

STATE OF ALABAMA

JEFFERSON COUNTY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared W. Lee Thuston, who after being by me first duly sworn, deposes, and says on oath as follows:

My name is W. Lee Thuston, and I am a practicing attorney in Jefferson County, Alabama, and was the preparer of that certain deed from John Leon Kidd, Jr., a married man, and Robert E. Kidd, a married man, to Jack W. Kidd, a married man, dated November 19, 1997, as recorded in Instrument #1999-14973, in the Probate Office of Shelby County, Alabama.

The descriptions contained in said deed were taken from the assessments of John L. Kidd, in the Tax Assessors office of Shelby County, Alabama. It has been brought to my attention that Parcels VII and VIII in said deed have the same description, due to the Tax Assessors office having made an error in the description of one of the assessments. Parcel VIII should have read as follows:

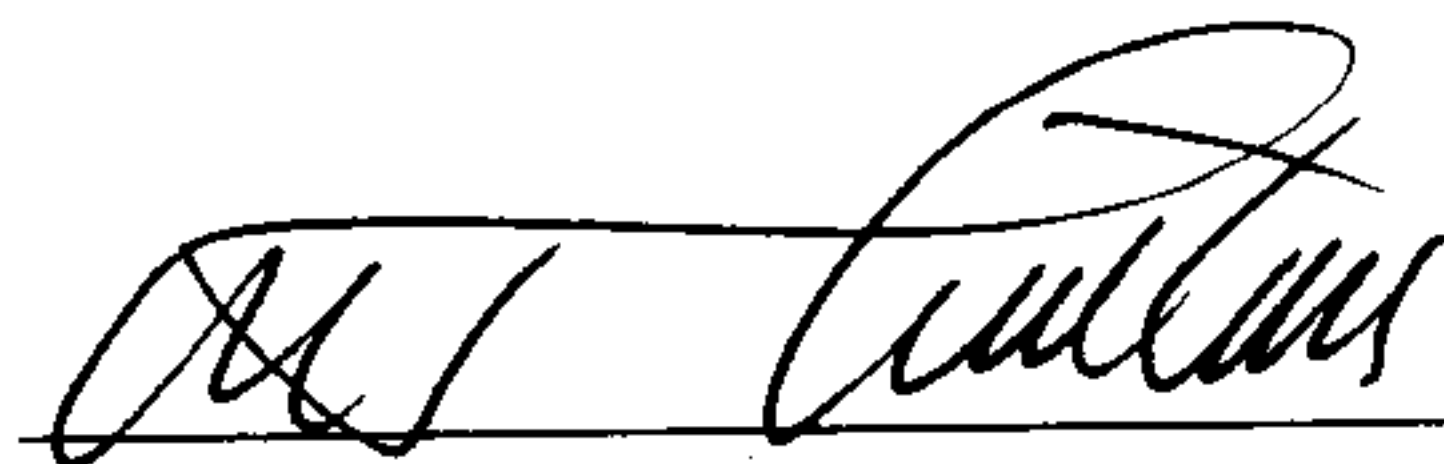
PARCEL VIII:

Beg SW cor SW 1/4 NE 1/4 N 240' (s) NE to E r/w Bdry Ala State Hwy 25 SEly to S line said SW 1/4 NE 1/4 W to POB. Sec 33, Twnshp 19S, Range 2 East.

I was involved in the settlement of the Estate of John L. Kidd, and know that the intent of the deed described herein was to convey to Jack W. Kidd all property in Shelby County, Alabama previously owned by John L. Kidd, whether correctly described or not.

This affidavit is given to correct the legal description in above recited deed and to clarify the intent thereof.

Further the affiant saith not.


W. Lee Thuston

Sworn to and subscribed to before me
this 8th day of December, 1999.


Notary Public

My commission expires: 12/19/02

694391.1

Inst # 2000-05024

02/17/2000-05024
09:16 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MMS 8.50

MTA