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SCRIVENERS AFFIDAVIT

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

Now comes H. C. Ireland, III, who having been first duly sworn, doth depose and say as follows:

1. I am H. C. Ireland, III, I am over 19 years of age, and I am competent to testify to the matters set forth herein of which have person knowledge.

2. I was the scrivener of that certain deed from grantors, Rodney D. Tabert and wife, Karen S. Tabert unto grantee, Thomas W. Cate, which was recorded in the Probate Office of Shelby County, Alabama, on February 7, 1991, in Book 328, Page 560.

It is my understanding, information and belief that the legal description in said deed is correct, except that the Survey of Riverchase is recorded in map book 7, page 93 (instead of page 55), in the Probate Office of Shelby County, Alabama.

3. This affidavit is given at the request of Cahaba Title, Inc. for the purpose of correcting the legal description as shown on the policy of title insurance number 65466, issued by Cahaba Title, Inc. in favor of Thomas W. Cate and mortgagee, CitiCorp Mortgage, Inc.

PORTERFIELD, HARPER & MILLS, P.A.
#2 Office Park Circle, Suite 1
P. O. Box 530790
Birmingham, Alabama 35253-0790

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

Before me, the undersigned authority, a Notary Public, in and for said State and County, personally appeared H. C. Ireland, III, who is known to me, and who being first duly sworn, deposes and says that he has read the above and foregoing and that the same is true and correct according to the best of his knowledge, information and belief.

Given under my hand and official seal of office this the 9th day of May, 1991.

My Commission Expires: 11-13-94

NOTARY PUBLIC

BOOK 342 PAGE 528

Porterfield, Harper

[Signature]

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