

STATE OF ALABAMA )

COUNTY OF SHELBY )

AFFIDAVIT

My name is Joseph E. Conn, Jr., a Registered Surveyor in the State of Alabama. I have previously written a legal description for a parcel of land in Shelby County, Alabama. Within a week or less, I corrected a transposition in the description and furnished the corrected legal description to my client. Through some oversight on the part of my client, the first legal description, and not the corrected legal description, was used in the preparation of a deed which was recorded in Deed Book 320 page 307, in the Probate Office of Shelby County, Alabama. Said legal description describes property in Shelby County, Alabama and is more particularly set out as follows, to wit:

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Commence at the NW corner of the SE 1/4 of the SW 1/4, Section 16, Township 22 South, Range 3 West, Shelby County, Alabama, thence North 4 deg. 15 min. West 188.41 feet to the point of beginning of the property being described, thence 22 deg. 54 min. left 100.0 feet to a point; thence 96 deg. 45 min. right 151.15 feet to a point on the East line of Shelby County Highway #15, thence 83 deg. 15 min. right and Northerly 100.0 feet to a point, thence 96 deg. 45 min. right 151.15 feet to the point of beginning, subject to restrictions of record.

The deed containing this uncorrected legal description was given by Ernest L. White, Willie White and Jim Mixon to Rose Marie Hudson, and recorded in the Deed Book and page in the Probate Office of Shelby County, Alabama, as above set out.

The corrected legal description, which I furnished to my client, describes real property in Shelby County, Alabama, more particularly described as follows, to wit:

Commence at the NW corner of the SE 1/4 of the SW 1/4, Section 16, Township 22 South, Range 3 West, Shelby County, Alabama, thence South 4 deg. 15 min. East 188.41 feet to the point of beginning of the property being described, thence 22 deg. 54 min. left 100.0 feet to a point; thence 96 deg. 45 min. right 151.15 feet to a point on the East line of Shelby County Highway #15, thence 83 deg. 15 min. right and Northerly 100.0 feet to a point, thence 96 deg. 45 min. right 151.15 feet to the point of beginning, subject to restrictions of record.

Said legal description started at a different point than descriptions in the prior chain of title. I have subsequently prepared a legal description starting from the same point as prior descriptions, which said new description I have used for the latest survey I have prepared, dated April 18, 1984. This second description is the correct legal description in that it does start at the same point as prior descriptions for the subject property. This description with the correct starting point describes property in Shelby County, Alabama and is more particularly described as follows, to wit:

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Commence at a point where the North line fo the SE 1/4 of the SW 1/4 of Section 16, Township 22 South, Range 3 West, Shelby County, Alabama, intersects the East right of way line of Shelby County Highway No. 15, and run Southerly along said East right of way line an arc distance (along a curve) of 109.70 feet to the point of beginning of the parcel being described; thence continue Southerly along said East right of way line a tangent distance of 100.0 feet to a point; thence turn an angle of 83 deg. 15 min. to the left and run East-Northeasterly a distance of 151.15 feet to a point; thence turn an angle of 96 deg. 45 min. to the left and run North-Northwesterly a distance of 100.0 feet to a point; thence turn an angle of 83 deg. 15 min. left and run West-Southwesterly a distance of 151.15 feet to the point of beginning; being situated in Shelby County, Alabama.

The property described in both the corrected legal description and the latest description set out in this Affidavit are one and the same. The difference being the point where the descriptions start. The purpose of this Affidavit is to state that both descriptions do describe the identical parcel of property and that there are no overlaps or other differences between the two descriptions for the property.

Done: this 2nd day of May, 1984.

1984 JUN 25 AM 11:41

Rec. 300  
Ind. 100  
400

Joseph E. Conn, Jr.  
JOSEPH E. CONN, JR.  
Registered Surveyor No. 9049

STATE OF ALABAMA )  
COUNTY OF SHELBY )

Sworn to and subscribed before me, the undersigned Notary Public, this 20 day of May, 1984.

[Signature]  
Notary Public