



19790110000003300 1/2 \$.00  
Shelby Cnty Judge of Probate, AL  
01/10/1979 12:00:00 AM FILED/CERT

343

This instrument was prepared by:

DANIEL M. SPITLER

ATTORNEY AT LAW

Spitler Building - S.W.

1876 Chandelar South C.H.

PRICHARD, ALABAMA 36124

STATE OF ALABAMA )

COUNTY OF SHELBY )

AFFIDAVIT IN RE: SCRIVENER'S ERROR

Before me the undersigned, a Notary Public, in and for  
said County in said State, personally appeared Henry S. Barr  
who being first duly sworn deposes, and says as follows:

1. That he is an Officer of the Citizens Bank and Trust Co.  
in Alabaster, Alabama, and that on Dec. 2, 1977, a mortgage  
was given to Citizens Bank and Trust Co. on certain property  
in Shelby County, Alabama, and which said mortgage was recorded  
Dec. 5, 1977 in the Office of the Judge of Probate for Shelby  
County, Alabama in Book 372, page 138.

That a corrective mortgage covering the same property  
was recorded in Book 373, page 620, and a second corrective  
mortgage was recorded in Book 374, page 989 in the Office of  
the Judge of Probate for Shelby County, Alabama.

2. That the legal description of the property as shown  
in the mortgage as originally recorded and as twice corrected  
is as follows:

"A certain lot in the S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 2 Township 21  
South, Range 3 West, more specifically described as follows:  
Beginning at the SE corner of the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 2  
Township 21 South, Range 3 West, and run North 230 feet  
thence West 300 feet to the point of beginning; thence run  
North 190 feet; thence run South 190 feet; thence run East  
100 feet to the point of beginning."

3. That the correct legal description for the property contained  
in said mortgage is as follows:

"A certain lot in the S $\frac{1}{2}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 2, Township  
21 South, Range 3 Wst, more specifically described as follows:  
Beginning at the SE corner of the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 2,  
Township 21 South, Range 3 West, and run North 230 feet; thence  
West 300 feet to point of beginning; thence run North 190 feet;  
thence run West 100 feet; thence run South 190 feet; thence  
run East 100 feet to the point of beginning."

Citizens Bank & Trust  
Alabaster, Ala.



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4. That the purpose of this Affidavit is to correct the Scrivener's Error made in the legal description by showing the correct description which is set out in the correct 1/4-1/4 Section Township and Range but the incorrect portion of said 1/4-1/4.

It is further your affiant's statement that to his knowledge the mortgagors own no other or additional property in said 1/4-1/4 Section.

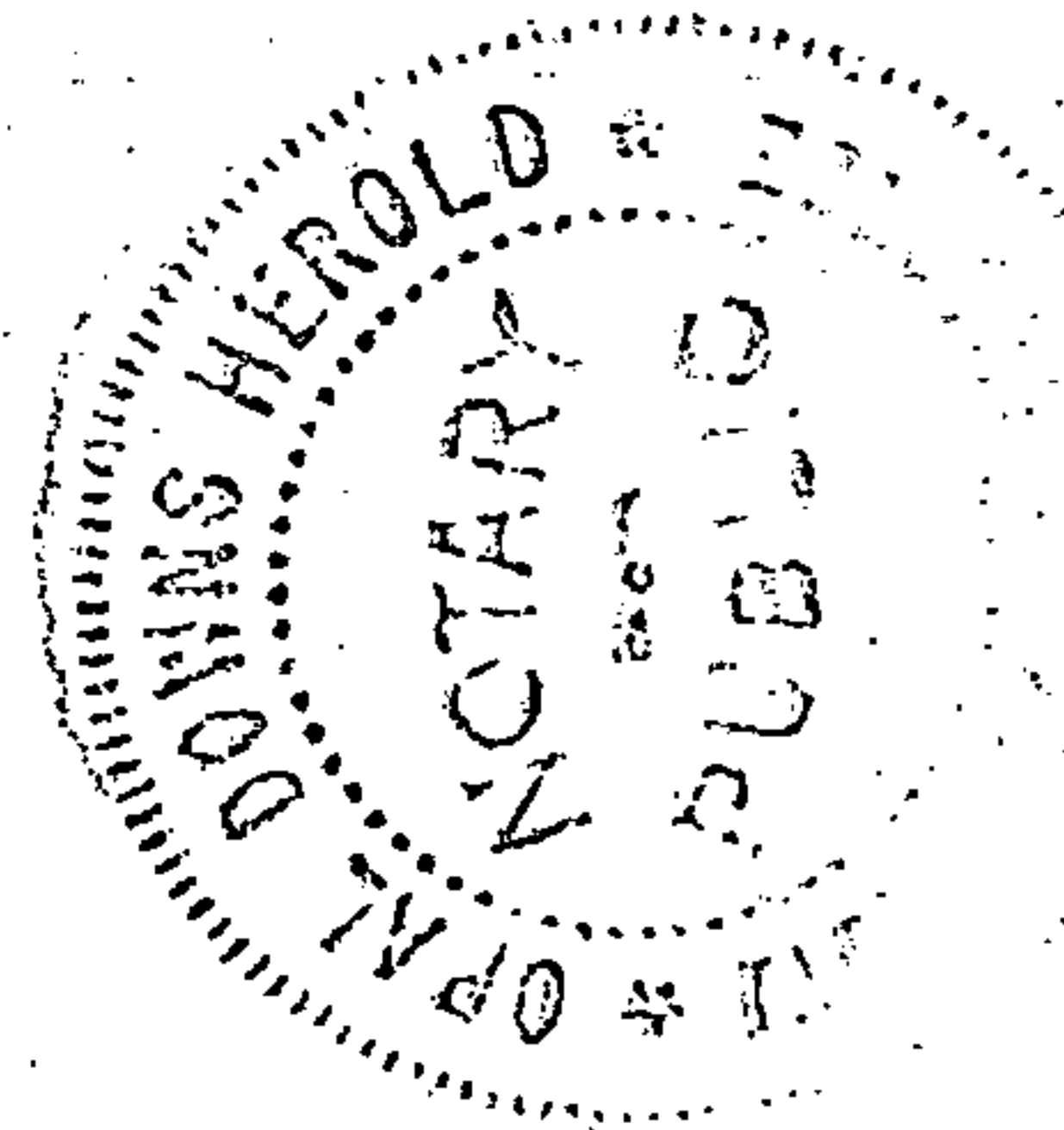
Done this 8th day of January, 1979.

*[Signature]*

Sworn to and subscribed before me this 8th day of January, 1979.

*Opal Downs Herold*  
Notary Public

MY Commission Expires April 11, 1981.



STATE OF ALA. SHELBY CO.  
I CERTIFY THIS  
INSTRUMENT WAS FILED

1979 JAN 10 PM 2:57

*Thomas A. Snowdon, Jr.*  
JUDGE OF PROBATE

Rec. 300  
Jud. 100  
400

BOOK 28 PAGE 958