

PLEASE INDEX THIS AS EDMUND P. BLACKWELL, SR.  
AND LYNDA B. BLACKWELL

STATE OF ALABAMA     }  
COUNTY OF SHELBY    }

AFFIDAVIT TO CORRECT DESCRIPTION

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared WILLIAM R. JUSTICE, whose names is signed to this Affidavit and who is known to me and who being by my first duly sworn, deposes and says as follows;

My name is William R. Justice. I am In-House Counsel for FIRST NATIONAL BANK OF SHELBY COUNTY in the City of Columbiana, Shelby County, Alabama. On or about January 29, 1999 a mortgage was prepared by First National Bank of Shelby County from Edmund P. Blackwell, Sr. and Lynda B. Blackwell, husband and wife to First National Bank of Shelby County which said mortgage is recorded in Instrument Number 1999-04139 in the Probate Office of Shelby County, Alabama.

In the aforesaid mortgage there was a typographical error in the property description. The property was described as follows:

A part of Tract 1, according to the survey of Chestnut Glen Estates, as recorded in Map Book 13, Page 77 in the Probate Office of Shelby County, Alabama, being more particularly described as follows: Commence at the SW corner of the NE 1/4 of the SE 1/4 of Section 23, Township 20 South, Range 4 West; thence run Northwardly along the West line of said 1/4-1/4 for a distance of 46.74 feet to the SW corner of Lot 27, according to the Map of Chestnut Glen, Phase II, as recorded in Map Book 13, Page 17 in Probate Office; thence turn an angle to the right of 89 deg. 04 min. 33 sec. and run along the South line of said Lot 27, for a distance of 275.14 feet to the point of beginning; thence continue along the last described course for a distance of 330.57 feet to the SE corner of said Lot 27, said point being the point of beginning of a curve to the left having a central angle of 31 deg. 28 min. 08 sec. and a radius of 66.0 feet; thence run along the arc of said curve for a distance of 36.25 feet; thence turn an angle to the right of 61 deg. 15 min. 37 sec. as measured for chord for a distance of 147.19 feet; thence turn an angle to the left of 44 deg. 36 min. 06 sec. for a distance of 365.48 feet; thence turn an angle to the right 89 deg. 04 min.

This description was incorrect. The correct description of the property described in the aforesaid mortgage is as follows:

A part of Tract 1, according to the survey of Chestnut Glen Estates, as recorded in Map Book 13, Page 77 in the Probate Office of Shelby County, Alabama, being more particularly described as follows: Commence at the SW corner of the NE 1/4 of the SE 1/4 of Section 23, Township 20 South, Range 4 West; thence run Northwardly along the West line of said 1/4-1/4 for a distance of 46.74 feet to the SW corner of Lot 27, according to the Map of Chestnut Glen, Phase II, as recorded in Map Book 13, Page 17 in Probate Office; thence turn an angle to the right of 89 deg. 04 min. 33 sec. and run along the South line of said Lot 27, for a distance of 275.14 feet to the point of beginning; thence continue along the last described course for a distance of 330.57 feet to the SE corner of said Lot 27, said point being the point of beginning of a curve to the left having a central angle of 31 deg. 28 min. 08 sec. and a radius of 66.0 feet; thence run along the arc of said curve for a distance of 36.25 feet; thence turn an angle to the right of 61 deg. 15 min. 37 sec. as measured for chord for a distance of 147.19 feet; thence turn an angle to the left of 44 deg. 36 min. 06 sec. for a distance of 365.48 feet; thence turn an angle to the right 89 deg. 04 min. 33 sec. for a distance of 244.92 feet; thence turn an angle to the right of 90 deg. 55 min. 27 sec. for a distance of 500.00 feet to the point of beginning.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 18th day of February, 1999.

  
William R. Justice

Sworn to and subscribed before me  
on this 18th day of February, 1999.

  
Notary Public

My Commission Expires: 12-17-99

02/19/1999-07161  
03:01 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 CRH 9.30

Inst # 1999-07161