

MORTGAGE MODIFICATION AGREEMENT

THIS MORTGAGE MODIFICATION AGREEMENT, (hereinafter referred to as the "Agreement"), by and between EES TAGRHO ASSOCIATES, a Texas limited partnership formed pursuant to the provisions of the Texas Uniform Limited Partnership Act and in accordance with the laws of the State of South Carolina and having its principal place of business at 2550 Walnut Hill Lane, Dallas, Texas 75229 (hereinafter referred to as the "Partnership"), and THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, a corporation organized and existing under the laws of the State of New York and having its principal place of business at 1285 Avenue of the Americas, New York, New York 10019 (hereinafter referred to as the "Society"), and Thomas F. Murray, Donald R. Waugh, Jr., Howard E. Thomas, Charles F. Adams, Frank H. Briggs, Trannell Crow, J. Frank Forster, Grant Keehn, Thomas M. Macioce, Robert C. Tysen, and John C. Whitehead, not individually, but as trustees of THE EQUITABLE LIFE MORTGAGE AND REALTY INVESTORS, a Massachusetts business trust under Declaration of Trust, dated September 15, 1970, as amended, and having an office at 75 Federal Street, Boston, Massachusetts (hereinafter referred to as the "Investors"), is executed and to become effective this 19th day of ~~December, 1973~~ February, 1974.

W I T N E S S E T H :

WHEREAS, the Society and REDMAN DEVELOPMENT CORPORATION, a corporation organized and existing under the laws of the State of Kansas (hereinafter referred to as "Redman"), did heretofore enter into an agreement dated June 4, 1971, as amended on June 12, 1971 (hereinafter referred to as the "Commitment"), whereby the Society agreed to provide a permanent loan in the amount of TWO MILLION ONE HUNDRED THOUSAND AND NO/100 (\$2,100,000.00) upon the terms stated in the Commitment for that certain apartment project being constructed by Redman on all that certain tract or parcel of real property located in Greenville, Greenville County, South Carolina (hereinafter referred to as the "Property"), which Prop-