

STATE OF ALABAMA
COUNTY OF JEFFERSON

KRESS, Michael & Maggie
AMSOUTH # 001-701-9000834658

AFFIDAVIT TO VACATE SATISFACTION OF MORTGAGE

KNOWN ALL MEN BY THESE PRESENTS, that AMSOUTH BANK, erroneously and through mistake filed for record a Satisfaction of that certain mortgage executed by MICHAEL KRESS AND MAGGIE KRESS, HUSBAND AND WIFE, dated OCTOBER 14, 1998, being recorded in Mortgage Book 1998, Page 40669 in the Probate Office of Shelby County, Alabama.

Said erroneous and mistaken satisfaction is dated DECEMBER 4, 2002, being filed for record in the Probate Office of Shelby County, Alabama, on December 9, 2002 in Instrument #20021209000614020. Said satisfaction of said mortgage was filed through administrative error and, in fact, said foregoing described mortgage had already been foreclosed by AmSouth Bank on October 16, 2002 and property was bid in by third party bidders Phillip Anglin and Valerie Anglin. However, for unknown reasons, the foreclosure deed was not recorded by Mr. & Mrs. Anglin until May 13, 2003 in Instrument # 20030513000298410.

AMSOUTH BANK hereby certifies that the satisfaction hereinabove described dated DECEMBER 4, 2002, executed by AMSOUTH BANK, recorded at Instrument # 20021209000614020, was executed and recorded in error as the mortgage was foreclosed per above.

IN WITNESS WHEREOF, the undersigned, AMSOUTH BANK, has caused these presents to be executed on this 20th day of November, 2003.

AMSOUTH BANK



20031125000772400 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
11/25/2003 11:32:00 FILED/CERTIFIED

By: Angie Dellinger
Its: Vice President

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned authority, a notary public in and for said County and State, hereby certify that Angie Dellinger, as Vice President of AMSOUTH BANK, a corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this the 20th day of November, 2003.

Dani Michele Suthrie
Notary Public
My Commission Expires: 11/09/06

This instrument was prepared by:
W. L. Longshore, III
Longshore, Buck & Longshore, P.C.
2009 Second Avenue North
Birmingham, AL 35203