

STATE OF ALABAMA)
SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public in and for said County and in said State, personally appeared Edwin B. Livingston, Jr., who, being first duly sworn, deposes and says as follows:

I, Edwin B. Livingston, Jr., am a practicing attorney in Talladega County, Alabama. On or about October 15, 1996, I prepared or caused to be prepared a deed from J. Anthony Joseph in favor of Reggie Taunton and Michael W. Taunton. The aforementioned deed was executed on October 15, 1996, and was recorded in the Office of the Judge of Probate of Shelby County, Alabama, in ~~Deed Book~~ ^{Instrument#} 1996 at Page 36685, on the 5th day of November, 1996. It has come to my attention that the aforementioned deed contains an error in the description in that the first distance along Yellowleaf Creek was said to be 91.56 feet when in actual fact the survey of the property shows the distance to be 99.56 feet. This affidavit will confirm that the description on the aforementioned deed should read as follows:

Begin at the Southwest corner of the NE 1/4 of the SE 1/4, Section 27, T19S, R1W; thence proceed in a northerly direction along the west boundary of said 1/4 - 1/4 for a distance of 435.17 feet to a point, being a point on the Southeast Right-of-Way Boundary line of Shelby County Highway No. 47; thence turn an angle of 36° 39' 08" to the right and run along said ROW for a distance of 18.00 feet to a concrete ROW marker; thence turn an angle of 9° 01' 25" to the right and continue along said ROW for a distance of 116.14 feet to a concrete ROW marker; thence turn an angle of 38° 29' 36" to the left and continue along said ROW for a distance of 78.22 feet to a concrete ROW marker; thence turn an angle of 34° 21' 12" to the right and continue along said ROW for a distance of 161.18 feet to a concrete ROW marker, being on the South ROW line of new U.S. 280; thence turn an angle of 38° 39' 45" to the right and proceed along said South ROW line of U. S. 280 for a distance of 437.00 feet to a point; thence turn an angle of 1° 16' 23" to the right and continue along said ROW for 91.06 feet to a point; being a point on Yellowleaf Creek; thence turn an angle of 152° 54' 06" to the right and proceed along Yellowleaf Creek for a distance of 99.56 feet; thence turn an angle of 24° 32' 58" to the right and continue along said Creek for a distance of 220.51 feet; thence turn an angle of 54° 53' 56" to the left and continue along said Creek for a distance of 415.03 feet; thence turn an angle of 19° 58' 11" to the right and continue along said Creek for a distance of 263.15 feet; thence turn an angle of 15° 00' 09" to the left and continue along said Creek for a distance of 169.38 feet to the point of beginning. Said parcel is subject to easements and rights-of-way of record. Said parcel is lying in the NE 1/4 of the SE 1/4 of Section 27, T19S, R1W, and contains 3.73 acres.

The above and foregoing facts are true and correct to the best of my knowledge, information and belief.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 6th day of May,

Edwin B. Livingston, Jr.

Sworn to and subscribed before me on this the 6th day of May, 1997.

Notary Public