

SCRIVENER'S AFFIDAVIT

**STATE OF ALABAMA)
JEFFERSON COUNTY)**

Before me the undersigned notary public, personally appeared Christy Holcombe, who, after being sworn, deposes and says as follows:

My name is Christy Holcombe; I am over the age of nineteen (19) years and have personal knowledge of the facts set out herein.

I am the owner of the following described property.

Commence at the Northeast corner of Section 5, Township 22 South, Range 1 East and run in a Southerly direction along the East line of said section for 1292.92 feet to a point; thence turn 90 degrees 46 minutes 14 seconds to the right and run in a Westerly direction for 2015.35 feet to the point of beginning; thence continue along the last stated course for 208.7 feet to a point; thence turn 90 degrees to the left and run in a Southerly direction for 208.7 feet to a point; thence turn 90 degrees to the left and run in an Easterly direction for 208.7 feet to a point; thence turn 90 degrees to the left and run in a Northerly direction for 208.7 feet to the point of beginning.

Together with a non-exclusive 30 foot easement along North side of the Southwest 1/4 of Northeast 1/4 of said Section 5, between the above described property and paved Shelby County Highway No. 61.

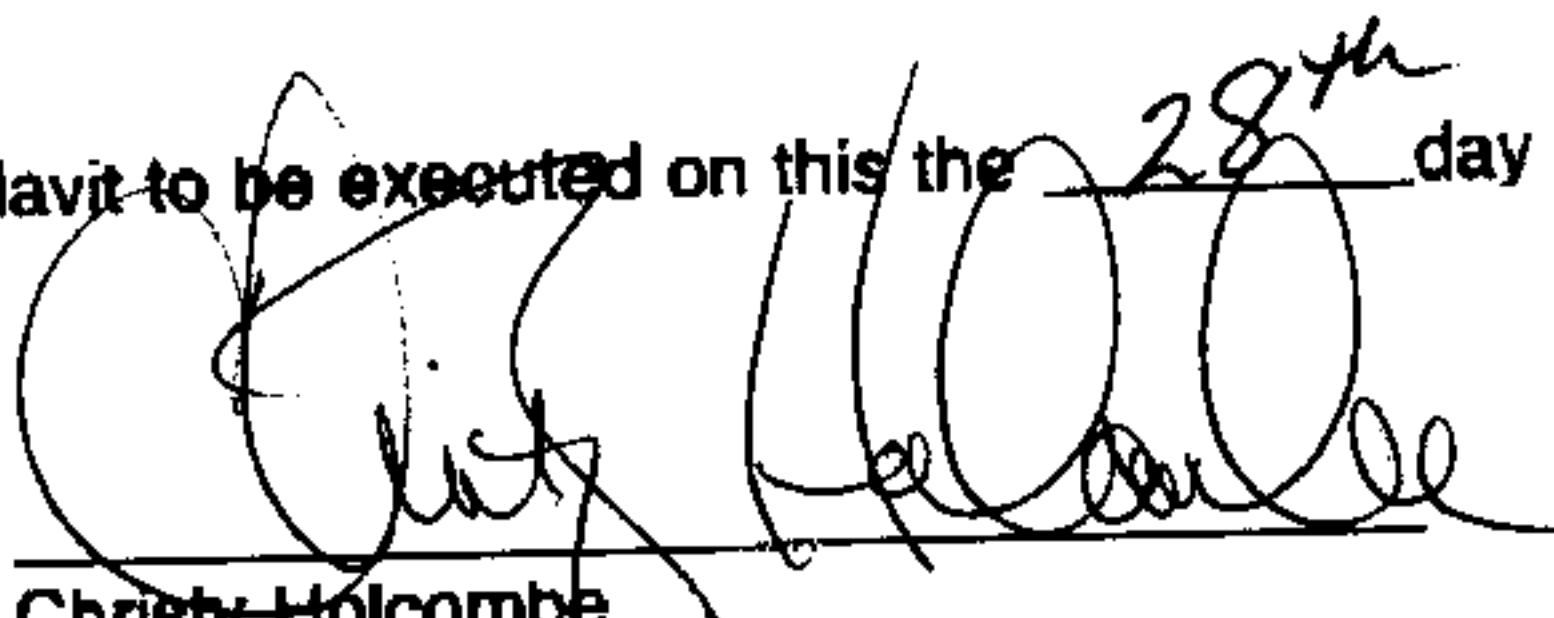
The above described property was owned by Eula A. Finley and Leo Finley. The above described property was conveyed from Leo Finley, the unmarried widower of Eula Finley to Billy Jack Holcombe, Jr., as evidenced by deed recorded in Inst#1998-47255, and whereas the above was further conveyed from Billy Jack Holcombe, Jr., to Christy S. Holcombe, as evidenced by deed recorded in Inst#1999-28896.

Whereas by scrivener's error in said deeds, the easement was erroneously omitted from the legal description. Whereas, the easement has been in continuous use by Billy Jack Holcombe, Jr., and myself and except for a scrivener's error in omitting the easement, the legal should have been as above.

Inst # 2001-44061

**10/10/2001-44061
03:20 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MEL 14.00**

In witness thereof, the undersigned has caused this affidavit to be executed on this the 28th day of September, 2001.


Christy Holcombe

Sworn to and subscribed before me on this the 28th day of September, 2001


Notary Public

My Commission Expires: 1-9-03

NOTE TO PROBATE COURT: Please index under the names of the Lender and Borrowers as stated herein.

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