

1/05/11 12:40:50  
DK T BK 3,262 PG 520  
DESOTO COUNTY, MS  
W.E. DAVIS, CH CLERK

**WHEN RECORDED MAIL TO:**

First Tennessee Bank National Association, P.O. Box 1986, Memphis, TN 38101

**SEND TAX NOTICES TO:**

Crews Investment Properties of Tennessee, L.L.C.; 7556 Raleigh LaGrange Road; Cordova, TN 38018

**FOR RECORDER'S USE ONLY**

This Modification of Deed of Trust prepared by:  
Commercial Credit Fulfillment Center  
First Tennessee Bank National Association  
615 Goodman Road East  
Southaven, MS 38671  
(662) 349-2959

**INDEXING INSTRUCTIONS:** Part of the Northeast quarter of Section 11, Township 2 South, Range 8 West of the Chickasaw Meridan, City of Southaven, DeSoto Co., MS.

**MODIFICATION OF DEED OF TRUST**

**THIS MODIFICATION OF DEED OF TRUST** dated December 8, 2010, is made and executed between Crews Investment Properties of Tennessee, L.L.C., whose address is 7556 Raleigh LaGrange Road, Cordova, TN 38018 ("Grantor") and First Tennessee Bank National Association, whose address is Commercial Banking - Southaven, 615 Goodman Road East, Southaven, MS 38671 ("Lender").

**DEED OF TRUST.** Lender and Grantor have entered into a Deed of Trust dated October 13, 2004 (the "Deed of Trust") which has been recorded in DeSoto County, State of Mississippi, as follows:

**WHEREAS,** to secure an indebtedness evidenced by a Note dated as of October 13, 2004, in the original principal amount of Seven Hundred Two Thousand Six Hundred Twenty Seven Dollars and 00/100 (\$702,627.00) executed by Grantor to Lender and all renewals, extensions, amendments, and modifications thereof, Grantor executed to Trustee a Deed of Trust dated October 13, 2004 and filed of record on November 03, 2004 in Book 2,099, Page 545, Chancery Clerk's Office of DeSoto County, MS.

**REAL PROPERTY DESCRIPTION.** The Deed of Trust covers the following described real property located in DeSoto County, State of Mississippi:

See Exhibit "A", which is attached to this Modification and made a part of this Modification as if fully set forth herein.

The Real Property or its address is commonly known as 44390 Hwy 51 N, Southaven, MS 38672.

**MODIFICATION.** Lender and Grantor hereby modify the Deed of Trust as follows:

**WHEREAS,** Borrower has this day executed to Lender modification agreement which amends, modifies, extends and/or renews the Note and which extends the maturity date to November 13, 2011 (the "Modified Note"); and the parties hereto desire to amend the Deed of Trust to provide that the Deed of Trust shall secure the Modified Note and all extensions, renewals, amendments, and modifications thereof.

**CONTINUING VALIDITY.** Except as expressly modified above, the terms of the original Deed of Trust shall remain unchanged and in full force and effect. Consent by Lender to this Modification does not waive Lender's right to require strict performance of the Deed of Trust 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 Deed of Trust (the "Note"). It is the intention of Lender to retain as liable all parties to the Deed of Trust and all parties, makers and endorsers 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 Deed of Trust 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 DEED OF TRUST AND GRANTOR AGREES TO ITS TERMS. THIS MODIFICATION OF DEED OF TRUST IS DATED DECEMBER 8, 2010.**

Box 132

**MODIFICATION OF DEED OF TRUST  
(Continued)**

Loan No: 30023266

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**GRANTOR:**

**CREWS INVESTMENT PROPERTIES OF TENNESSEE, L.L.C.**

By: *Mike Slattery*  
Mike Slattery, Vice President of Crews Investment Properties of Tennessee, L.L.C.

