

STATE OF ALABAMA ()
SHELBY COUNTY ()

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and state, personally appeared Timothy A. Massey, who, being duly sworn upon his oath, deposes and states as follows:

1. I am a licensed, practicing attorney in Birmingham, Jefferson County, Alabama, and was the closing attorney for the closing of the real estate transaction of the property described hereinafter on April 14, 1994, wherein Roger S. Wilkins and wife, Vickie Wilkins sold the property described hereinafter to Joseph D. Dillon, II and wife, Heather M. Dillon, which deed was recorded on April 26, 1994, in Instrument No. 1994-13566, in the Probate Office of Shelby County, Alabama.

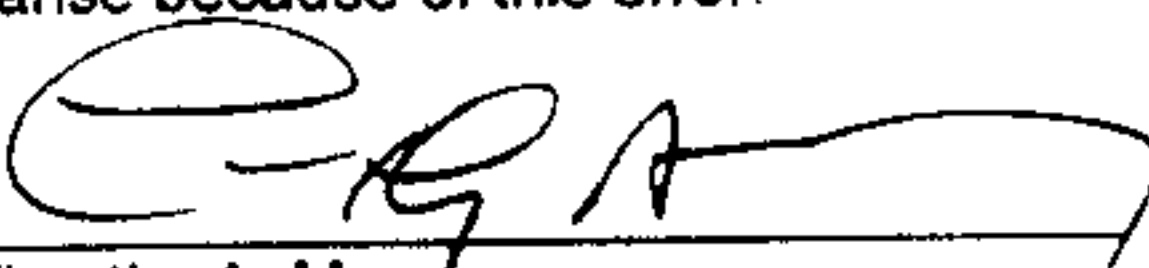
2. It was brought to my attention on July 2, 1999, that, due to a scrivener's error, the legal description as shown in said warranty deed was incorrect in that it did not show the correct legal description. On July 2, 1999, I executed a scrivener's affidavit to correct said legal description using the description as shown in said affidavit, which is recorded in Instrument No. 1999-30121. I have been informed that this legal description was given to me erroneously and needs to be corrected.

3. I hereby certify that the correct legal description as shown in said warranty deed should read as follows:

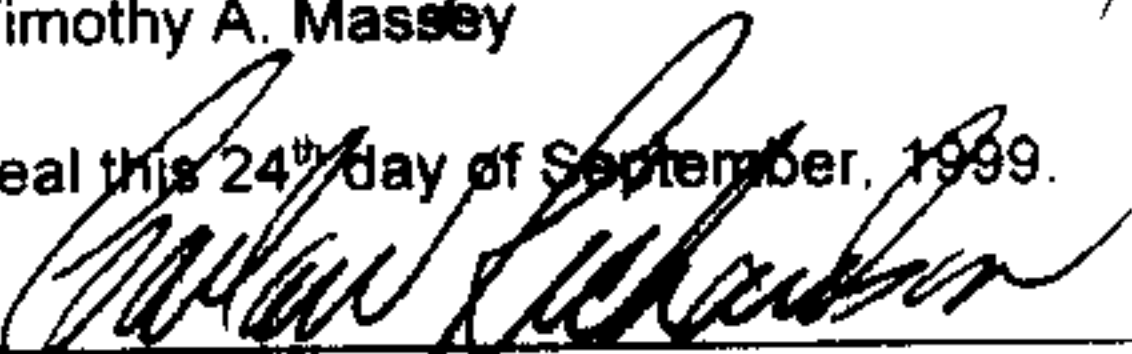
Lot 1, Bluff Ridge Estates, situated in the Southwest Quarter of the Northeast Quarter of Section 32, Township 20 South, Range 4 West, Shelby County, Alabama. Said record map being recorded in the Shelby County Probate Office in Map Book 18, Page 85 and being more particularly described as follows:

Commence at the NE corner of the SW 1/4 of the NE 1/4 of said Section 32, Township 20 South, Range 4 West, and run West along the North line thereof a distance of 168.23 feet to the Northeast corner of said Lot 1 and the Point of Beginning; thence continue along the North line of said Quarter-Quarter and along the North line of said Lot 1 for a distance of 116.84 feet to the Northwest corner of said lot; thence turn an angle to the left of 70 degrees 06 minutes 16 seconds and run in a southwesterly direction for a distance of 247.28 feet to the Southwest corner of said Lot; said point being on the Northerly right-of-way of Bluff Ridge Road and South Shades Crest Road, which is situated on a curve, curving to the left, having a radius of 690.00 feet, a central angle of 18 degrees 00 minutes 10 seconds, and an arc distance of 216.80 feet; thence from last described direction turn 90 degrees to the left to the tangent of said curve and run in a Southeasterly to Easterly direction along said right-of-way to the Southeast corner of said Lot 1, thence turn an angle of 94 degrees 12 minutes 13 seconds left from the tangent of last described curve and leaving said right-of-way of South Shades Crest Road run in a Northerly direction for a distance of 273.55 feet to the Northeast corner of said Lot 1 which is the point of beginning. Said Lot contains 43,560 square feet or 1.0 acres, more or less, and is subject to easements and restrictions of record.

4. This affidavit is being given to clear any questions in the chain of title to the hereinabove described property that may arise because of this error.


Timothy A. Massey

Given under my hand and official seal this 24th day of September, 1999.


Notary Public
My Commission Expires: 11-25-99

10/07/1999-41768
08:43 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 HHS 8.50

Inst # 1999-41768

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