

STATE OF ALABAMA
SHELBY COUNTY

20030707000421990 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
07/07/2



20030804000505180 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
08/04/2003 14:43:00 FILED/CERTIFIED

AFFIDAVIT


**Re: GRANTEE/MORTGAGOR: R. BRYAN WILKS and ASHLEY WILKS
GRANTOR: VICKI L. McCRAY**

Personally appeared before me, the undersigned Notary Public, Gene W. Gray, Jr., who being by me first duly sworn doth depose and say as follows:

My name is Gene W. Gray, Jr. and I am a practicing Attorney in Alabama and have been for more than 24 years. On March 20, 2002 I closed a real estate sale from VICKI L. McCRAY to R. BRYAN WILKS and ASHLEY WILKS.

I prepared a Warranty Deed recorded in INST# 2002-15981; a mortgage in the amount of \$216000.00 in favor of MORTGAGESOUTH, LLC recorded in INST#2002-15982, being transferred and assigned to SUNTRUST MORTGAGE, INC. by INST# 2002-15983; and a second mortgage in the amount of \$40,500.00 in favor of MORTGAGESOUTH, LLC recorded in INST#2002-15984, being transferred and assigned to SUNTRUST MORTGAGE, INC. by INST# 2002-15985.

The legal description used in the said deed and mortgages was provided by the title insurance company and was:

 LOT 2ND 04 ACCORDING TO THE SURVEY OF 22ND ADDITION
RIVERCHASE COUNTRY CLUB AS RECORDED IN MAP BOOK 9,
PAGE 124 IN THE PROBATE OFFICE OF SHELBY COUNTY,
ALABAMA.

Subsequent to the closing of this transaction, I was notified that the legal description employed in the cited documents was incorrect.

This purpose of the Affidavit is to state correctly for the Public Record the legal description that should have been in the cited Warranty Deed and Mortgages. The correct legal description of the property intended to be conveyed by all cited documents, and which property is in fact occupied by R. BRYAN WILKS and ASHLEY WILKS as their principal residence is stated on EXHIBIT "A" attached hereto, made a part hereof and incorporated herein for all purposes.

Further, AFFIANT saith not.



GENE W. GRAY, JR.

STATE OF ALABAMA
JEFFERSON COUNTY

Sworn to and subscribed before
me on JULY 2, 2003



E. DIANE BEASLEY

Stewart Title Guaranty Company

COMMITMENT

20030804000505180 Pg 2/2 14.00
Shelby Cnty Judge of Probate,AL
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SCHEDULE A

File Number 220630

EXHIBIT A

Lot 2228-A, according to a Resurvey of Lots 2223 through 2230, 22nd Addition of Riverchase Country Club, as recorded in Map Book 9, Page 141, in the Probate Office of Shelby County, Alabama, and ALSO part of Lot 2229-A, resurvey of Lots 2223 through 2230, 22nd Addition of Riverchase Country Club, as recorded in Map Book 9, Page 141, being most particularly described as follows:

From the northeast corner of said Lot 2229-A, run in a northwesterly direction along the common line of said Lot 2229-A and 2228-A for a distance of 72.00 feet to the point of beginning; thence continue along last mentioned course for a distance of 20.00 feet; thence turn an angle to the left of 90° and run in a southwesterly direction for a distance of 0.65 feet; thence turn an angle to the left of 90° and run in a southeasterly direction for a distance of 20 feet; thence turn an angle to the left of 90° and run in a northeasterly direction for a distance of 0.65 feet to the point of beginning.

THIS IS EXHIBIT "A" TO THE AFFIDAVIT REGARDING
R. BRYAN WILKS and ASHLEY WILKS

This commitment is invalid unless the Insuring Provisions and Schedules A and B are attached.

Schedule A consists of 2 page(s)