

**PLEASE INDEX AS LEONARD R. FOWLER
AND CLAUDIA JANE FOWLER, HUSBAND AND WIFE**

**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 October 2, 1998 a mortgage was prepared by First National Bank of Shelby County from Leonard R. Fowler and Claudia Jane Fowler, husband and wife to First National Bank of Shelby County which said mortgage is recorded in Instrument Number 1998-39215 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:

Commence at the SE corner of the SW 1/4 of the SE 1/4 of Section 35, Township 20 South, Range 1 East; thence run West along the south line thereof for 208.71 feet to the Point of Beginning; thence continue last described course for 455.35 feet to the SW corner of the E 1/2 of the SW 1/4 of the SE 1/4 of said Section; thence 89 deg. 01 min. 16 sec. right run North along the west line of said E 1/2 of the SW 1/4 of the SE 1/4 for 642.52 feet; thence 90 deg. 18 min. 52 sec. right run 30.0 feet; thence 89 deg. 41 min. 08 sec. right run Southerly for 208.71 feet; thence 90 deg. 18 min. 52 sec. right run Easterly for 218.24 feet; thence 89 deg. 49 min. 49 sec. right run Southerly for 647.78 feet to the Point of Beginning. According to the survey of Thomas E. Simmons LS#12945, dated November 28, 1994.

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

Commence at the SE corner of the SW 1/4 of the SE 1/4 of Section 35, Township 20 South, Range 1 East; thence run West along the south line thereof for 208.71 feet to the Point of Beginning; thence continue last described course for 455.35 feet to the SW corner of the E 1/2 of the SW 1/4 of the SE 1/4 of said Section; thence 89 deg. 01 min. 16 sec. right run North along the west line of said E 1/2 of the SW 1/4 of the SE 1/4 for 642.52 feet; thence 90 deg. 18 min. 52 sec. right run 30.0 feet; thence 89 deg. 41 min. 08 sec. right run Southerly for 208.71 feet; thence 89 deg. 41 min. 08 sec. left run Easterly for 208.71 feet; thence 90 deg. 18 min. 52 sec. left run Northerly for 208.71 feet; thence 90 deg. 18 min. 52 sec. right run Easterly for 218.24 feet; thence 89 deg. 49 min. 49 sec. right run Southerly for 647.78 feet to the Point of Beginning. According to the survey of Thomas E. Simmons LS#12945, dated November 28, 1994.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 12th day of January, 1999.



William R. Justice

Sworn to and subscribed before me
on this 12th day of January, 1999.



Notary Public

My Commission Expires: 6-2-00

Inst # 1999-01583

01/12/1999-01583
03:03 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 CRH

9.30