

### **AFFIDAVIT**

STATE OF ALABAMA Shelby COUNTY

Before me, the undersigned authority in and for said County and State personally appeared John R. Holliman whose name is signed to this affidavit and who is known to me and who first being duly sworn, deposes and says as follows:

My name is John R. Holliman and I am a practicing attorney in Pelham, Al. I prepared a deed from Michael A. Walliser and wife, Loraine Walliser to William A. Tidwell and P. Arrel Tidwell recorded in 2000-30930 and a mortgage from William A. Tidwell and P. Arrel Tidwell to MortgageSouth, LLC recorded in 2000-30940 both in Shelby County, Alabama, Probate Records.

Subsequent to the closing, I was informed by Michael A. Walliser and wife, Loraine Walliser & William A. Tidwell and P. Arrel Tidwell that the aforementioned documents should have contained the legal descriptions listed on Exhibit A, which encompassed three adjoining parcels and all of the property owned by Michael A. Walliser and wife, Loraine Walliser in Shelby County, Alabama.

This affidavit is made to add the attached legal descriptions to the aforementioned deed and mortgage and to induce TitleSouth to issue their policies of title insurance to MortgageSouth, LLC.

In Witness Whereof, I have unto set my hand and seal on this the 25th day of March, 2002.

Affiant

Sworn to and subscribed before me this the 25th day of March, 2002.

Wotary Public

My commission expires. 8-3-02

FROM : R

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PHONE NO. :

SEF-22-2030 FR: C4:58 PM HOLL! MAN, SHOCKLEY, KELLY

FAX NO. 205 803 8082

SEP. 22 2000 US: 1244 PZ

TERSES "A"

PARCELA

Commence at the southwest solver of the northwest quarter of the northwest quarter of Section 4. Township 32 South, Range 3 Wass, Sheliny County, Alabama and run theses suntaily along the South line of sold quarter-quarter a distance of \$58.00 fact to a found social rebut corner and the point of beginning of the parted being described; thence continue along last described course a distance of 293.35 fact to a found old steel rebut opposer on a fance line; theses name 28° 52° 45° left and run necessity 252.27 fact to a found rebut corner; thence turn \$4° 12° 84° right and run necessity 252.27 fact to a found rebut corner; theses turn \$22° 07° left and run necessarily \$6.94 fact to a found seber somer; theses turn \$22° 07° left and run necessarily \$6.95 fact to a found seber somer; theses turn \$22° 07° left and run necessarily \$6.51 feet to a set rebut corner; thence turn 35° 37° 39° left and run nerthwesterly \$57.25 feet to a set rebut corner; thence turn 35° 17° 40° left and run nerthwesterly \$187.25 feet to a set rebut corner; thence turn 35° 17° 10° left and run nerthwesterly \$187.25 feet to a set rebut corner; thence turn \$0° 19° 36° left and run sentently \$46.95 feet to a set rebut corner; thence turn \$0° 19° 36° left and run southerly \$75.15 feet to the point of bedilleting.

#### PARCEL B

Compound at the EW corner of the NW 14 of NW 14, Section 4, Township 22 South, Range 3 West and run Easterly along the South line of said 14 - 14 a distance of 1151.21 feet to the point of beginning of the property being described, there continue along last described sounds a distance of 50.00 feet to a point; thence turn as angle of 37° 41° to the last and run Northwesterly a distance of 256.20 feet; to a point as a finos normer; thence turn an angle of 24° 47° sight and run East-northeasterly along said shore a distance of 187.12 feet to a point on the West right-of-way line of Shaby County Mighway No. 17; thence turn an angle of 100° 58° 15° to the last and run west-southwesterly a distance of 167.55 feet to a point; thence turn an angle of 101° 42° to the right and run northwesterly a distance of 167.55 feet to a point; thence turn an angle of 94° 19° to the last and run westerly a distance of 70.00 feet to a point; thence turn an angle of 94° 19° to the last and run westerly a distance of 252.40 feet to a point; thence turn an angle of 94° 19° to the last and run westerly a distance of 252.40 feet to a point; thence turn an angle of 84° 19° to the last and run westerly a distance of 252.40 feet to a point; thence turn an angle of 84° 19° to the last and run westerly a distance of 252.40 feet to a point; thence turn an angle of 84° 19° to the last and run westerly a distance of 252.40 feet to a point; thence turn an angle of 84° 19° to the last and run

### PARCEL C

Commence at the southwest corner of the acrimient quarter of the northwest quarter of Section 4, Township 22 South, Range 3 West, Shelby County, Alabama and nos thence estactly along the south line of said quarter-quarter a distance of 1,202.30 that to a found used reper corner and the point of ingliming of the percel being described; thence consists along the last described course 225.42 feet to a set reper corner; thence then 97° 43' 13" left and the northering 159.41 feet to a found reper corner; thence then 120° 01' 45" left and the southwesterly 255.02 feet to the point of ingliming.

Mikael qualliser 9/22/00 Horaine Walliser 9/22/00

# Exhibit "A"

Additional Exhibit "A" attached for clarification.

## PARCEL A

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 3 West, Shelby County, Alabama and run thence easterly along the South line of said quarter-quarter a distance of 858.00 feet to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along last described course a distance of 293.35 feet to a found old steel rebar corner on a fence line; thence turn 89° 52' 45" left and run northerly 252.28 feet to a found rebar corner; thence turn 84° 12' 54" right and run easterly 252.27 feet to a found rebar corner; thence turn 94° 07' 48" right and run southerly 69.94 feet to a found rebar corner; thence turn 101° 23' 07" left and run east-northeasterly 167.26 feet to a found rebar corner on the westerly margin of Shelby County Highway No. 17; thence turn 102° 56' 20" left and run northwesterly along said margin of said highway 60.61 feet to a set rebar corner; thence turn 35° 37' 39" left and run northwesterly 157.28 feet to a set rebar corner; thence turn 28° 17' 41" left and run westerly 546.95 feet to a set rebar corner; thence turn 90° 19' 36" left and run southerly 375.15 feet to the point of beginning.

## PARCEL B

Commence at the SW corner of the NW ¼ of NW ¼, Section 4, Township 22 South, Range 3 West and run Easterly along the South line of said ¼ - ¼ a distance of 1151.21 feet to the point of beginning of the property being described, thence continue along last described course a distance of 50.00 feet to a point; thence turn an angle of 37° 41' to the left and run Northeasterly a distance of 258.20 feet; to a point at a fence corner; thence turn an angle of 24° 47' right and run East-northeasterly along said fence a distance of 187.12 feet to a point on the West right-of-way line of Shelby County Highway No. 17; thence turn an angle of 100° 58' 15'' to the left and run northwesterly along said right-of-way line a distance of 50.60 feet to a point; thence turn an angle of 79° 15' 45'' to the left and run West-southwesterly a distance of 70.00 feet to a point; thence turn an angle of 94° 19' to the left and run westerly a distance of 252.49 feet to a point; thence turn an angle of 84° 15' to the left and run southerly a distance of 252.43 feet to the point of beginning.

# PARCEL C

Commence at the southwest corner of the northwest quarter of the northwest quarter of Section 4, Township 22 South, Range 3 West, Shelby County, Alabama and run thence easterly along the south line of said quarter-quarter a distance of 1,202.30 feet to a found steel rebar corner and the point of beginning of the parcel being described; thence continue along the last described course 225.42 feet to a set rebar corner; thence turn 97° 43' 13" left and run northerly 159.41 feet to a found rebar corner; thence turn 120° 01' 48" left and run southwesterly 258.02 feet to the point of beginning.