

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 SHELBY COUNTY in the City of Columbiana, Shelby County, Alabama. On or about May 29, 1998 a mortgage was prepared by First National Bank of Shelby County from Jimmy Ray Hickman and Grace E. Hickman, husband and wife to First National Bank of Shelby County which said mortgage is recorded in Instrument Number 1998-20422 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:

Parcel I

Commence at the Southwest corner of the SW 1/4 of the SW 1/4 of Section 23, Township 21 South, Range 3 West; thence run North 1 deg. 41 min. 08 sec. West and along the west line for a distance of 1048.57 feet; thence turn 91 deg. 30 min. to the right and run North 89 deg. 48 min. 52 sec. East for a distance of 446.43 feet; thence run North 1 deg. 41 min. 08 sec. West for a distance of 157.50 feet to the point of beginning. Thence continue along the same line for a distance of 157.90 feet; thence run North 89 deg. 54 min. 16 sec. East for a distance of 260.81 feet; thence run South 5 deg. 44 min. 38 sec. East for a distance of 157.50 feet; thence run South 89 deg. 50 min. 24 sec. West for a distance of 271.99 feet to the point of beginning.

ALSO: A twenty foot wide non-exclusive easement for ingress, egress and all utilities the centerline of which is herewith described; Commence at the NW corner of the SW 1/4 of the SW 1/4 of Section 23, Township 21 South, Range 3 West, Shelby County, Alabama and run thence Southerly along the West line of said 1/4-1/4 a distance of 273.0 feet to a point; thence turn an angle of 88 deg. 30 min. left and run Easterly a distance of 446.43 feet to a point; thence turn an angle of 91 deg. 30 min. left and run Northerly a distance of 255.25 feet to the point of beginning on the centerline, of proposed easement; thence turn an angle of 21 deg. 00 min. to the left and run Northwesterly along proposed centerline of easement a distance of 121.18 feet to the P.C. of a curve to the left having a central angle of 6 deg. 55 min. and a radius 330.0 feet; thence continue along said curve an arc distance of 39.84 feet to the P.T.; thence continue along tangent a distance of 68.68 feet to a P.C. of a curve to the right having a central angle of 32 deg. 16 min. and a radius of 170.0 feet; thence continue along said curve an arc distance of 5.74 feet to the P.C. of said curve thence continue along tangent a distance of 43.85 feet to the P.C. of a curve to the left having a central angle of 19 deg. 37 min. and a radius of 235.0 feet; thence continue along arc of said curve an arc distance of 80.46 feet to the P.T. of said curve; thence continue along tangent of curve a tangent distance of 143.37 feet to a point on the South right of way line of Shelby County Highway No. 80, said point being the end of proposed easement, being situated in Shelby County, Alabama.

Parcel II

Commence at the SW corner of SW 1/4 of SW 1/4 of Section 23, Township 21 South, Range 3 West; thence run North 1 deg. 41 min. 08 sec. West and along the West line for a distance of 1048.57 feet; thence turn 91 deg. 30 min. to the right and run North 89 deg. 48 min. 52 sec. East for a distance of 446.43 feet to the point of beginning; thence continue along the same line for a distance of 276.57 feet; thence run North 1 deg. 41 min. 08 sec. West for a distance of 93.0 feet; thence run North 5 deg. 44 min. 38 sec. West for a distance of 64.66 feet; thence run South 89 deg. 50 min. 24 sec. West a distance of 271.99 feet; thence run South 1 deg. 41 min. 08 sec. East for a distance of 157.50 feet to the point of beginning.

ALSO, a 1979 Tidwell Marion Double wide mobile home 60 X 24 Serial # 1646 A & B

08/04/1998-29796  
02:21 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 CRH 12.00

Inst # 1998-29796

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

Parcel I

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Parcel II

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ALSO, a 1979 Tidwell Marion Double wide mobile home 60 X 24 Serial #1646 A & B

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 4th day of August, 1998.

  
William R. Justice

Sworn to and subscribed before me on this 4th day of August, 1998.

  
Notary Public

My Commission Expires: 6-7-00

Inst # 1998-29796

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SHELBY COUNTY JUDGE OF PROBATE  
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