**LENDER:**

**FIRST TENNESSEE BANK NATIONAL ASSOCIATION**

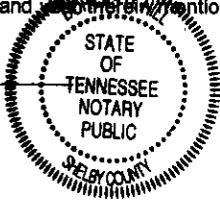
X *[Signature]*  
Authorized Officer

**LIMITED LIABILITY COMPANY ACKNOWLEDGMENT**

STATE OF Tennessee )  
 ) SS  
COUNTY OF Shelby )

Personally appeared before me, the undersigned authority in and for the said County and State, on this 30 day of December, 20 10, within my jurisdiction, the within named Mike Slattery, Vice President of Crews Investment Properties of Tennessee, L.L.C., a Tennessee limited liability company, and acknowledged that for and on behalf of the said limited liability company, and as its act and deed, ~~he~~ she signed, executed and delivered the above and foregoing Modification for the purposes mentioned on the day and ~~in~~ in the ~~and~~ mentioned after first having been duly authorized by said limited liability company so to do.

*[Signature]*  
NOTARY PUBLIC



My Commission Expires: December 30, 2010

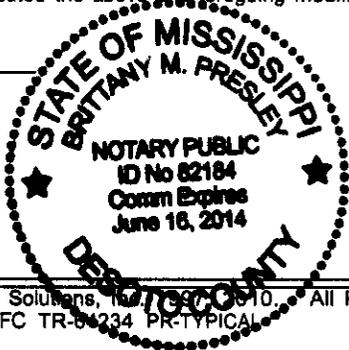
MY COMMISSION EXPIRES: December 12, 2012

**LENDER ACKNOWLEDGMENT**

STATE OF MS )  
 ) SS  
COUNTY OF Desoto )

Personally appeared before me, the undersigned authority in and for the said County and State, on this 08 day of December, 20 10, within my jurisdiction, the within named Cora Cough, who acknowledged that (he)(she) is Community President of First Tennessee Bank National Association and that in said representative capacity (he)(she) executed the above and foregoing Modification, after first having been duly authorized so to do.

*[Signature]*  
NOTARY PUBLIC



My Commission Expires: 6-16-2014

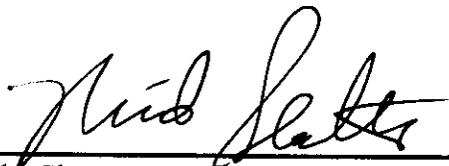
Exhibit "A"

A 1.27, more or less, tract of land being located in the north half of the Section 11, Township 2 South, Range 8 West of the Chickasaw Meridian, City of Southaven, DeSoto County, Mississippi and being more particularly described as follows:

Commencing at the Northeast <sup>NE 1/4</sup> corner of Section 11, Township 2 South, Range 8 West of the Chickasaw Meridian; thence North 90 Degrees 00 Minutes 00 Seconds West, a distance of 1143.73 feet to a point; thence South 00 Degrees 00 Minutes 00 Seconds West, a distance of 49.62 feet to a 1/2" rebar (found) in the south right of way line of Church Road (106 foot right of way); thence South 00 Degrees 40 Minutes 00 Seconds West, a distance of 407.29 feet to a 1/2" rebar found being the true point of beginning of the herein described tract; thence North 89 Degrees 19 Minutes 42 Seconds West, a distance of 390.03 feet to a 1/2" rebar (found) in the East right of way line of U.S. Highway 51 (100 foot right of way); thence, along said East right of way line, North 17 Degrees 28 Minutes 10 Seconds West, a distance of 176.21 feet to a 1/2" iron pipe (set); thence, departing said right of way line, South 88 Degrees 59 Minutes 50 Seconds East, a distance of 276.54 feet to a 1/2" iron pipe (set); thence South 44 Degrees 45 Minutes 24 Seconds West, a distance of 236.33 feet to the Point of Beginning, containing 1.27, more or less, acres and being subject to all codes, covenants, easements, revisions, restrictions, regulations and rights of way of record.

Indexing Instructions: +/- 1.27 acres being located in the North 1/2 of S-11, T-2-S, R-8-W, City of Southaven, DeSoto County, Mississippi.

Signed for Identification:



Mike Slattery  
Vice President  
Crews Investment Properties of Tennessee, LLC