

STATE OF ALABAMA )  
COUNTY OF SHELBY )

**AFFIDAVIT**

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared James J. Odom, Jr., who, after first being duly sworn, deposed and stated as follows:

My name is James J. Odom, Jr. I am licensed to practice law in the State of Alabama, and have practiced law in the State since 1962. I am giving this affidavit for the purpose of clearing the title to the property described on the attached Exhibit A.

In December 1999, I prepared a Warranty Deed from Karen Sue Beard (formerly Karen Sue Gault), a married woman, conveying an undivided one-half interest in the property described on the attached Exhibit A. The Warranty Deed is recorded in Instrument #2000-00400 in the Office of the Judge of Probate of Shelby County, Alabama. At the same time, I prepared a Full Release from Karen Sue Beard (formerly Karen Sue Gault) releasing the lien set out in the Final Judgment of Divorce against the property described on the attached Exhibit A. The Full Release is recorded in Instrument #2000-00401 in the Office of the Judge of Probate of Shelby County, Alabama.

The Full Release, which was prepared at my direction, contains an incorrect Instrument Number due to a scrivener's error. The Instrument Number describing the Final Judgment of Divorce properly should read #1996-06071.

Therefore, the Full Release recorded in the Office of the Judge of Probate of Shelby County, Alabama as Instrument #2000-00401 should refer to Instrument #1996-06071 instead of #1996-07071.

  
James J. Odom, Jr.

Sworn to and subscribed before me on this  
8<sup>th</sup> day of March, 2000.

Anne P. Marshall  
Notary Public  
My Commission Expires: 3/13/2003

Inst # 2000-07578

03/09/2000-07578  
11:11 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MMS 11.00

## EXHIBIT "A" TO DEED

### PARCEL I:

Commence at the Southwest corner of the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama, and run thence South 88°36'56" East a distance of 174.65 feet to a point; thence run North 22°53'43" East a distance of 1,397.23 feet to a point; thence run North 88°31'11" West a distance of 734.89 feet to a point; thence run North 76°32'19" West a distance of 168.29 feet to a point; thence run South 27°35'42" West a distance of 285.68 feet to a point; thence turn a deflection angle of 88°57'12" right and run a distance of 69.03 feet to a point; thence turn a deflection angle of 86°53'42" right and run Northerly a distance of 64.0 feet to a point; thence turn a deflection angle of 88°47'50" left and run Northwesternly a distance of 198.97 feet to a point on the Easterly right of way line of Shelby County Road No. 33; thence turn a deflection angle of 86°14'36" left and run Southwesterly along said road right of way line a distance of 320.37 feet to the point of beginning; thence turn a deflection angle of 102°10'31" left and run Southeasterly a distance of 1277.85 feet to a point; thence turn a deflection angle of 102°14'13" right and run Southwesterly a distance of 89.0 feet to a point; thence turn a deflection angle of 74°04'37" right and run Northwesternly a distance of 282.31 feet to said road right of way; thence turn a deflection angle of 105°31'41" right and run Northeastery along said road right of way a distance of 96.99 feet to the point of beginning.

### PARCEL II:

Commence at the southwest corner of the NE ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama and run thence S 88 deg. 36' 56" E a distance of 174.65 feet to a point; thence run N 22 deg. 53' 43" E a distance of 1,397.23 feet to a point; thence run N 88 deg. 31' 11" W a distance of 734.89 feet to a point; thence run N 76 deg. 32' 19" West a distance of 168.29 feet to a point; thence run S 27 deg. 35' 42" W a distance of 285.68 feet to a point; thence turn a deflection angle of 88 deg. 57' 12" right and run a distance of 69.03 feet to the point of beginning of the property being described; thence turn a deflection angle of 86 deg. 53' 42" right and run northerly a distance of 64.0 feet to a point; thence turn a deflection angle of 88 degrees 47' 50" left and run northwesterly a distance of 198.97 feet to a point on the easterly right of way line of Shelby County Road No. 33; thence turn a deflection angle of 86 deg. 14' 36" left and run southwesterly along said road right of way line a distance of 320.37 feet to a point; thence turn a deflection angle of 102 deg. 10' 31" left and run southeasterly a distance of 277.85 feet to a point; thence turn a deflection angle of 77 deg. 25' 47" left and run northeasterly a distance of 213.29 feet to a point; thence turn a deflection angle of 92 degrees 14' 58" left and run northwesterly a distance of 69.03 feet to the point of beginning situated in Shelby County, Alabama.

### LESS AND EXCEPT:

A parcel of land situated in the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama, described as follows:

Commence at the SW corner of the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama and run thence Easterly along the South line of said ¼ ¼ 424.47 feet to a point; thence turn 63°45'08" left and run Northeastery 1,160.77 feet to a steel pin corner and the point of beginning of the property being described; thence continue along last described course 44.00 feet to a steel pin corner; thence turn 92°24'54" left and run along an existing fence line 69.02 feet to a steel pin corner; thence turn 84°22'47" right and run along an existing fence line 64.41 feet to a steel pin corner; thence turn 86°01'01" left and run 195.87 feet to an existing steel pin corner on the East margin of Shelby County Highway No. 33; thence turn 86°08'22" left and run Southwesterly along said margin of said Highway 106.00 feet to a steel pin corner; thence turn 92°56'48" left and run 273.40 feet to the point of beginning; being situated in Shelby County, Alabama.

ALSO, a non-exclusive 20 foot easement described as follows:

Commence at the SW corner of the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama, and run thence Easterly along the South line of said ¼ ¼ 424.47 feet to a point; thence turn 63°45'08" left and run Northeastery 1,160.77 feet to a steel pin corner; thence continue along last described course 44.00 feet to a steel pin corner; thence turn 92°24'54" left and run along an existing fence line 69.02 feet to a steel pin corner; thence turn 84°22'47" right and run along an existing fence line 64.41 feet to a steel pin corner; thence turn 86°01'01" left and run 195.87 feet to an existing steel pin corner on the East margin of Shelby County Highway No. 33; thence turn 86°08'22" left and run Southwesterly along said margin of said Highway 106.00 feet to a steel pin corner and the point of beginning of the easement being described; thence continue along last described course 20.03 feet to a point; thence turn 92°56'48" left and run East-Southeasterly parallel with the South line of just described property 138.03 feet to a point; thence turn 90°00'00" left and run 20.0 feet to a point on the said South line of the said property; thence turn 90°00'00" left and run 137.00 feet to the point of beginning, being situated in Shelby County, Alabama.

Also, Less and Except:

A parcel of land in the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama, described as follows:

Commence at the SW corner of the NW ¼ of the SE ¼ of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama; thence South 88°36'56" East for a distance of 174.65 feet; thence North 22°53'43" East for a distance of 733.59 feet; thence North 64°30'49" West for a distance of 993.07 feet to the point of beginning; thence continue along the last described course for a distance of 159.00 feet to a point on the Southeastery right of way line of Shelby County Highway 33; thence South 28°24'11" West along said right of way for a distance of 136.00 feet; thence South 68°45'46" East and leaving said right of way for a distance of 153.82 feet; thence North 20°36'10" East for a distance of 98.92 feet; thence North 64°29'41" East for a distance of 33.29 feet to the point of beginning; being situated in Shelby County, Alabama.

Inst # 2000-07578

11:11 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
03/09/2000-07578

002 MMS 11.00

03/09/2000 09:40:04  
SHELBY COUNTY JUDGE OF PROBATE  
11:11 AM