AFFIDAVIT TO CORRECT LEGAL DESCRIPTION

20050516000235450 1/2 $23.00
Shelby Cnty Judge of Probate,AL
05/16/2005 02:40:02PM FILED/CERT

STATE OF ALABAMA }
SHELBY COUNTY }

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared WILLIAM R. JUSTICE, whose names 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 April 15, 2005 a mortgage was prepared by First National Bank of Shelby County from **Shelby Investments, LLC**, to First National Bank of Shelby County which said mortgage is recorded in **Instrument Number 20050421000189240** in the Probate Office of Shelby County, Alabama.

The legal description in the aforesaid mortgage was incorrect. The property was described as follows:

PARCEL I

Township 21 South, Range 4 West, Shelby County, Alabama:

Section 6: The SW 1/4 of the SW 1/4
Section 7: The N ½ of the N 1/4

Township 21 South, Range 5 West, Shelby County, Alabama:

Section 1: The SE 1/4 of the SE 1/4
Section 12: The NE 1/4 of the NE 1/4
The W ½ of the NW 1/4 of the NE 1/4
The SE 1/4 of the NW 1/4 of the NE 1/4

PARCEL II

A part of Lot 2, according to the decree and map in Case 2994 in the Circuit Court of Shelby County, Alabama, in equity, style of case being Howard, et Al. Vs. Harrison, al. which said decree and map are recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Deed Book 138, Pages 555 and 556, being further described as follows:

Commence at the NE corner of Section 1, Township 21 South, Range 5 West and run an a westerly direction along the north boundary line of said section 275 yards (825.00 feet); thence turn a deflection angle left of 90 deg. 45 min. 45 sec. and run in a southerly direction a distance of 555.17 feet to the point of beginning; thence turn a deflection angle right of 84 deg. 44 min. 51 sec. and run in a southwesterly direction, and along the south margin of South Shades Crest Road, a distance of 825.54 feet; thence turn a deflection angle left of 84 deg. 36 min. 09 sec. and run in a southerly direction of 703.10 feet; thence turn a deflection angle of 89 deg. 20 min. 09 sec. and run in a easterly direction a distance of 823.94 feet; thence turn a deflection angle left of 90 deg. 48 min. 33 sec. and run in a northerly direction a distance of 790.31 feet to the Point of Beginning. Mineral and mining rights excepted. Being a part of the N ½ of the NE 1/4 of Section 1, Township 21 South, Range 5 West.

PARCEL III

The SE 1/4 of the SW 1/4 of Section 6, Twonship21 South, Range 4 West, being situated in Shelby County, Alabama.

THE CORRECT DESCRIPTION OF THE PROPERTY DESCRIBED IN THE AFORESAID MORTGAGE IS AS FOLLOWS:

PARCEL I

20050516000235450 2/2 $23.00
Shelby Cnty Judge of Probate,AL
05/16/2005 02:40:02PM FILED/CERT

Township 21 South, Range 4 West, Shelby County, Alabama:

Section 6: The SW 1/4 of the SW 1/4
Section 7: The N ½ of the NW 1/4

Township 21 South, Range 5 West, Shelby County, Alabama:

Section 1: The SE 1/4 of the SE 1/4
Section 12: The NE 1/4 of the NE 1/4
The W ½ of the NW 1/4 of the NE 1/4
The SE 1/4 of the NW 1/4 of the NE 1/4

PARCEL II

A part of Lot 2, according to the decree and map in Case 2994 in the Circuit Court of Shelby County, Alabama, in equity, style of case being Howard, et Al. Vs. Harrison, al. which said decree and map are recorded in the Office of the Judge of Probate of Shelby County, Alabama, in Deed Book 138, Pages 555 and 556, being further described as follows:

Commence at the NE corner of Section 1, Township 21 South, Range 5 West and run an a westerly direction along the north boundary line of said section 275 yards (825.00 feet); thence turn a deflection angle left of 90 deg. 45 min. 45 sec. and run in a southerly direction a distance of 555.17 feet to the point of beginning; thence turn a deflection angle right of 84 deg. 44 min. 51 sec. and run in a southwesterly direction, and along the south margin of South Shades Crest Road, a distance of 825.54 feet; thence turn a deflection angle left of 84 deg. 36 min. 09 sec. and run in a southerly direction of 703.10 feet; thence turn a deflection angle of 89 deg. 20 min. 09 sec. and run in a easterly direction a distance of 823.94 feet; thence turn a deflection angle left of 90 deg. 48 min. 33 sec. and run in a northerly direction a distance of 790.31 feet to the Point of Beginning. Mineral and mining rights excepted. Being a part of the N ½ of the NE 1/4 of Section 1, Township 21 South, Range 5 West.

PARCEL III

The SE 1/4 of the SW 1/4 of Section 6, Twonship21 South, Range 4 West, being situated in Shelby County, Alabama

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this 16th day of May, 2005.

William R. Justice

Sworn to and subscribed before me on this the 16th day of May, 2005.

Notary Public

My Commission Expires: 5-24-08

FRANCES W. SAMMONS NOTARY PUBLIC ALABAMA STATE AT LARGE

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