

STATE OF ALABAMA)
COUNTY OF SHELBY)

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared David R Kinman, Esq., who being duly sworn deposes and says as follows:

My name is David R Kinman and I am the attorney that represented Oakworth Capital Bank, an Alabama state banking corporation. I hereby certify that I have personal knowledge of the matters set forth herein.

On March 2, 2012, VOP 2, LLC, an Alabama limited liability company executed a Future Advance Mortgage, Assignment of Rents and Leases and Security Agreement with Oakworth Capital Bank, an Alabama state banking corporation recorded in Instrument 20120307000080920, in the Probate Office of Shelby County, Alabama.

On March 15, 2013, VOP 2, LLC, an Alabama limited liability company executed a First Amendment to Future Advance Mortgage, Assignment of Rents and Leases and Security Agreement with Oakworth Capital Bank, an Alabama state banking corporation recorded in Instrument 20130403000137370, in the Probate Office of Shelby County, Alabama.

On March 2, 2012, VOP 2, LLC, an Alabama limited liability company executed an Assignment of Rents and Leases with Oakworth Capital Bank, an Alabama state banking corporation recorded in Instrument 20120307000080930, in the Probate Office of Shelby County, Alabama.

On March 2, 2012, VOP 2, LLC, an Alabama limited liability company executed UCC Financing Statement showing Oakworth Capital Bank, an Alabama state banking corporation as the Secured Party recorded in Instrument 20120307000080940, said UCC was amended and continued in Instrument 20160919000341120, in the Probate Office of Shelby County, Alabama.

On March 2, 2012, a Subordination and Attornment Agreement between VOP 2, LLC, an Alabama limited liability company, Oakworth Capital Bank, an Alabama state banking corporation and Parade Home Builders Inc, an Alabama corporation recorded in Instrument 20120307000080950, in the Probate Office of Shelby County, Alabama.

The undersigned has examined said documents and finds that the legal description therein contains a scrivener's error, reciting an incorrect map book and page. The true and correct legal description in said Security documents should have been as follows:

Lot 2, according to the Survey of Valleydale Office Plaza, as recorded in Map Book 42, page 19, in the Probate Office of Shelby County, Alabama, being described by metes and bounds as follows:

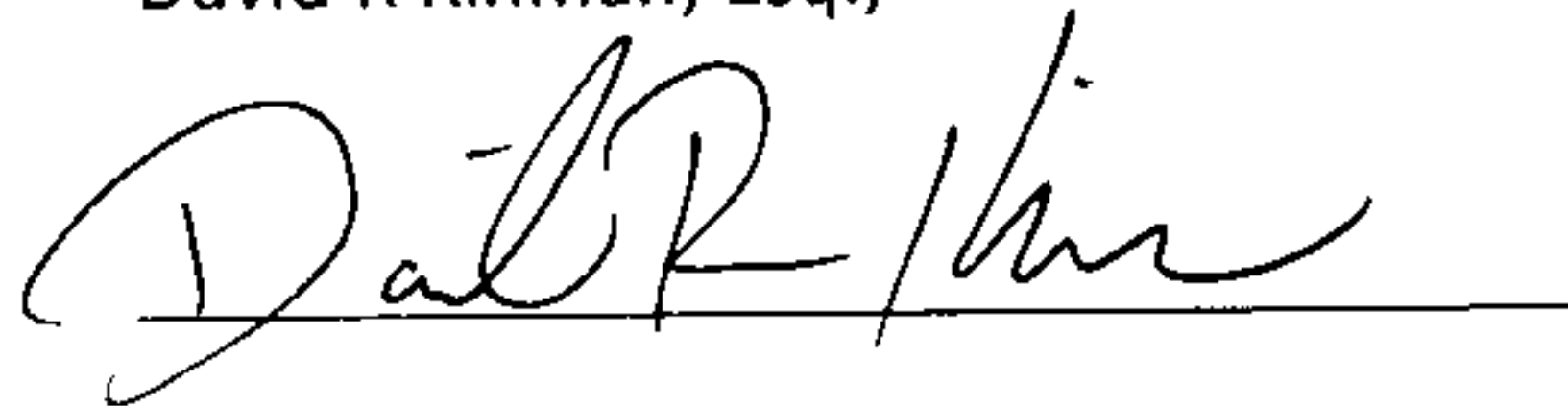
A parcel of land situated in the Northeast one-quarter of the Southeast one-quarter of Section 20, Township 19 South, Range 2 West, Shelby County, Alabama, being described by metes and bounds as follows:

Begin at the Northwest corner of Lot 2, Valleydale Office Plaza, as recorded in Map Book 42, Page 19, in the Office of the Judge of Probate, Shelby County, Alabama; thence run in a Southeasterly direction along the North line of said Lot 2 for a distance of 122.66 feet to a gsa capped rebar and the Northeast corner of said Lot 2; thence turn an interior angle of 90 degrees 00 minutes 00 seconds to the right and run in a Southwesterly direction along the East line of said Lot 2 for a distance of 251.36 feet to a gsa capped rebar, said point being on the Northernmost right of way line of Valleydale Road (80' right of way) and a point on curve to the left, said curve having a radius of 5689.68 feet, a central angle of 01 degrees 30 minutes 34 seconds, an interior angle of 137 degrees 54 minutes 32 seconds to the left to chord of said curve for a chord distance of 149.90 feet; thence run along arc of said curve and along said right of way for a distance of 149.90 feet to the Southwest corner of said Lot 2 and a point on a compound curve to the right, thence leaving said Northernmost right of way, said curve having a radius of 87.00 feet, a central angle of 41 degrees 49 minutes 54 seconds, an interior angle of 63 degrees 00 minutes 25 seconds from chord to chord of said curve for a chord distance of 62.12 feet; thence run along arc of said curve and along the West boundary of said Lot 2 for a distance of 63.52 feet; thence run along a line tangent to last described curve for a distance of 304.58 feet to the POINT OF BEGINNING.

This Affidavit is made for the purpose of duly correcting the scrivener's error made in the drafting of said documents.

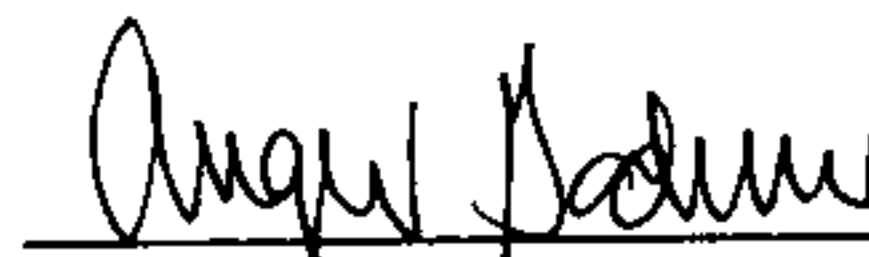
FURTHER, Affiant saith not.

David R Kinman, Esq.,



Sworn to and subscribed before me this 4th day of May, 2017.

20170510000162080 2/2 \$22.00
Shelby Cnty Judge of Probate, AL
05/10/2017 08:49:01 AM FILED/CERT


Notary Public
ANGIE GODWIN

