

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 in Columbiana, Alabama, and I am familiar with the following facts:

I was the preparer of that certain deed from Betty J. House, a single woman, to Kimberly S. Kubichan, dated November 30, 2000, recorded as Instrument #2000-41615, and also that certain mortgage from Kimberly S. Kubichan, a single woman, to New South Federal Savings Bank, dated November 30, 2000, recorded as Instrument #2000-41616, in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that the legal description contained in said deeds omits a portion of the description, in that it does not recite the Section, Township and Range of the property being described therein. The correct legal description in said deed and mortgage should be as follows:

PARCEL B:

A parcel of land in the Northeast Quarter of the Northeast Quarter of Section 10, Township 21 South, Range 1 East, being part of the same land described in a deed to Coy L. and Betty J. House, recorded in Deed Book 306, at Page 591, of the real property records of Shelby County, Alabama. Said parcel being more particularly described as follows:

Commencing at a 3/8" rebar found at the Northeast corner of said Section 10; thence South 00 degrees 07 minutes 16 seconds East along the East line of said section, a distance of 676.07 feet to a point; thence South 88 degrees 37 minutes 42 seconds West a distance of 385.98 feet to a rebar with a cap stamped "S. Wheeler RPLS 16165" set at the point of beginning; thence South 88 degrees 37 minutes 42 seconds West a distance of 117.98 feet to a 1/12" rebar set with a cap stamped "S. Wheeler RPLS 16165"; thence North 02 degrees 38 minutes 05 seconds West a distance of 689.25 feet to a 1/2" rebar set with a cap stamped "S. Wheeler RPLS 16165" on the south right of way of County Highway No. 9; thence along a curve to the right in said right of way having a radius of 5690.12 feet and a chord bearing of South 89 degrees 19 minutes 05 seconds East and arc length of 39.73 feet to a point; thence South 89 degrees 09 minutes 25 seconds East along the South line of County Highway No. 9 a distance of 108.80 feet to a rebar with a cap stamped "S. Wheeler RPLS 16165, set; thence south 00 degrees 05 minutes 38 seconds East a distance of 683.62 feet to the point of beginning.

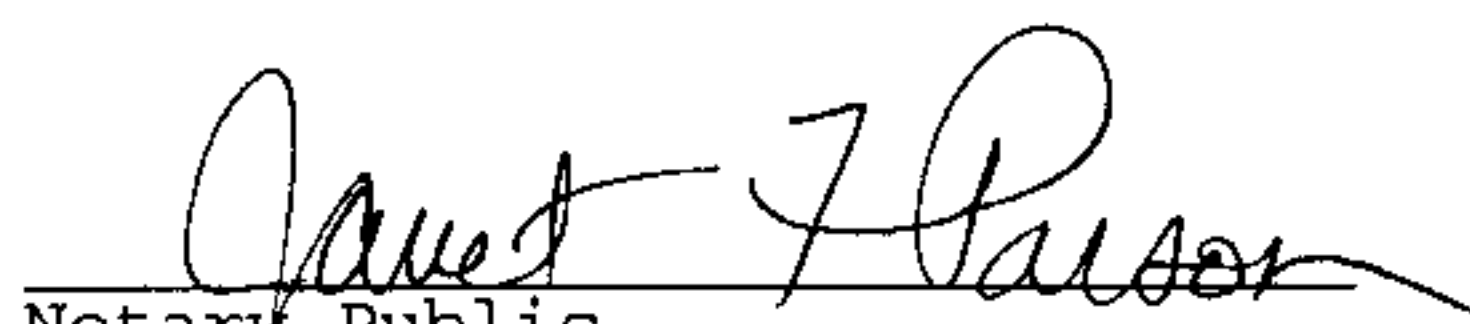
According to the survey of Sid Wheeler, dated March 20, 1998.

This affidavit is given to correct the legal descriptions in the above described deed and mortgage.

Further the affiant saith not.


Mike T. Atchison

Sworn to and subscribed to before me
this 19th day of January, 2001.


Notary Public

Inst # 2001-02057

01/19/2001-02057
09:17 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

001 MMB 11.00