

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 COLUMBIANA** in the City of Columbiana, Shelby County, Alabama. On or about March 8, 1996 a mortgage was prepared by First National Bank of Columbiana from Bobby Etress and Linda Etress, husband and wife to First National Bank of Columbiana which said mortgage is recorded in Instrument Number 1996-07835 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 parcel of land situated in the NW 1/4 of the NE 1/4 and SW 1/4 of the NE 1/4 of Section 27, Township 21 South, Range 1 East, Shelby County, Alabama, described as follows:

Commence at the SE corner of the NW 1/4 of the NE 1/4, Section 27, Township 21 South, Range 1 East; thence run Westerly along the South line of said 1/4 1/4 Section a distance of 174.32 feet to the point of beginning of the parcel of land herein described; thence continue along the last described course for 476.28 feet to a point; thence turn an angle of 111 deg. 00 min. 27 sec. to the right and run 348.54 feet to a point in a gravel road; thence turn an angle of 122 deg. 56 min. 02 sec. to the left and run along said gravel road for 61.56 feet; thence turn an angle of 14 deg. 20 min. 38 sec. to the left and continue along said road for 150.00 feet; thence turn an angle of 5 deg. 30 min. 00 sec. to the right and continue along said road for 159.90 feet; thence turn an angle of 2 deg. 30 min. 00 sec. to the right and continue along said road for 138.00 feet; thence turn an angle of 2 deg. 30 min. 00 sec. to the left and run 100.00 feet; thence turn an angle of 21 deg. 20 min. 45 sec. to the left and run 340.25 feet to a point on the bank of Beeswax Creek; thence turn an angle of 86 deg. 17 min. 43 sec. to the left and run along the bank of said Creek for 11.00 feet; thence turn an angle of 79 deg. 12 min. 50 sec. to the right and continue along said Creek Bank for 59.81 feet; thence turn an angle of 25 deg. 10 min. 34 sec. to the left and run 90.59 feet; thence turn an angle of 108 deg. 14 min. 15 sec. to the left and run 998.02 feet to a point on the West right of way line of State Highway 145; thence run in a Northerly direction along said right of way line for 5.0 feet to the point of beginning, being situated in Shelby County, Alabama.

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


A parcel of land situated in the NW 1/4 of the NE 1/4 and SW 1/4 of the NE 1/4 of Section 27, Township 21 South, Range 1 East, Shelby County, Alabama, described as follows:

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SHELBY COUNTY JUDGE OF PROBATE  
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Commence at the SE corner of the NW 1/4 of the NE 1/4, Section 27, Township 21 South, Range 1 East; thence run Westerly along the South line of said 1/4 1/4 Section a distance of 174.32 feet to the point of beginning of the parcel of land herein described; thence continue along the last described course for 476.28 feet to a point; thence turn an angle of 111 deg. 00 min. 27 sec. to the right and run 348.54 feet to a point in a gravel road; thence turn an angle of 122 deg. 56 min. 02 sec. to the left and run along said gravel road for 61.56 feet; thence turn an angle of 14 deg. 20 min. 38 sec. to the left and continue along said road for 150.00 feet; thence turn an angle of 5 deg. 30 min. 00 sec. to the right and continue along said road for 159.00 feet; thence turn an angle of 2 deg. 30 min. 00 sec. to the right and continue along said road for 138.00 feet; thence turn an angle of 2 deg. 30 min. 00 sec. to the left and run 100.00 feet; thence turn an angle of 21 deg. 20 min. 45 sec. to the left and run 30.25 feet to a point on the bank of Beeswax Creek; thence turn an angle of 86 deg. 17 min. 43 sec. to the left and run along the bank of said Creek for 11.00 feet; thence turn an angle of 79 deg. 12 min. 50 sec. to the right and continue along said Creek Bank for 59.81 feet; thence turn an angle of 25 deg. 10 min. 34 sec. to the left and run 90.59 feet; thence turn an angle of 108 deg. 14 min. 15 sec. to the left and run 998.02 feet to a point on the West right of way line of State Highway 145; thence run in a Northerly direction along said right of way line for 5.0 feet to the point of beginning, being situated in Shelby County, Alabama.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 14th day of May, 1996.

  
William R. Justice

Sworn to and subscribed before me on this 14th day of May, 1996.

  
Notary Public  
My Commission Expires: 7/3/98

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