

AFFIDAVIT

STATE OF ALABAMA
Shelby COUNTY

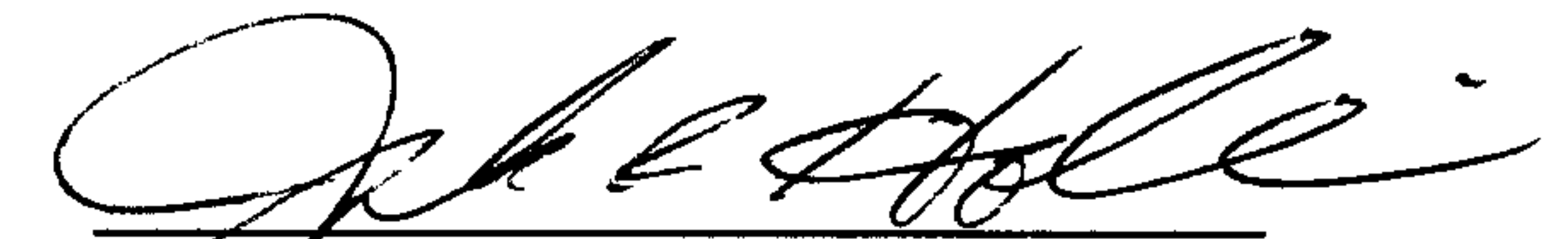
Before me, the undersigned authority in and for said County and State personally appeared John R. Holliman whose name is signed to this affidavit and who is known to me and who first being duly sworn, deposes and says as follows:

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.

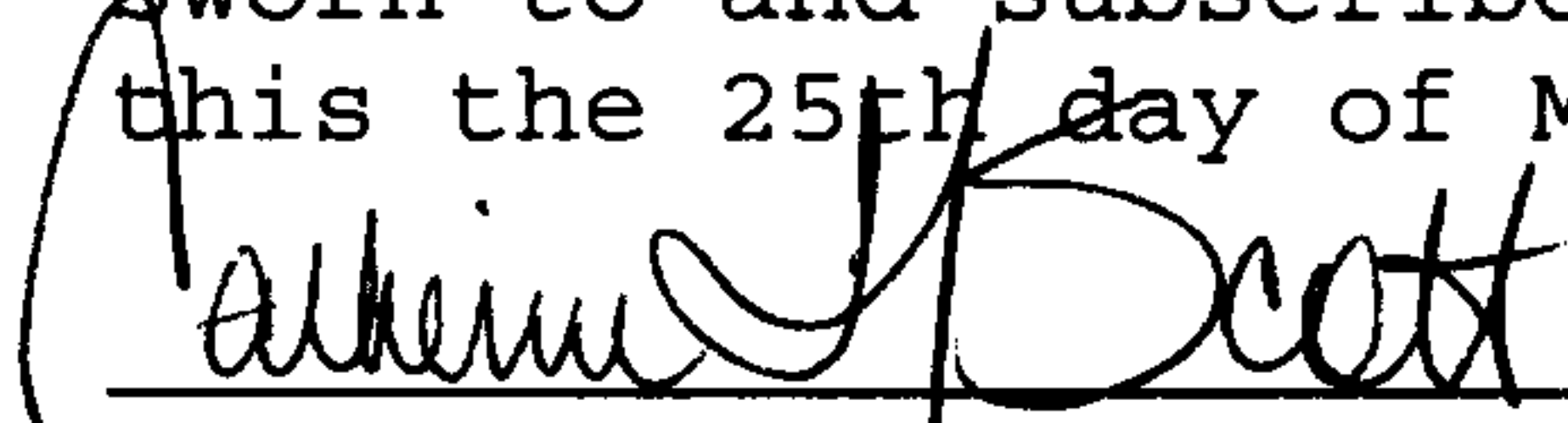
Subsequent to the closing, I was informed by Michael A. Walliser and wife, Loraine Walliser & William A. Tidwell and P. Arrel Tidwell that the aforementioned documents should have contained the legal descriptions listed on Exhibit A, which encompassed three adjoining parcels and all of the property owned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


Notary Public

My commission expires: 8-3-02

FROM : R

PHONE NO. :

Nov. 03 2000 04:46PM P2

FROM : R

PHONE NO. :

SEP-22-2000 FRI 04:58 PM HOLLIMAN, SHOCKLEY, KELLY

FAX NO. 205 555 8092

SEP. 22 2000 05:12 PM P2
1. 04

Exhibit "A"

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 run $89^{\circ} 52' 45''$ left and run northerly 252.28 feet to a found rebar corner; thence turn $84^{\circ} 12' 54''$ right and run easterly 252.27 feet to a found rebar corner; thence turn $94^{\circ} 07' 48''$ right and run southerly 49.94 feet to a found rebar corner; thence turn $101^{\circ} 22' 07''$ 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 $102^{\circ} 56' 20''$ left and run northwesterly along said margin of said highway 60.61 feet to a set rebar corner; thence turn $35^{\circ} 37' 39''$ left and run northwesterly 187.28 feet to a set rebar corner; thence turn $28^{\circ} 17' 41''$ left and run westerly 546.95 feet to a set rebar corner; thence turn $90^{\circ} 19' 36''$ left and run southerly 275.15 feet to the point of beginning.

PARCEL B

Commence at the SW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 4, Township 22 South, Range 3 West and run Easterly along the South line of said $\frac{1}{4}$ - $\frac{1}{4}$ 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 30.00 feet to a point; thence turn an angle of $37^{\circ} 41'$ to the left and run Northeasterly a distance of 258.20 feet; to a point at a fence corner; thence turn an angle of $24^{\circ} 47'$ 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 $100^{\circ} 58' 15''$ to the left and run northwesterly along said right-of-way line a distance of 30.60 feet to a point; thence turn an angle of $79^{\circ} 15' 45''$ to the left and run West-southwesterly a distance of 167.55 feet to a point; thence turn an angle of $101^{\circ} 42'$ to the right and run northerly a distance of 70.00 feet to a point; thence turn an angle of $94^{\circ} 19'$ to the left and run westerly a distance of 252.40 feet to a point; thence turn an angle of $24^{\circ} 19'$ to the left and run southerly a distance of 252.41 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 $97^{\circ} 43' 13''$ left and run northerly 159.41 feet to a found rebar corner; thence turn $120^{\circ} 01' 45''$ left and run southwesterly 258.02 feet to the point of beginning.

Michael A. Walliser 9/22/00
Lorraine 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 167.55 feet to a point; thence turn an angle of 101° 42' to the right and run northerly 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.