

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 name 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 Attorney for FIRST NATIONAL BANK OF SHELBY COUNTY in the City of Columbiana, Shelby County, Alabama. On or about September 20, 20010 a deed was prepared by myself conveying property from **Token Investments, L.L.C., to Five Star Properties, L.L.C.** which said deed is recorded in **Instrument Numbers 20030924000644860** 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:

A parcel of land located in the NE ¼ of the NE ¼ of Section 36, Township 20 South, Range 3 West, Shelby County, Alabama.

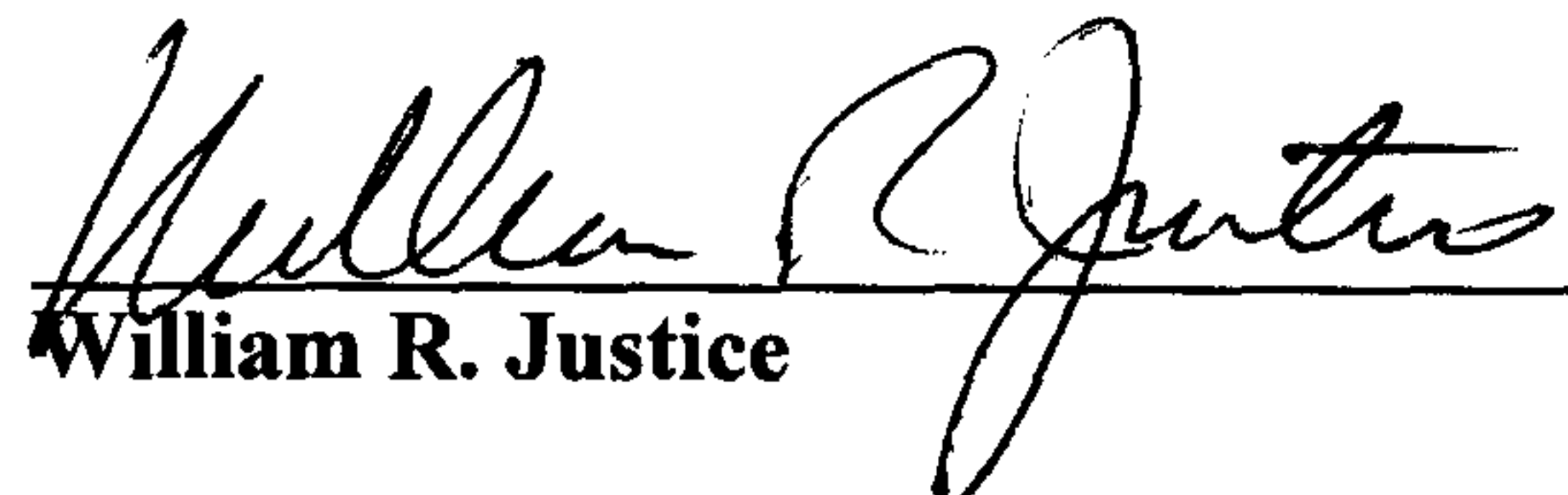
Commence at the SW corner of the NE ¼ of the NE ¼ of said Section 36 and run North 00 deg. 00 min. 00 sec. East along the West line for 447.26 feet; thence left 90 deg. and run West 101.26 feet to a point on the Southeasterly right of way of Shelby County Road No. 11; thence right 110 deg. 58 min. 30 sec. and run northeasterly along said right of way 258.43 feet; thence left 90 deg. and run Northwesterly 10.00 feet to a point; thence right 90 deg. and run Northeasterly along said right of way 122.94 feet to a point of curve of a curve to the right having a radius of 1607.04 feet and a central angle of 0 deg. 45 min. 02 sec.; thence run Northeasterly and along arc of said curve 21.06 feet to a point on said curve; thence right 90 deg. from tangent of said point and run Southeasterly 10.00 feet to a point on a curve of said right of way having a radius of 1597.04 feet and a central angle of 3 deg. 49 min. 02 sec.; thence turn left 90 deg. to the tangent of said point on curve and run Northeasterly and along arc of said right of way 106.40 feet to the POINT OF BEGINNING of herein described parcel; said point being on the continued curve to the right having a central angle of 5 deg. 09 min. 44 sec. and a radius of 1597.04 feet; thence run Northeasterly along arc of right of way 143.89 feet; thence right 57 deg. 25 min. 33 sec. from tangent of said point and run Easterly 196.73 feet; thence right 100 deg. 40 min. 15 sec. and run Southwesterly 172.91 feet; thence right 80 deg. 40 min. 57 sec. and run Westerly 156.36 feet; thence right 26 deg. 03 min. 31 sec. and run Northwesterly 90.46 feet to the POINT OF BEGINNING; being situated in Shelby County, Alabama.

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

A parcel of land located in the NE ¼ of the NE ¼ of Section 36, Township 20 South, Range 3 West, Shelby County, Alabama.

Commence at the SW corner of the NE ¼ of the NE ¼ of said Section 36 and run North 00 deg. 00 min. 00 sec. East along the West line for 447.26 feet; thence left 90 deg. and run West 101.26 feet to a point on the Southeasterly right of way of Shelby County Road No. 11; thence right 110 deg. 58 min. 30 sec. and run northeasterly along said right of way 255.43 feet; thence left 90 deg. and run Northwesterly 10.00 feet to a point; thence right 90 deg. and run Northeasterly along said right of way 122.94 feet to a point of curve of a curve to the right having a radius of 1607.04 feet and a central angle of 0 deg. 45 min. 02 sec.; thence run Northeasterly and along arc of said curve 21.06 feet to a point on said curve; thence right 90 deg. from tangent of said point and run Southeasterly 10.00 feet to a point on a curve of said right of way having a radius of 1597.04 feet and a central angle of 3 deg. 49 min. 02 sec.; thence turn left 90 deg. to the tangent of said point on curve and run Northeasterly and along arc of said right of way 106.40 feet to the POINT OF BEGINNING of herein described parcel; said point being on the continued curve to the right having a central angle of 5 deg. 09 min. 44 sec. and a radius of 1597.04 feet; thence run Northeasterly along arc of right of way 143.89 feet; thence right 57 deg. 25 min. 33 sec. from tangent of said point and run Easterly 196.73 feet; thence right 100 deg. 40 min. 15 sec. and run Southwesterly 172.91 feet; thence right 80 deg. 40 min. 57 sec. and run Westerly 156.36 feet; thence right 26 deg. 03 min. 31 sec. and run Northwesterly 90.46 feet to the POINT OF BEGINNING; being situated in Shelby County, Alabama.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 22nd day of May, 2001.


William R. Justice

Sworn to and subscribed before me
on this 6th day of May, 2004.



Notary Public

My Commission Expires: 5-24-04

20040604000298380 Pg 2/2 14.00
Shelby Cnty Judge of Probate, AL
06/04/2004 08:38:00 FILED/CERTIFIED

First National Bank of Shelby County
P. O. Box 977
Columbiana, AL 35051