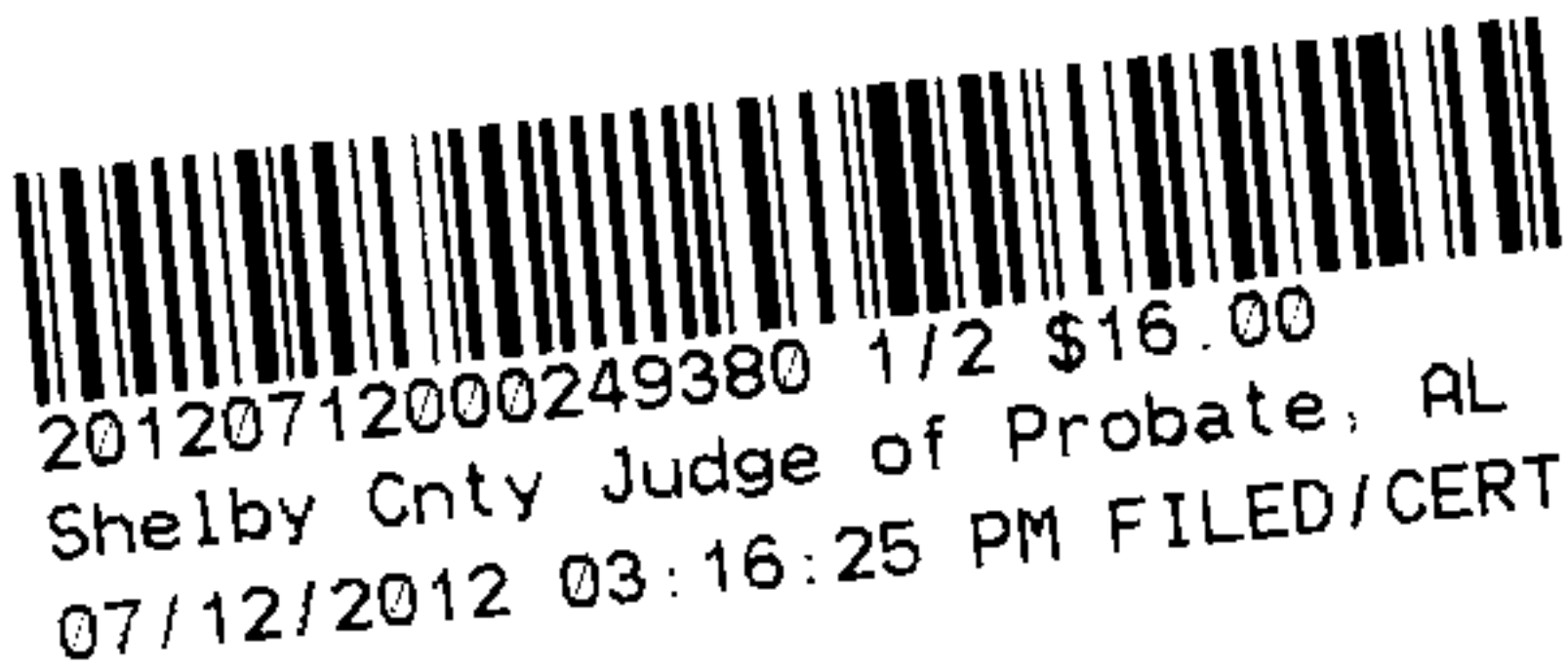
LENDER:

