

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW
P.O. BOX 822
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA
SHELBY COUNTY

SCRIVENER'S AFFIDAVIT

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

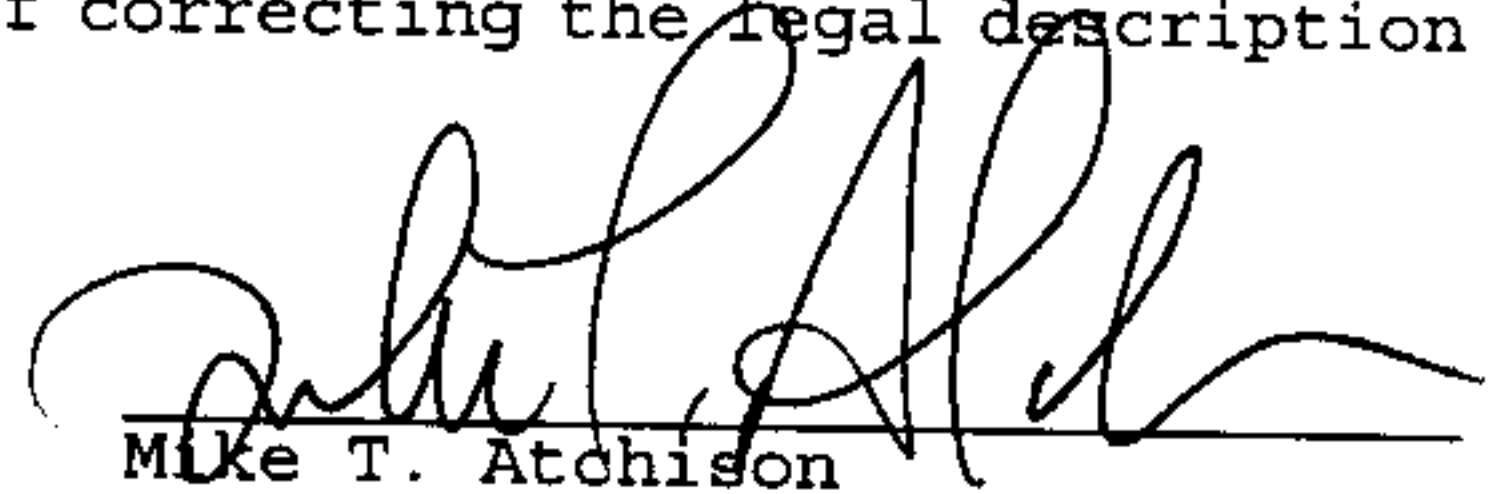
My name is Mike T. Atchison, and I am a practicing attorney, and was the preparer of that certain deed from Tracy H. Carter, a married woman, to Patrick W. Kilroy and wife, Kelly M. Kilroy, dated September 27, 2000, recorded as Instrument #2000-34110, and also of that certain mortgage from Patrick W. Kilroy and wife, Kelly M. Kilroy, to First Lenders Mortgage Corporation, dated September 27, 2000, recorded as Instrument #2000-34111, which said mortgage was assigned to Synovus Mortgage Corporation, by assignment dated September 27, 2000, recorded in Instrument #2000-34112, in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that the legal description contained in said deed and mortgage contained errors. The correct legal description in said deed and mortgage should have been as follows:

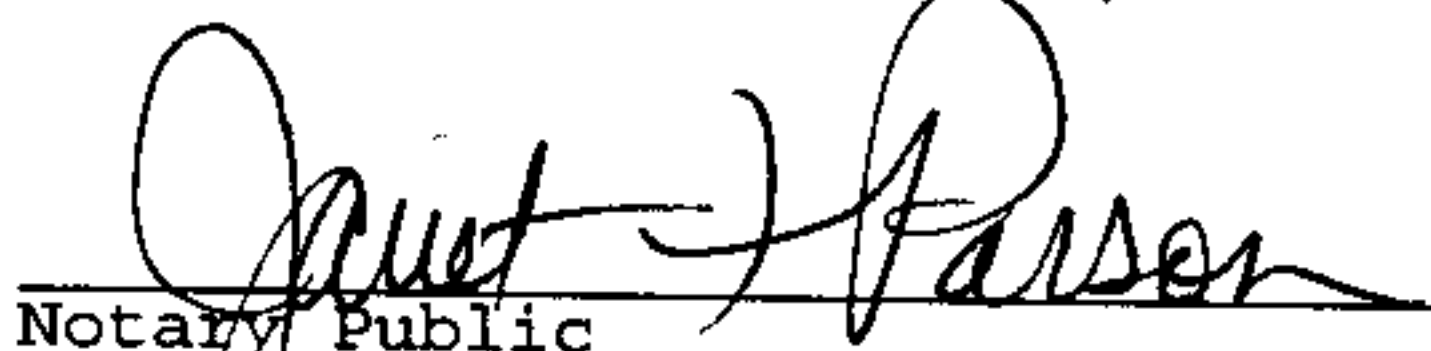
Commence at the SW corner of Section 12, Township 21 South, Range 1 East; thence run Easterly along the South line of said section for 1108.23 feet to the Northeasterly R.O.W. of Lokey Ferry Road being the Point of Beginning; thence turn an angle to the left and run Northwesterly along said R.O.W. 52.7 feet; thence turn an interior angle to the left of 113 degrees 14 minutes 58 seconds and run Northeasterly for a distance of 208.40 feet; thence turn an angle to the right and run Southeasterly parallel to Lokey Ferry Road 276.82 feet; thence turn an angle to the right approximately 76 degrees and run Southwesterly 50.81 feet; thence turn an angle to the right of 83 degrees 31 minutes 16 seconds and run Northwesterly 165.54 feet; thence turn an angle to the left of 90 degrees 15 minutes 14 seconds and run Southwesterly 108.47 feet to the Northeasterly R.O.W. of Lokey Ferry Road; thence run Northwesterly along said R.O.W. 47.30 feet to Point of Beginning.

This affidavit is given for the purpose of correcting the legal description in the above recited deed and mortgage.

Further the affiant saith not.


Mike T. Atchison

Sworn to and subscribed to before me
this 9th day of November, 2000.


Notary Public

My commission expires: 10-6-04

Inst # 2000-38926

11/09/2000-38926
09:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 C31 11.00