

SCRIVENER'S AFFIDAVIT

Before me, the undersigned this day personally appeared, B. Christopher Battles, who after being duly sworn, deposes and says the following:


My name is B. Christopher Battles, Attorney at Law. In my capacity as Attorney at Law, I prepared and caused to be filed of record that certain Warranty Deed dated August 28, 2000, and recorded in Instrument No. 2000-30701 in the Office of the Judge of Probate of Shelby County, Alabama, conveying the property described therein from **Phillip E. Jones, Jr. and Elizabeth C. Jones, Married to Tina L. Whitmer and John M. Whitmer, Married.**

Said Deed was defective in that the legal description read in part,
Lot 64, according to the Survey of Weatherly Glen Abbey Sector 12, as recorded in Map Book 19, Page 155, in the Probate Office of SHELBY County, Alabama.

This Affidavit is being given to correct said defects in said Deed and to say that the correct legal description is as follows:

Lot 64, according to the Survey of Weatherly Glen Abbey Sector 12, Phase 3, as recorded in Map Book 19, Page 155, in the Probate Office of SHELBY County, Alabama.

Further the affiant said not.

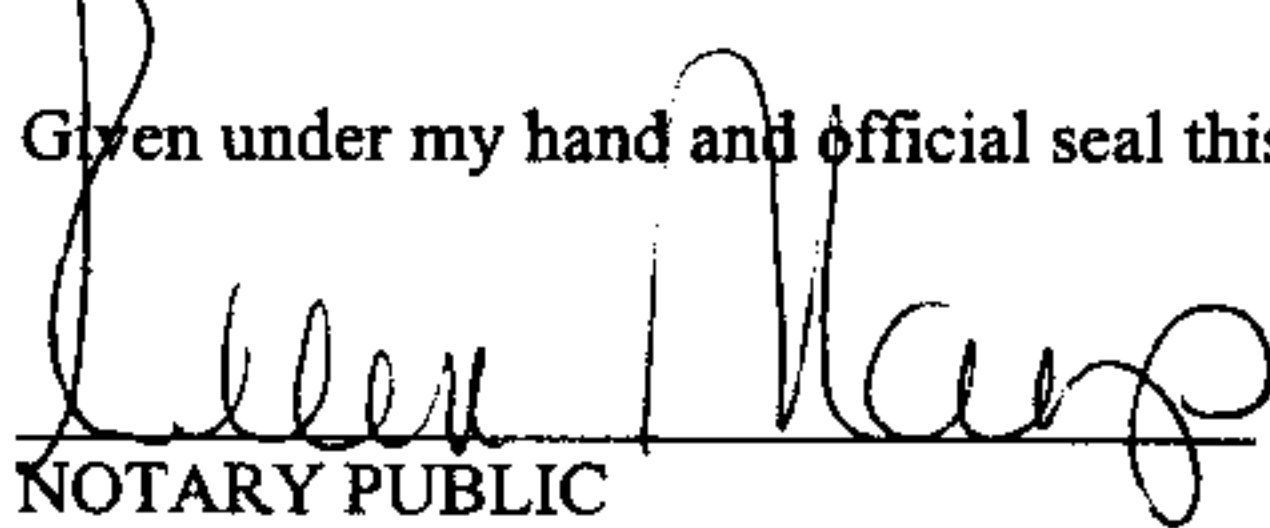

B. CHRISTOPHER BATTLES

ACKNOWLEDGMENT

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county, in said State, hereby certify that B. Christopher Battles, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 13th day of October, 2000.


NOTARY PUBLIC

My Commission Expires: 2-12-2003

file: Whitmer 2000

Inst # 2000-36068

10/17/2000-36068

10:40 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 MMB 11.00