

AFFIDAVIT OF SCRIVENER'S ERROR

1243

On October 8, 1986, Daniel M. Spitler prepared a deed from Avice Jean Carr, an unmarried woman to Daniel T. Passen and wife, Pamela L. Passen which was recorded in Book 094 page 572. Said deed recited in the "Subject To" section that the property is subject to a five (5) foot easement on the West side of Lot 24. The deed was prepared based on a title insurance binder and the title insurance binder erroneously stated the five (5) foot easement being on the West side of said Lot 24, Survey of Parkside, as recorded in Map Book 7 page 136 in the Probate Office of Shelby County, Alabama, when in fact the five (5) foot easement is on the East side of said lot. It is the intent and purpose of this Affidavit to correct this error.

BOOK 214 PAGE 421

STATE OF ALA. SH. I CERTIFY THIS INSTRUMENT WAS FILED

88 NOV 18 PM 12:58

[Signature]
Daniel M. Spitler, Attorney

STATE OF ALABAMA
SHELBY COUNTY

[Signature]
JUDGE OF PROBATE

Rec'd 2.50
Jud 1.00
3.50

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Daniel M. Spitler whose name is signed to the foregoing Affidavit, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the Affidavit, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 8th day of November, 1988.

(NOTARIAL SEAL)

[Signature]
Notary Public

(Index in the name of Avice Jean Carr, Grantor and Daniel T. Passen and wife, Pamela L. Passen, Grantees.)

[Signature]
Dan Spitler