

10397

AFFIDAVIT

Before me, the undersigned authority, personally appeared F. F. Mullins, who, known to me, upon being sworn, did upon oath, depose and say as follows:

My name is F. F. Mullins. I am the named mortgagee in that certain mortgage executed by James R. Niven and wife, Barbara Niven, on the 28 day of January, 1967, which mortgage is recorded in Mortgage Vol. 3065, Pages 165 & 166, in the office of the Judge of Probate of Shelby County, Alabama, and which pertains to the following described property:

Lots 10 and 11, Block 2, Mullins East Side Addition to Helena, recorded Map Book 4, Page 25, in the office of the Judge of Probate of Shelby County, Alabama.

I currently hold said mortgage and have held the same since the time of its execution on the above stated date. On the 20 day of MAY, 1968, I entered a satisfaction of the said mortgage by writing on the ~~_____~~ said mortgage in the said Probate office that the same was satisfied and paid in full.

Said mortgage was erroneously satisfied by me in that the debt for which the mortgage is security is not paid, and the said debt is still due and owing to me. I remain wholly unpaid as to the balance due on said mortgage.

This affidavit is made by me to be filed for record by reason of the fact that the hereinabove described mortgage was marked satisfied when it should not have been so marked. The affidavit is further made so that it will operate as a cancellation of the said referred to satisfaction and be notice of the cancellation of the said satisfaction, and further operate as notice of the reinstatement of said mortgage.

F. F. Mullins
F. F. Mullins

Sworn to and subscribed before me
on this the 8 day of June, 1968.

Frank W. Donaldson
Notary Public

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1968 JUN - 8 AM 10:36
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Cancelled
JUDGE OF PROBATE

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BC 253