

STATE OF ALABAMA       )  
SHELBY COUNTY        )

20050126000039100 Pg 1/2 14.00  
Shelby Cnty Judge of Probate, AL  
01/26/2005 08:41:00 FILED/CERTIFIED

This document is being re-recorded  
to correct the recording information  
for the Satisfaction described herein.

Mortgagors: Cynthia S. Brothers and John Robert Brothers  
Mortgagee: First Tennessee Bank, National Association

**AFFIDAVIT REGARDING ERRONEOUS RELEASE OF MORTGAGE**

WHEREAS, on 7-14-98, Cynthia S. Brothers and John Robert Brothers, wife and husband ("Mortgagors") executed a mortgage to First Tennessee Bank, National Association ("Mortgagee"), said mortgage being filed for record on July 29, 1998 in Instrument No. 1998/28820 (hereinafter the "Mortgage") in the Office of the Judge of Probate of Shelby County, Alabama;

WHEREAS, said Mortgage secures the following described property:

Lot 4, according to the Survey of Spring Gate Sector One, as recorded in Map Book 17, Page 142 and corrected in Map Book 18, Page 31 Probate Office of Shelby County, Alabama, being situated in Shelby County, Alabama.

WHEREAS, said Mortgage was released in error by Mortgagee as evidenced by that certain Satisfaction of Mortgage recorded in the Probate Office of Shelby County, Alabama in Instrument No. ~~XXXXXX~~ and attached hereto as Exhibit "A";

20030630000409070

NOW THEREFORE, Mortgagee declares said Satisfaction of Mortgage to be null and void and intends by this declaration to rescind and cancel the Satisfaction of Mortgage recorded in Book ~~XXXX~~, Page ~~XXXX~~, in the aforesaid Probate Office.

20030630000409070

IN WITNESS WHEREOF, Mortgagee has caused its name to be affixed hereto on this 20<sup>th</sup> day of Dec., 2004.

First Tennessee Bank, National Association

By: Kim Brooks  
Its Bankruptcy Supervisor

STATE OF Tennessee  
MCNOX COUNTY        )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Kim Brooks, whose name as Bankruptcy Supervisor of First Tennessee Bank, National Association, 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.

Kelly D. Brown  
Notary Public

My Commission Expires: My commission expires 12/31/2006

PREPARED BY AND RETURN TO:  
 LATOYA JOHNSON  
 First Tennessee Bank  
 P.O. Box 132  
 Memphis, TN 38101

ACCT 4337168



20030630000409070 Pg 1/1 11.00  
 Shelby Cnty Judge of Probate, AL  
 06/30/2003 14:22:00 FILED/CERTIFIED

## SATISFACTION OF MORTGAGE

20050126000039100 Pg 2/2 14.00  
 Shelby Cnty Judge of Probate, AL  
 01/26/2005 08:41:00 FILED/CERTIFIED

TO THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA,

You are hereby authorized and requested to enter satisfaction of and cancel of record a certain mortgage executed by CYNTHIA S BROTHERS AND JOHN ROBERT BROTHERS, WIFE AND HUSBAND **MORTGAGE DOCUMENT # 1998-28820** to First Tennessee Bank National Association and recorded on Page \_\_\_\_ of Mortgage Book Number \_\_\_\_ of the Record of Deeds or Deeds of Trust in your office.

This 16 day of JUNE 2003.

FIRST TENNESSEE BANK N.A. MEMPHIS

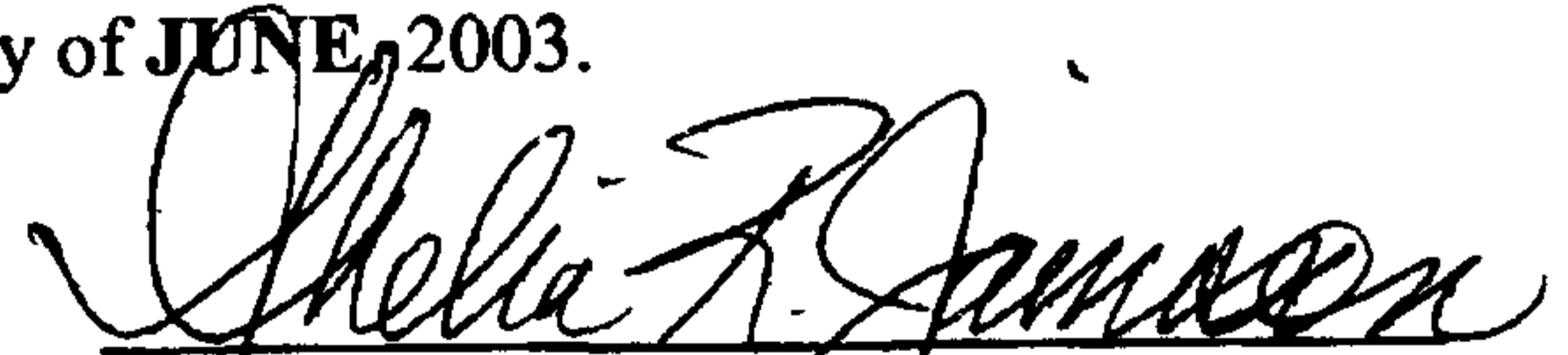
This Document Prepared By:

  
 Loan Operations

STATE OF TENNESSEE  
 COUNTY OF SHELBY

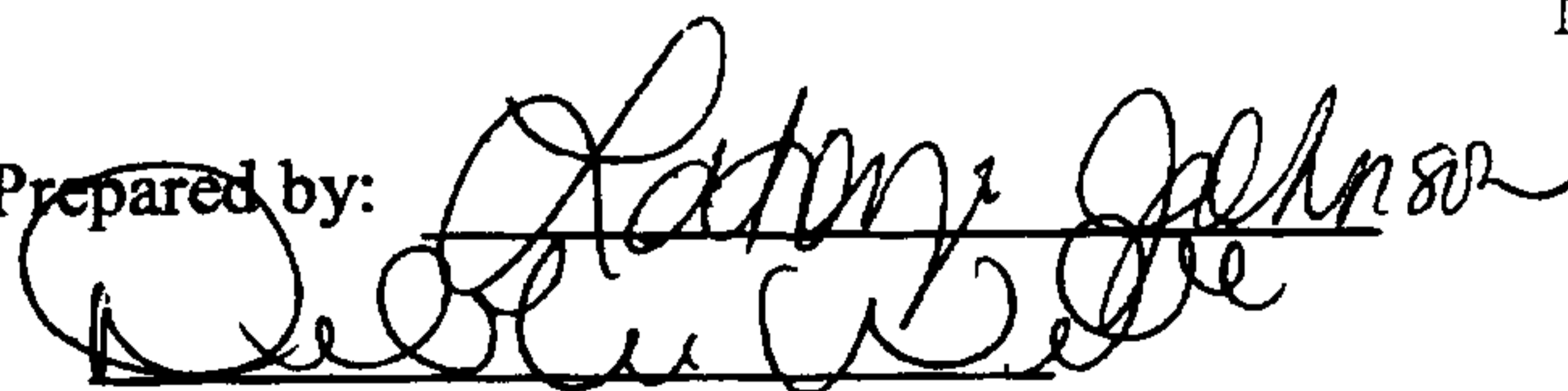
Personally appeared before me, the undersigned authority in and said County and State, the within named LATOYA JOHNSON, Loan Operations Manager, who acknowledged that she signed and delivered the foregoing instrument on the day and year therein mentioned, as her act and deed.

Given under my hand and official seal, this 16 day of JUNE, 2003.



Notary Public

This Document Prepared by:



Witnessed by:

