

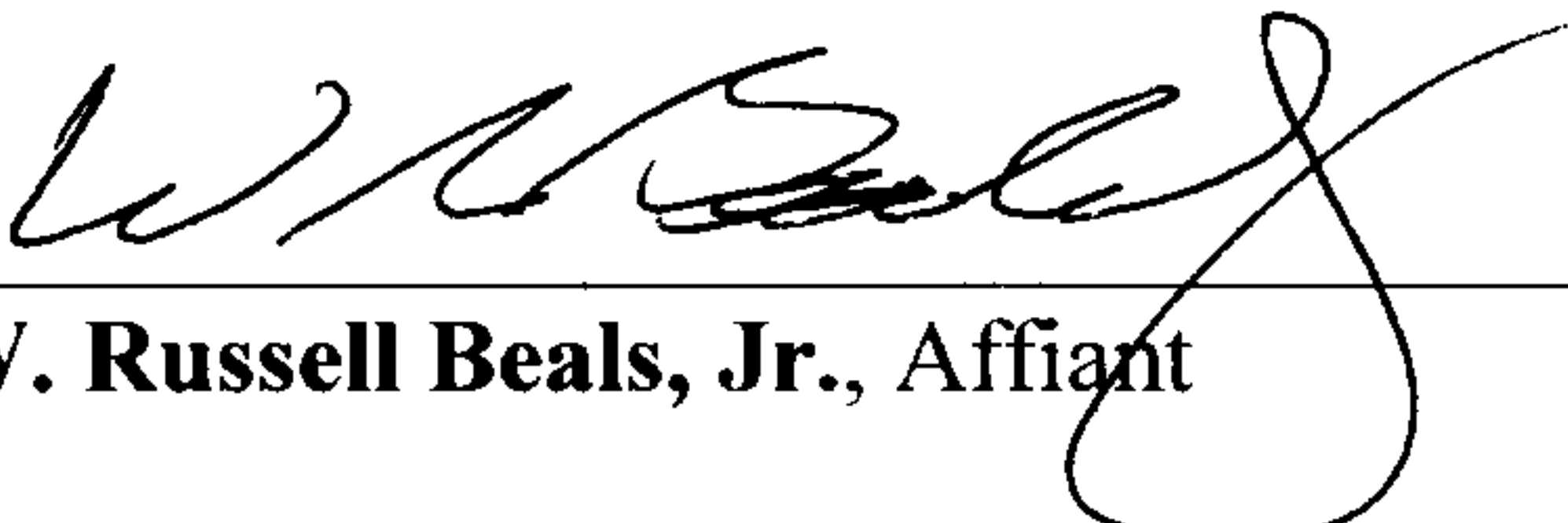
STATE OF ALABAMA
COUNTY OF SHELBY

20030327000182700 Pg 1/3 17.00
Shelby Cnty Judge of Probate, AL
03/27/2003 10:08:00 FILED/CERTIFIED

SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, personally appeared, **W. Russell Beals, Jr.**, who, being first duly sworn by me, deposes and says:

1. My name is **W. Russell Beals, Jr.**, Attorney at Law.
2. In my capacity as Attorney at Law, I prepared and caused to be filed of record that certain Deed dated **September 13, 2002** and recorded as Instrument No. **2002-45929** in Office of the Judge of Probate of **Shelby County, Alabama**, conveying the property described therein from **Union Planters Mortgage, Inc. f/k/a Union Planters PMAC, Inc. to Reta Rich.**
3. Said Deed was defective in that the Legal Description read in part "... Range 2 West...", and the said defect also appearing in the easement for ingress and egress that was a part of the Legal Description.
4. Said defect was the result of an error in the original Survey of this parcel made by Joseph E. Conn, Jr. and acknowledged in a copy of a Letter of Correction Attached Hereto as Exhibit "B".
5. This Affidavit is being given to correct said defects in said Mortgage and to say that the correct Legal Description is as shown on the attached **Exhibit "A" Legal Description** attached hereto and made a part hereof as if set out in full herein.



W. Russell Beals, Jr., Affiant

Sworn to and subscribed before me this the 25 day of **March, 2003**.



Notary Public

My Commission Expires: **NOTARY PUBLIC STATE OF ALABAMA AT LARGE**
MY COMMISSION EXPIRES: Feb 7, 2005
REMOVED THEIR NOTARY PUBLIC UNDERWRITERS

EXHIBIT "A"
LEGAL DESCRIPTION

Commence at the Southwest corner of Section 29, Township 19 South, Range 2 East, Shelby County, Alabama, and run thence Northerly along the West line of said Section 29 a distance of 175.61 feet to a point; thence turn 75 degrees 25 minutes 67 seconds right and run East Northeasterly 312.94 feet to the point of beginning of the property being described; thence turn 90 degrees 00 minutes 00 seconds right and run Southerly 210.00 feet to a point; thence turn 90 degrees 00 minutes 00 seconds left and run Easterly 210.00 feet to a point; thence turn 90 degrees 00 minutes 00 seconds left and run Northerly 210.00 feet to a point; thence turn 21 degrees 33 minutes 40 seconds left and run Northwesterly 368.23 feet to a point; thence turn 89 degrees 48 minutes 65 seconds left and run Westerly 20.24 feet to a point; thence turn 89 degrees 38 minutes 00 seconds left and run Southerly 349.83 feet to the point of beginning.

ALSO, AN EASEMENT FOR INGRESS AND EGRESS TO THE PROPERTY THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS: Commence at the Southwest corner of Section 29, Township 19 South, Range 2 East, Shelby County, Alabama and run thence Easterly along the South line of said Section 29, a distance of 18.12 feet to a point; thence turn 89 degrees 33 minutes 46 seconds left and run Northerly 12.11 feet to the point of beginning in the centerline of a public road; thence turn 89 degrees 42 minutes 34 seconds right and run Easterly along the centerline of a chert driveway 240.0 feet to a point; thence turn 19 degrees 10 minutes 40 seconds left and run along centerline of said driveway 97.0 feet to a point; thence turn 11 degrees 19 minutes 10 seconds left and run along said centerline 17.38 feet to the intersection of said centerline of driveway with the South line of property and the end of easement.

Conn & Allen

***2850 Pelham Parkway
Pelham, Alabama 35124
Telephone 205-663-4251
Fa x 205-663-7694***

**Mr Russell Beals
4898 Valleydale Road
NO. B-3
Birmingham, Al. 35242**

February 14, 2003


Description Correction

To whom it may concern:

In March of 1994 I performed several surveys for a Mr Roman Searcy in Section 29 in Harpersville, Alabama . In some of the survey descriptions I used the incorrect Range . In particular Plat No. 6045-94 . The starting point for the survey should be as follows:

“ Commence at the southwest corner of Section 29, Township 19 south, Range 2 east , Shelby County, Alabama -----“ My original survey says Range 2 west instead of Range 2 east, which is several miles from the true position. All that is needed to correct any description with west substituted for east is to change the word west to east.

Yours truly


Joseph E. Conn, Jr

P.S. Not all the surveys done for Searcy at that time show the incorrect range . I am including a copy of an original survey done at the same time on an adjacent piece of property. It clearly shows Range 2 east