

STATE OF ALABAMA)
COUNTY OF SHELBY)

SCRIVENER'S AFFIDAVIT

COMES NOW Mitchell A. Spears, as the "Affiant" herein, and after first having been duly sworn, said Affiant does hereby depose and say as follows:

1. Said Affiant, being a licensed practicing attorney, in good standing with the Alabama State Bar, has personal knowledge of the facts stated herein, is over the age of nineteen (19) years, and competent to execute this Affidavit.
2. On to-wit, the 22nd day of April, 1999, said Affiant prepared a Deed which was executed by Jim Anton and wife, Virginia Anton, as Grantors, in favor of Mary Jean Henke. Said Deed was recorded at Instrument Number 04/22/1999-17077 in the Office of the Probate Judge of Shelby County, Alabama. In conjunction with the sale, transfer and conveyance of said real estate, Mary Jean Henke, an unmarried woman did grant a mortgage to The Peoples Bank and Trust Company, same of which was recorded at Instrument Number 04/22/1999-17078, upon said date.
3. In reference to said Deed and Mortgage, the Affiant, as Scrivener, within the legal description of both instruments, mistakenly designated the property to be located within Section 13, Township 24 North, Range 13 East, St. Stephens Meridian; whereas the property is actually located in Section 13, Township 24 North, Range 15 East, St. Stephens Meridian. Consequently, this Affidavit is made for the purpose of correcting such legal description both, upon the face of said Deed and said Mortgage, the true and accurate legal description of said property is stated as follows:

Begin at the Northeast corner of the Southeast $\frac{1}{4}$ of Section 13, Township 24 North, Range 15 East, St. Stephens Meridian, and from the East line of said section turn an angle of 90 degrees and run West for 1320 feet; then left an angle of 119 degrees and 14 minutes and run 859.60 feet for a point of beginning; thence left an angle of 02 degrees and 52 minutes for a distance of 100 feet; then turn right an angle of 90 degrees and run 150 feet; thence go right an angle of 90 degrees and run 100 feet; then right an angle of 90 degrees and go 150 feet to point of beginning. Being in Northeast $\frac{1}{4}$ of Southeast $\frac{1}{4}$ of Section 13, Township 24 North, Range 15 East, Shelby County, Alabama.

THE PURPOSE OF THIS AFFIDAVIT IS TO CORRECT, CURE AND CLARIFY THE ACTUAL LEGAL DESCRIPTION WHICH WAS SOLD, TRANSFERRED, CONVEYED AND MORTGAGED

06/07/1999-23745
09:50 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
DOE 1998 12.00

Inst # 1999-23745

**PURSUANT TO THE AFOREMENTIONED DEED AND
MORTGAGE.**

FURTHERMORE, the Affiant saith naught.


Mitchell A. Spears
Scrivener

**STATE OF ALABAMA)
COUNTY OF SHELBY)**

Sworn to and subscribed before me this the 4th day of June, 1999.


Notary Public
My commission expires: 5/17/2003

Mitchell A. Spears
Attorney at Law
P.O. Box 119
Montevallo AL 35115

1-205-665-5076

Inst # 1999-23745

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