

SCRIVENERS AFFIDAVIT

State of Alabama
County of Shelby

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Christopher R. Smitherman who after being duly sworn, deposes and says as follows:

1. My name is Christopher R. Smitherman. and I am a practicing attorney. My address is: 725 West St, Montevallo AL 35115
2. On December 22, 2006 I prepared a Warranty Deed from Billy K. Graham, III, a married person to Patrick L. Mercier, a married person, said Warranty Deed being recorded in Instrument 2007-12830 and recorded on January 9, 2007 in the Probate Office of Shelby County, Alabama.
3. The Warranty Deed is defective in that an easement for ingress and egress was not included in the deed.
4. The correct legal description for the easement for ingress and egress is attached here as Exhibit A and incorporated into said Warranty Deed for all purposes.
5. The purpose of this Scriveners Affidavit is to correct the Warranty Deed by adding Exhibit A as the easement for ingress and egress in that Warranty Deed from Billy K. Graham, III, a married person to Patrick L. Mercier, a married person.


AFFIANT CHRISTOPHER R. SMITHERMAN

Sworn to and subscribed before me on this the
10th day of March, 2011.


NOTARY PUBLIC

MCE 8/20/12



20110415000116720 1/2 \$15.00
Shelby Cnty Judge of Probate, AL
04/15/2011 09:58:00 AM FILED/CERT

EXHIBIT A

ALSO AN EASEMENT FOR INGRESS AND EGRESS, MORE PARTICULARY DESCRIBED AS FOLLOWS:

From a 1/2" rebar in a rock pile accepted as the SE corner of the NE 1/4-SW 1/4 of Section 18, Township 20 South, Range 1 East, sighting West 1322.63 feet on a 1/2" rebar accepted as the SW corner of said NE 1/4-SW 1/4, turn thence 00 degrees 09 minutes 47 seconds right and run 646.16 feet along an accepted property line to a angle iron; thence turn 00 degrees 22 minutes 47 seconds left and run 463.52 feet along an accepted property line to a 1/2" rebar; thence turn 00 degrees 11 minutes 40 seconds right and run 212.95 feet along an accepted property line to a 1/2" rebar accepted as the SE corner of said NW 1/4-SW 1/4, being the point of beginning of herein described parcel of land; thence turn 04 degrees 15 minutes 57 seconds right and run 275.41 feet along an accepted segment of the South boundary of the NW 1/4-SW 1/4 of said Section 18 to a 1/2" rebar; thence turn 04 degrees 15 minutes 46 seconds left and run 780.45 feet along an accepted segment of the South boundary of said NW 1/4-SW 1/4 to a 1/2" rebar on the Easterly boundary of Shelby County Highway #49 (8'OR.O.W.), said point being 308.57 feet East of a concrete monument accepted as the SW corner of said NW 1/4-SW 1/4; thence turn 63 degrees 30 minutes 21 seconds right and run 33.52 feet along said highway boundary to a 1/2" rebar; thence turn 116 degrees 29 minutes 39 seconds right and run 796.52 feet to a 1/2" rebar; thence turn 04 degree 16 minutes 41 seconds right and run 274.40 feet to a 1/2" rebar on an accepted segment of the East boundary of said NW 1/4-SW 1/4; thence turn 85 degrees 56 minutes 00 seconds right and run 30.00 feet to the point of beginning of herein described parcel of land. Situated in the NW 1/4-SW 1/4 of Section 18, Township 20 South, Range 1 East, Shelby County, Alabama. According to the survey of Sam Hickey, dated October 24, 2001.



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