

STATE OF ALABAMA)

COUNTY OF SHELBY)

SCRIVENER'S AFFIDAVIT

Before me, the undersigned Notary Public, in and for the State of Alabama, personally appeared the affiant, Kevin K. Hays, Attorney at Law, who after being duly sworn, did depose as follows:

I prepared a Warranty Deed in which Coales Branch, L.L.C. (Grantor) conveyed real property to Joe Rose Homebuilders, Inc. (Grantee) on July 10, 1998, duly recorded in the Probate Office of Shelby County, Alabama, as Instrument Number 1998-27910. Said Deed referred to the conveyed real property as "Lot 9, Lot 10, Lot 11, Lot 12, Lot 13, Lot 14, Lot 15 and Lot 16, according to the Resurvey of Lots 1 through 23 Hidden Creek, as recorded in Map Book 24, page 7, in the Probate Office of Shelby County, Alabama."

This is to certify and affirm that the following changes are to be made to said description of said real property: that Lot 12, Lot 13, and Lot 14 are to be reflected as follows:

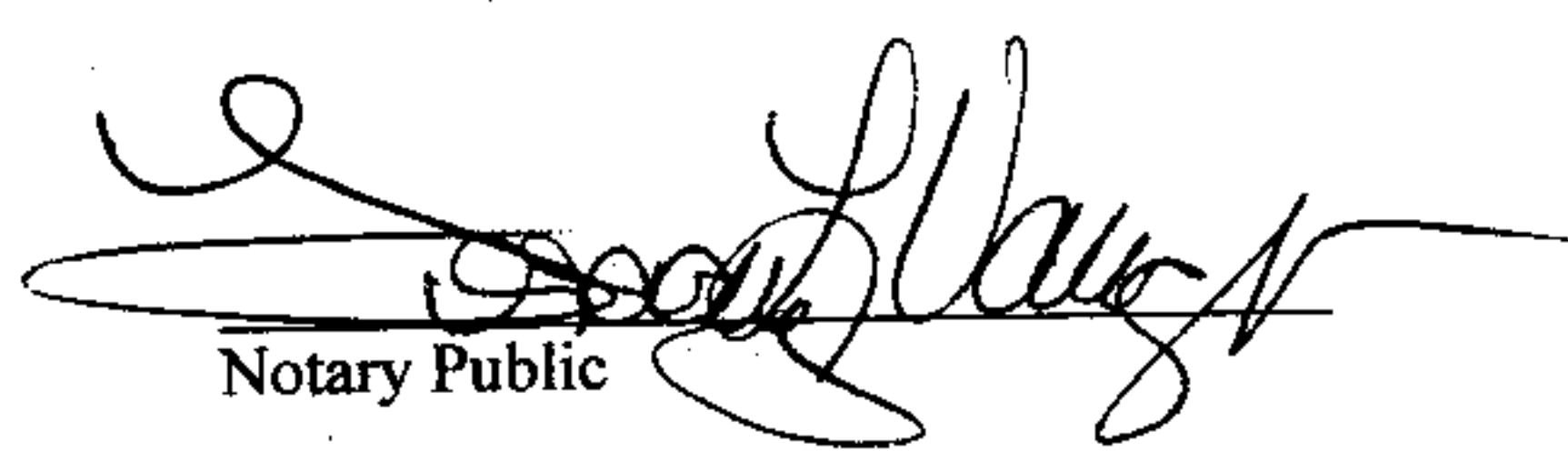
Lot 12A, and the Southwest 12.5 feet of Lot 13A, a resurvey of Lots 1 through 23 Hidden Creek, as recorded in Map Book 24, page 7, in the Probate Office of Shelby County, Alabama.

Lot 14A, and the Northeast 12.5 feet of Lot 13A, a resurvey of Lots 1 through 23 Hidden Creek, as recorded in Map Book 24, page 7, in the Probate Office of Shelby County, Alabama.

Done this the 3rd day of May, 1999.


Kevin K. Hays

Sworn to and subscribed before me this 3rd day of May, 1999.


Notary Public

Commission Expires: 12/23/00

Inst # 1999-19060

05/06/1999-19060
01:23 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MMS 8.50