

Return to: M. A. Spears

STATE OF ALABAMA)
COUNTY OF SHELBY)

SCRIVENER'S AFFIDAVIT

COMES NOW Mitchell A. Spears, the Scrivener and Affiant herein, and after first having been duly sworn, said Scrivener states as follows:

1. Scrivener is a licensed practicing attorney at law, who practices real estate law within the State of Alabama. Scrivener is over the age of twenty-one (21) years, of sound mind, and has personal knowledge of the facts set forth in this Affidavit.
2. On or about June 27, 1995, the Scrivener drafted a Deed whereby Richard R. Harrison, an unmarried man, also known as Richard Ryan Harrison and R. R. Harrison, conveyed certain real estate situated in Shelby County, Alabama to Pleasia F. Spears.
3. In the drafting of such Deed, said Scrivener used the legal description pursuant to survey prepared by Frank B. Garrett, Jr., Alabama Registration Number 9500, dated June 26, 1995.
4. Said deed was duly recorded at Instrument Number 1995-18637 in the Office of the Probate Judge, Shelby County, Alabama.
5. Richard R. Harrison, the Grantor upon the face of said Deed, deceased on the 6th day of June, 1996; and subsequent to the decease of said Grantor, said Scrivener discovered that the surveyed description contained an error.
6. The first call upon the face of said Deed reads as follows: "thence South 88 deg. 10' 14" East and run 1464.85 to the point of beginning". The first call of such Deed should read as follows: "thence South 88 deg. 10' 14" East and run 730.80 feet to the point of beginning".

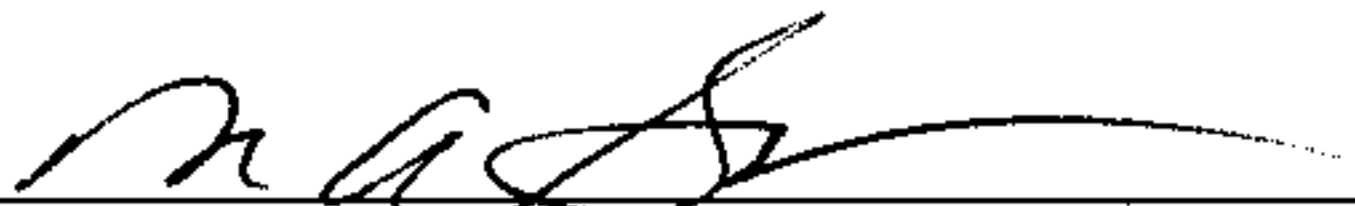
Consequently, the description contained within such Deed should read as follows: Commence at the Northwest Corner of Section 8, Township 22 South, Range 3 West; thence S 88 deg. 10' 14" E and run 730.80 feet to the Point of Beginning; thence N 12 deg. 48' 17" E and run along the center line of a power line 51.91 feet; thence N 85 deg. 59' 25" E and run 136.30 feet; thence N 63 deg. 44' 30" E and run 72.91 feet; thence N 03 deg. 35' 46" E and run 292.12 feet; thence N 83 deg. 06' 22" E and run 253.55 feet; thence S 04 deg. 41' 28" W and run 445.07 feet; thence N 83 deg. 06' 22" E and run 300.00 feet to the center line of King Creek; thence S 36 deg. 11' 48" W and run 16.40 feet along said center line; thence S 02 deg. 12' 37" W and run 112.76 feet along said center line; thence S 04 deg. 37' 13" E and run 92.28 feet along said center line; thence S 00 deg. 18' 27" W and run 49.18 feet along said center line; thence S 70 deg. 04' 41" W and run 28.88 feet along said center line;

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thence S 24 deg. 23' 31" W and run 457.40 feet; thence N 86 deg. 08' 24" W and run 239.77 feet; thence S 12 deg. 48' 15" W and run 176.59 feet; thence S 86 deg. 08' 24" E and run 33.41 feet; thence S 12 deg. 48' 15" W and run 35.91 feet; thence S 03 deg. 32' 27" W and run 98.79 feet; thence S 86 deg. 08' 24" E and run 168.71 feet; thence S 03 deg. 32' 27" W and run 706.76 feet; thence S 09 deg. 16' 19" W and run 291.98 feet to the north margin of a Graded Public Road; thence along said road margin N 87 deg. 12' 20" W and run 33.21 feet; thence N 09 deg. 16' 19" E and run 294.08 feet; thence N 03 deg. 32' 27" E and run 672.29 feet; thence N 86 deg. 08' 24" W and run 168.71 feet; thence N 03 deg. 32' 27" E and run 134.26 feet; thence N 86 deg. 08' 24" W and run 429.00 feet to the center line of a power line; thence N 12 deg. 48' 15" E and run along said center line 868.01 feet to the Point of Beginning.

7. The purpose of this Scrivener's Affidavit is to correct the legal description appearing upon the face of that certain Deed recorded at Instrument Number 1995-18637 in the Office of the Probate Judge, Shelby County, Alabama, to reflect the correct legal description of same, as hereinabove set forth.

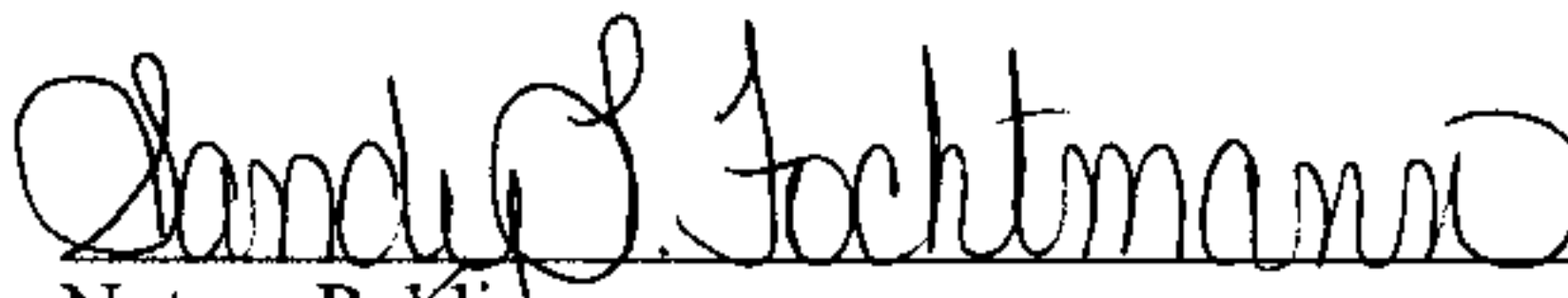
FURTHERMORE, the Scrivener, as Affiant, saith naught.



Mitchell A. Spears, Affiant
Scrivener of Deed

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this the 4th day of January, 2001.



Randy J. Fichtmann
Notary Public
My commission expires: 2/25/2003

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08:50 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

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