



AFFIDAVIT

STATE OF ALABAMA
COUNTY OF JEFFERSON

BEFORE ME, the undersigned authority, personally appeared Alison Wallace, who was duly sworn and states as follows:

1 Affiant has personal knowledge of the matters set forth herein.

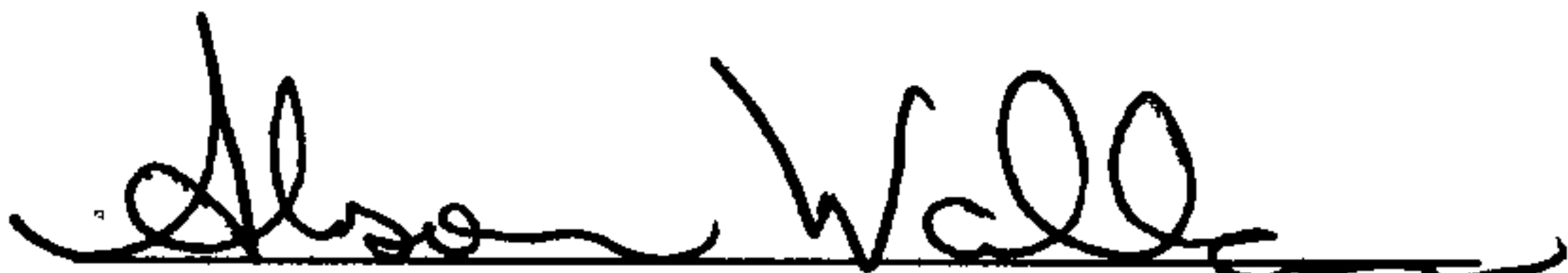
2. Affiant was a partner in the law firm of Penick and Wallace, L.L.C., a Alabama partnership, at all times material to the matters set forth in this affidavit.

3. The above referenced law firm prepared that certain mortgage dated March 28, 2002, recorded in Shelby County, Alabama Inst #2002-15940, executed by Joan Faith Hopping, in favor of Destin Bank, in the original principal amount of \$60,000.00.

4. The legal description of the mortgaged property as set forth in the afore-mentioned mortgage contained a typographical error.

5. The correct legal description of the mortgaged real property is set forth on Exhibit" A", attached hereto.

Further the affiant sayeth not.



By: Alison Wallace

STATE OF Alabama
COUNTY OF Jefferson

The forgoing instrument was acknowledged before me this 19th day of August, 2002 by Alison Wallace, who is personally known to me or who has produced personally known as identification and who did take an oath.

WITNESS my hand and seal this 19th day of August, 2002.

Affix Seal:


Type Name: CASSANDRA SAML
NOTARY PUBLIC
My Commission Expires:

MY COMMISSION EXPIRES NOVEMBER 13, 2004

Cassandra Saml

EXHIBIT "A"

Parcel I

A tract of land situated in the SE 1/4 of the SW 1/4 of SW 1/4 of Section 16, Township 19 South, Range 2 West, Shelby County, Alabama, and more particularly described as follows:

Begin at the SW corner of said 1/4 - 1/4 Section; thence run in a northeasterly direction along the diagonal line between the SW corner and the northeast corner of said 1/4 - 1/4 section for a distance of 85.22 feet; thence an angle right of 30 degrees 52 min. 46 sec. and run in a northeasterly direction along the north right of way line of a paced county road, a distance of 283.67 feet; thence an angle left of 139 deg. 37 min 12 sec. and run northwest a distance of 172.59 feet to the southeast right of way line of Valleydale Road; thence an angle left of 74 deg. 42 min 27 sec. and run southwest along said right of way a distance of 275 feet to the south line of the SW 1/4; thence an angle left of 130 deg. 46 min 15 sec. and run east along said South line a distance of 1.82 feet to the point of beginning; being situated in Shelby County, Alabama.

Less and except:

For point of reference beginning at the SW corner of the SE 1/4 of the SW 1/4 of Section 16, Township 19 South Range 2 West, Shelby County, Alabama and run North 43 deg. 12 min. 35 sec. E. 85.43 feet to an iron pin; thence N 74 deg. 11 min 23 sec. E. 241.31 feet to an iron pin and the beginning; thence N 44 deg. 15 min. 00 sec. W. 75.70 feet to an iron pin; thence S 65 deg. 28 min. 55 sec. E. 102.85 feet to an iron pin; thence S 74 deg. 11 min. 23. sec. W. 42.36 feet to the point of beginning.