

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 January 31, 2000, a mortgage was prepared by First National Bank of Shelby County from FALKNER and GRIFFIN, an Alabama General Partnership, Jeff D. Falkner & wife, Janice M Falkner and Frank R. Griffin & wife, Martha P. Griffin to First National Bank of Shelby County which said mortgage is recorded in Instrument Number 2000-03099 in the Probate Office of Shelby County, Alabama.

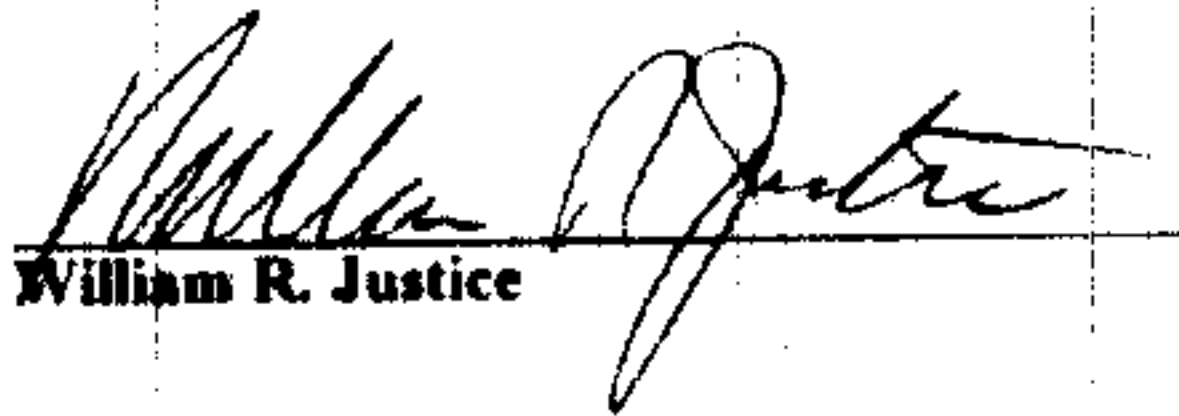
In the aforesaid mortgage the legal description was incorrect. The correct description is as follows:

A parcel of land in the SW 1/4 of the NW 1/4 of Section 26, Township 21 South, Range 1 West, being the same land described in deeds to Jeff D. and Janice M. Falkner and Frank R. and Martha P. Griffin, recorded in Deed Book 315, at Page 676, 678, 680 and 681, of the Real Property Records of Shelby County, Alabama. Said parcel of land being more particularly described as follows:

Commencing at the Northwest corner of the SW 1/4 of the NW 1/4 of said Section 26; thence North 89 deg. 17 min. 10 sec. West along the North line of said sixteenth Section, a distance of 673.71 feet to a point; thence South 07 deg. 22 min. 33 sec. East a distance of 2.44 feet to a 1/2 inch rebar, found on the South right of way of West College Street, at the point of beginning; thence South 07 deg. 22 min. 33 sec. East a distance of 688.90 feet to a point in the center of Town Creek; thence along the meanders of Town Creek the following courses and distances: South 74 deg. 20 min. 30 sec. West, a distance of 43.29 feet; North 89 deg. 25 min. 13 sec. West, a distance of 84.33 feet; South 72 deg. 57 min. 41 sec. West a distance of 399.12; thence North 01 deg. 05 min. 23 sec. West, a distance of 509.25 feet to a point; thence North 76 deg. 19 min. 00 sec. East, a distance of 102.29 feet to a 2 inch pipe, found; thence North 01 deg. 32 min. 44 sec. West a distance of 200.44 feet to a 1/2 inch rebar, found, on the South right of way of West College Street; thence North 77 deg. 00 min. 22 sec. West along said right of way, a distance of 343.67 feet to the point of beginning.

According to the survey of Sid Wheeler, R. L. S. #16165, dated October 25, 1999.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 23<sup>rd</sup> day of March, 2000.

  
William R. Justice

Sworn to and subscribed before me  
on this 22<sup>nd</sup> day of March, 2000.

  
Notary Public

My Commission Expires: 6-7-00

Inst # 2000-09332

03/23/2000-09332  
02:04 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MMS 9.50