

SAMPLE FOR HELOC

**AMENDMENT TO OPEN-END DEED OF TRUST
Notice to Lender to reduce the credit limit**

WHEREAS on the ___ day of _____, _____ (“Borrower”) executed an Open-End Deed of Trust and Credit Agreement to _____ (“Trustee”), having an account number _____ in favor of _____ (“Lender”) Borrower, Trustee and Lender being all the parties to the Open-End Credit Agreement and the Deed of Trust securing the same, in the amount of \$ _____ and recorded at Instrument No. _____, in the Register’s Office of Shelby County, Tennessee, (“Deed of Trust”) which encumbered the following described real estate situated and being in the City of _____, Shelby County, Tennessee, to-wit:

WHEREAS said Deed of Trust (read Deed of Trust to make sure the provisions are the same as we stated in this paragraph. They may vary some.) and T.C.A. 47-28-105 (b) (1) (A) and (B) provide that if the Borrower wishes to reduce the limit on the maximum amount of principal indebtedness to be secured under the Deed of Trust, Borrower must send Lender a notice of limitation and, on or before the effective date of the notice, file a copy of the notice for recordation in the appropriate register’s office as an amendment to the Deed of Trust.

NOW THEREFORE, Borrower wishes to reduce the maximum amount of principal indebtedness under the Deed of Trust to \$ _____ which amount Borrower hereby states is an amount not less than the amount of principal indebtedness shown on the most recent statement of the borrower’s account received by the borrower from the Lender, plus the amount of any advances initiated by the borrower subsequent to that statement (see TCA

Section 47-28-105(b)(2)) effective _____ (this date cannot be sooner than one regular business day after the date of the service of this Notice). Borrower hereby confirms that the checks, credit cards and all other devices to obtain further advances have been returned to the Lender. Borrower confirms that a duplicate original of this Amendment was served on Lender at _____ (address) on _____ (date the payoff sent).

As used herein, "Deed of Trust" is equivalent to "mortgage" as defined and used in TCA Title 47 Chapter 28.

This the ____ day of _____, 20__.

(Borrower)

(Borrower)

STATE OF TENNESSEE
SHELBY

COUNTY OF

Personally appeared before me, a Notary Public of said County and State, _____ the within named bargainer(s), with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), and who acknowledged that they executed the within instrument for the purposes therein contained.

Witness my hand, at office, this ____ day of _____, 20__.

Notary Public
My Commission Expires: _____

Property Address:

Tax Parcel #

Send tax bills to:

This instrument prepared by and return to:
“”