

STATE OF ALABAMA )  
SHELBY COUNTY )

SCRIVENER'S AFFIDAVIT

My name is Mickey L. Johnson and I am a practicing attorney in Shelby County, Alabama, and have been such for more than twenty-four (24) years. On or about April 12, 1989, I was the closing attorney for a parcel of property located in Shelby County, Alabama, and more particularly described as follows:

Commence at the NE corner of the NE 1/4 of the SE 1/4 of Section 17, Township 20 South, Range 2 West, and run West along the North line thereof for 86.48 feet to the point of beginning; thence continue along the last described course for 252.01 feet; thence 90 deg. 10 min. 15 sec. left and run Southerly for 248.48 feet; then 3 deg. 03 min. 22 sec. Right and continue Southerly for 252.15 feet; thence 97 deg. 00 min. 53 sec. left and run for 299.3 feet; thence 90 deg. 00 min. left and run North for 480.0 feet to the point of beginning; being situated In Shelby County, Alabama.

Also, a 40 foot easement for ingress and egress the centerline of which is described as follows: Commence at the NE corner of the NE 1/4 of the SE 1/4 of Section 17, Township 20 South, Range 2 West and run West along the North line thereof for 106.53 feet to the point of beginning; thence 94 deg. 07 min. 41 sec. left and run Southerly for 1148.00 feet; thence 14 deg. 51 min. 50 sec. left and run Southeasterly for 106.69 feet to the Northwesterly right of way line of Shelby County Road No. 11 and the end of said easement; being situated in Shelby County, Alabama.

The original deed reflecting this transaction is recorded in the Probate Office of Shelby County, Alabama, as Inst. # 1993-12226. In the description on said deed wherein the easement was placed in Section 1, this should have read Section 17, and such mistake was purely a typographical error. The easement was intended to be in Section 17, adjoining the property conveyed by said deed, and was not intended to convey any interest lying within Section 1.

Further, the marital status of the grantors should have reflected the following:

10/01/1999-40913  
09:26 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 CJ1 11.00

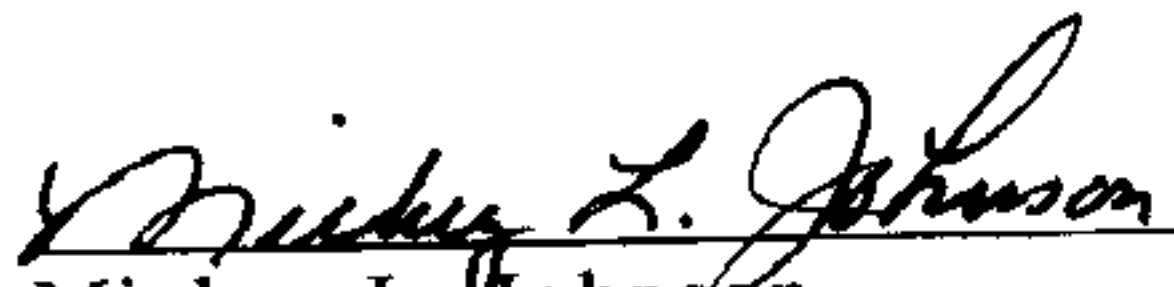
Inst # 1999-40913

Allen Wilson and wife, Betty Fay Wilson; Stanley Wilson, a married man; Norman R. Wilson, a married man; Margaret Wilson Allen, a married man; and Betty Wilson Fordham, a married woman.

The subject property is not the homestead of any grantor named herein whose spouse is not also included as a grantor.

Inasmuch as the grantors, Stanley Wilson, Norman R. Wilson, Margaret Wilson Allen and Betty Wilson Fordham were heirs at law of the Estate of L. P. Wilson, who had died intestate owning a ½ undivided interest in the subject property, and had never resided upon or claimed any interest in the property separate and apart from the interest they inherited from their father's estate, they were not claiming any homestead interest in the property, and their marital status was inadvertently omitted from the original deed.

This affidavit is given for the purpose of correcting the errors and inadvertences made at the time of the drafting and execution of the original deed as described herein.


  
Mickey L. Johnson

### ACKNOWLEDGMENT

STATE OF ALABAMA)  
SHELBY COUNTY )

Before me, the undersigned, a Notary Public, in and for said state and said county, personally appeared Mickey L. Johnson, who is known to me, and, after being duly sworn, deposes and says that he has read the foregoing, understands the contents thereof, and that the same are true and correct to the best of his information, knowledge and belief.

Dated : September 23, 1999

  
Notary Public

My commission expires: April 24, 2001

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