

STATE OF ALABAMA  
SHELBY COUNTY

20050829000444620 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
08/29/2005 11:06:46AM FILED/CERT

### RATIFICATION OF PLAT

This Ratification of Plat is hereby executed by **TIMBERLINE GOLF CLUB, LLC, an Alabama limited liability company ("TGC")** and **SOUTHTRUST BANK, a banking corporation ("STB")**, this 11 day of Aug, 2004.

### RECITALS

**WHEREAS**, TGC is the record owner of a portion of that certain subdivision located in Shelby County, Alabama, being more particularly described as follows:

A Resurvey of Lots 48 and 49, according to the Survey of Timberline, Phase 2, as recorded Map Book 34, page 50 in the Probate Office of Shelby County, Alabama (the "Resurvey Property")

pursuant to deed recorded in Instrument 2001/54481 in the Probate Office of Shelby County, Alabama, and subject to a mortgage in favor of STB recorded in Instrument 20031202780020 in said probate office;

**WHEREAS**, TGC, as owner, and STB, as mortgagee, were omitted in error in the execution of the Resurvey Property plat prior to its recordation in the Probate Office of Shelby County, Alabama; and

**NOW THEREFORE**, the undersigned TGC, as owner, and STM, as mortgagee, by and through their respective authorized representatives, do hereby join in, approve, ratify and confirm the plat of the Resurvey Property described above and the recordation thereof in the Probate Office of Shelby County, Alabama.

IN WITNESS WHEREOF, this Ratification is executed by the undersigned parties as of the date first above written.

**OWNER:**

**TIMBERLINE GOLF COURSE, L.L.C.**

By: [Signature]  
Its: [Signature]

**MORTGAGEE:**

**SOUTHTRUST BANK**

Tod Ferguson  
By: TOD FERGUSON  
Its: VICE PRESIDENT

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Larry Clayton, whose name as MANAGER of TIMBERLINE GOLF CLUB, L.L.C., is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 11<sup>th</sup> day of August, 2004<sup>5</sup>.

Linda Mann  
Notary Public  
My Commission expires: \_\_\_\_\_  
Notary Public, Alabama, State At Large  
My Commission Expires December 13, 2007

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that TOD FERGUSON, whose name as VICE PRESIDENT of SOUTHTRUST BANK, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this 17<sup>th</sup> day of August, 2004.

Jeri Crowe  
Notary Public  
My Commission expires: \_\_\_\_\_