

PREPARED BY AND RETURN TO:

Vicki Bagley

AMSOUTH BANK

P.O. BOX 830722

BIRMINGHAM, AL 35283-0722

20050428000203970 1/1 \$12.00
Shelby Cnty Judge of Probate, AL
04/28/2005 01:30:44PM FILED/CERT

STATE OF ALABAMA
SHELBY COUNTY

**AFFIDAVIT TO REINSTATE MORTGAGE MODIFICATION TO SECURE DEBT
ERRONEOUSLY SATISFIED OF RECORD**

KNOW ALL MEN BY THESE PRESENTS, THAT, **AMSOUTH BANK**, erroneously and through mistake filed for record an acknowledgment of full payment and release of the indebtedness of that certain agreement executed by **EDWARDS SPECIALTIES, INC.**, under the date of **10/06/2004**, in the amount of **(*\$1,274,410.00*) ONE MILLION TWO HUNDRED SEVENTY FOUR THOUSAND FOUR HUNDRED TEN AND 00/100 DOLLARS** and recorded in the office of **JUDGE OF PROBATE, INSTRUMENT# 20141006000553310**.

Said erroneous and mistaken Satisfaction and Release is dated **03/24/2005**, filed for in the office of **JUDGE OF PROBATE, INSTRUMENT# 20050324000131870**. Said Satisfaction and Release of said agreement was filed through administrative error and, in fact, said foregoing described agreement is not paid in full and said indebtedness secured by that certain agreement is still in full force and effect, is unpaid, and, by its terms, the final payment of principal and interest, if not sooner paid, shall be due and payable on .

AmSouth Bank hereby certifies that the debt evidenced by that certain agreement hereinabove described has not been paid and that the Satisfaction and Release dated **03/24/2005** executed by **AMSOUTH BANK**, recorded in the office of **JUDGE OF PROBATE, INSTRUMENT# 20050324000131870** was executed and recorded in error. Said mortgage is hereby declared reinstated and in full force and effect.

IN WITNESS WHEREOF, the undersigned, **AMSOUTH BANK**, as owner of said mortgage, has caused these presents to executed this the 26TH day of APRIL 2005.

BY: *Victoria Sparks*
VICTORIA SPARKS

ITS: VICE PRESIDENT

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public, in and for said County in said State, hereby certify that VICTORIA SPARKS, whose name as VICE PRESIDENT of **AMSOUTH BANK**, a member of the Federal Reserve System, is signed to the foregoing reinstatement, and who is known to me, acknowledges before me on this date that, being informed of the contents of the reinstatement, 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 26TH day of APRIL 2005.

John H. Spark
Notary Public
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Nov 24, 2008
BONDED THRU NOTARY PUBLIC UNDERWRITERS