

STATE OF ALABAMA
JEFFERSON COUNTY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared **Claude McCain Moncus**, who, after first being duly sworn by me, deposes and says:

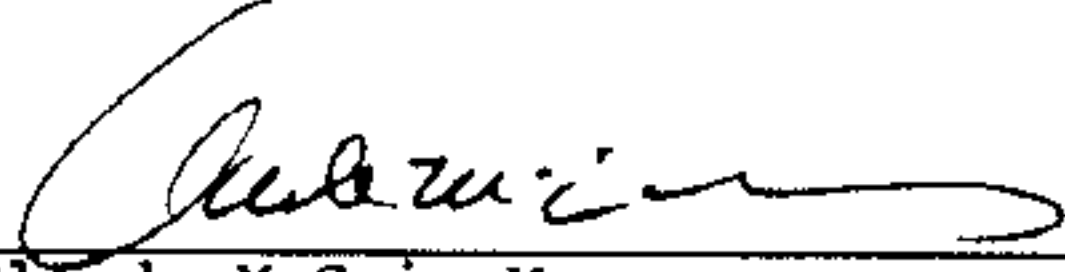
Corley, Moncus & Ward, P.C. prepared that certain Mortgage dated May 9, 1996, executed by Anthony G. Howard and wife, Bonnie E. Howard, and recorded on June 3, 1996 in Instrument # 1996-17747, and re-recorded on November 21, 1996 in Instrument # 1996-38491 in the Office of the Judge of Probate of **Shelby County, Alabama**. In the preparation of said Mortgage, Corley, Moncus & Ward, P.C. and Scrivener did make an error in that the legal description as reflected on the Mortgage was incorrectly typed, and should, in fact, read as follows, to-wit:

All that parcel of land described as a Lot and route for right of way situated in the South 1/2 of the NE 1/4 of Section 3, Township 19 South, Range 2 East, Huntsville meridian, Shelby County, Alabama, and more particularly described as follows:

Commence at an iron pin marking the SE corner of NW 1/4, SE 1/4, NE 1/4, Section 3, Township 19 South, Range 2 East; thence North 22 deg. 30 min. West a distance of 80.0 to point on the North right-of-way easement of a gas line; thence South 67 deg. 30 min. West distance of 152.2 feet to the point of beginning of herein described parcel; thence continue South for 67 deg. 30 min. West for 170.0 feet; thence South 00 deg. 13 min. 50 sec. East for 133.92 feet; thence South 62 deg. 01 min. 24 sec. West a distance of 551.43 feet to the Easterly right-of-way limits of Shelby County Road #25; thence North 45 deg. 46 min. 50 sec. West along and with said right-of-way a distance of 42.0 feet; thence North 62 deg. 01 min. 24 sec. East for 540.12 feet; thence North 00 deg. 13 min. 50 sec. West for 113.92 feet; thence North 62 deg. 01 min. 24 sec. East for 378.54 feet to a point marked by an iron pin marking the SW corner of the lot; thence North 22 deg. 30 min. West a distance of 256.0 feet to a point marked by an iron pin; thence South 22 deg. 30 min. East a distance of 296.0 feet to a point of beginning; being situated in Shelby County, Alabama.

This Scrivener's Affidavit is executed by Claude McCain Moncus, and is given for the purpose of correcting the legal description in that certain Mortgage recorded on June 3, 1996 in Instrument # 1996-17747, and re-recorded on November 21, 1996 in Instrument # 1996-38491 in the Office of the Judge of Probate of Shelby County, Alabama.

IN WITNESS WHEREOF, the undersigned has caused this affidavit to be executed this 16th day of December, 1996.


Claude McCain Moncus (L.S.)

Sworn to and subscribed before me
this 16th day of December, 1996.


NOTARY PUBLIC

Commission expires: MY COMMISSION EXPIRES 7-1-98

Inst # 1996-41606

12/18/1996-41606
10:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 3.50

1996-41606