NATIONAL BANK OF COMMERCE

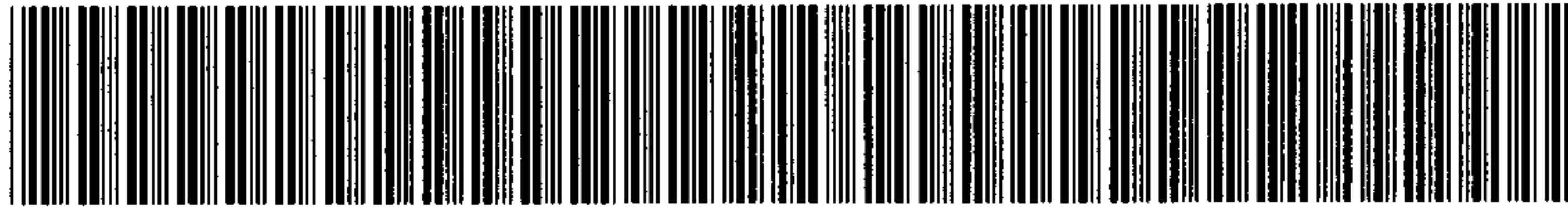
x Lauren Dobson, AVP Branch Manager (Seal)
Lauren Dobson, AVP/Branch Manager

This Modification of Mortgage prepared by:

Name: Sharon Kilgore, Loan Operations Specialist
Address: 5 Inverness Center Parkway
City, State, ZIP: Birmingham, AL 35242



20120712000249380 1/2 \$16.00
Shelby Cnty Judge of Probate, AL
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Loan No: 8018305

MODIFICATION OF MORTGAGE
(Continued)

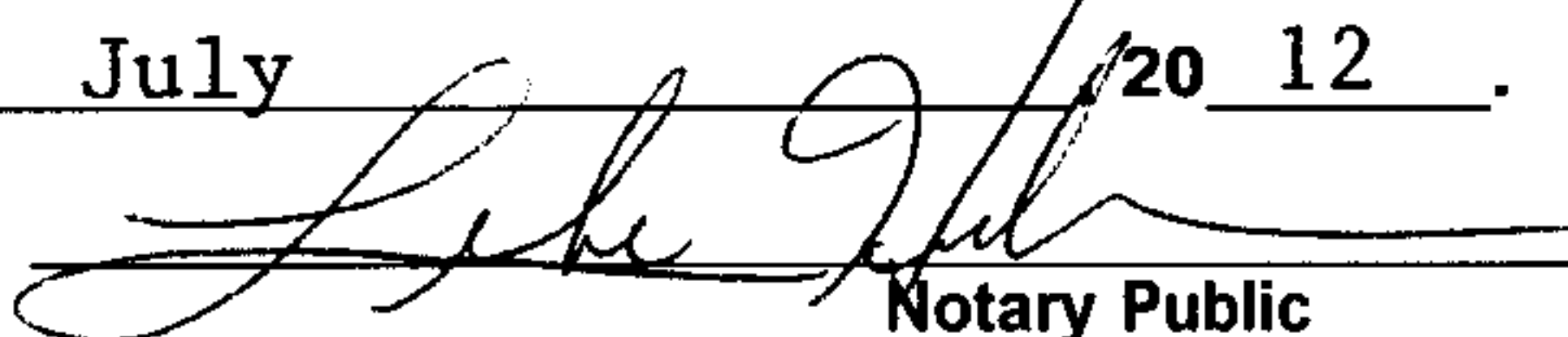
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INDIVIDUAL ACKNOWLEDGMENT

STATE OF Alabama)
) SS
COUNTY OF Jefferson)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **Harold P Whatley II and Holly E Whatley, a married couple**, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of said Modification, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 3rd day of July, 2012.


Notary Public

My commission expires 7/26/12

LENDER ACKNOWLEDGMENT

STATE OF Alabama)
) SS
COUNTY OF Jefferson)

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that **Lauren Dobson** whose name as **AVP/Branch Manager of National Bank of Commerce** is signed to the foregoing Modification and who is known to me, acknowledged before me on this day that, being informed of the contents of the Modification of Mortgage, he or she, in his or her capacity as such **AVP/Branch Manager of National Bank of Commerce**, executed the same voluntarily on the day same bears date.

Given under my hand and official seal this 28 day of June, 2012.


Notary Public

My commission expires 6.25.16



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