


RECORDING REQUESTED BY:

and

Return to:

FIRST FRANKLIN FINANCIAL  
2150 NORTH FIRST ST.  
SAN JOSE, CA 95131

  
20050727000375590 1/3 \$18.00  
Shelby Cnty Judge of Probate, AL  
07/27/2005 09:32:35AM FILED/CERT

Loan Number: 4000287136

Date: April 29, 2005

## REFORMATION / AMENDMENT TO MORTGAGE

THIS AGREEMENT is made effective the April 29, 2005, between **First Franklin A Division of National City Bank of Indiana ("Lender")** and **Joseph V. Myers and Brenda L. Myers , husband and wife "** ("Borrower(s)").

### RECITAL

2. a. Borrower made and delivered to Lender a Promissory Note (the "Note") in the principal amount of **\$432,000.00**, dated March 04, 2005 evidencing a loan in that sum made by Lender to Borrower(s).
- b. The Note is secured by a Mortgage recorded in the office of the County Recorder of **Shelby County** on **3/29/05**, as document # **200503290141000**, against the real property commonly known as **1032 Hastings Circle Birmingham AL 35242**.

### LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.

- c. Lender and Borrower(s) desire to correct an error in the Mortgage securing the Note to Accurately reflect their original intent and agreement.

### AGREEMENT

1. The Mortgage securing the Note is reformed and /or amended as follows:

**Corrects the document date from March 04, 2004 to March 04, 2005 on Mortgage and Riders.**

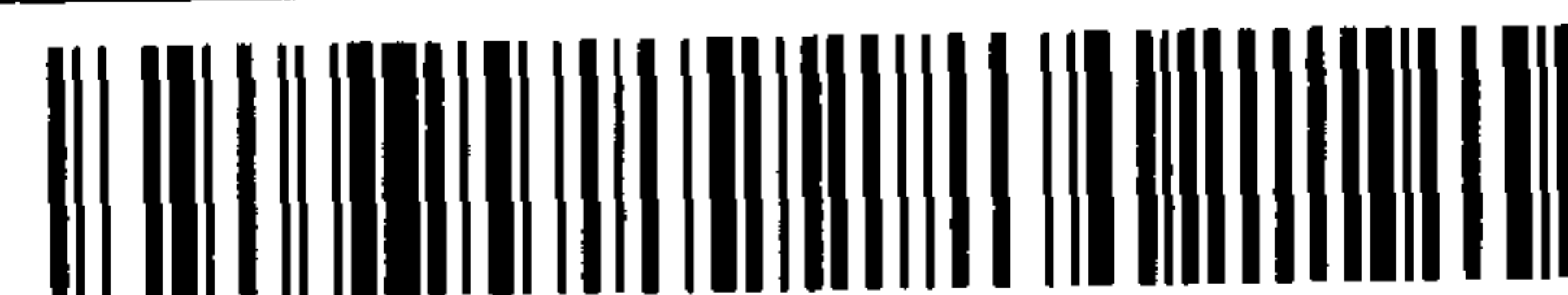
2. Other than as set forth above, this Agreement does not create any new right or obligation for either Lender or Borrower(s) with respect to the Note or the Mortgage, which, except as reformed and / or amended by the Agreement are reaffirmed in full.

Joseph V. Myers  
Joseph V. Myers

4-19-05  
Date

Brenda L. Myers  
Brenda L. Myers

4-19-05  
Date



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ff Brenda or attorney - fact for Joseph V. Myers 4-19-05  
BY RON E. BERUBE, VP, Investor Sales/Due Diligence, AS ATTORNEY IN FACT DATE  
Berube - attorney - fact for Brenda L. Myers 4-19-05

STATE OF  
COUNTY OF

On 4-29-05 before me Rusty Franklyn, personally  
appeared Ron E. Berube

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/ their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal

Signature Rusty Franklyn





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**EXHIBIT "A"**

**Lot 1225, according to the Survey of Highland Lakes, 12th Sector, Phase I, an Eddleman Community, as recorded in Map Book 26, page 137, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.**

**Together with nonexclusive easement to use the private roadways, Common Area, all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded as Instrument #1994-07111 and amended in Instrument #1996-17543, in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 12th Sector, Phase I, recorded as Instrument #2000-20771, in the Probate Office of Shelby County, Alabama.**