

This instrument prepared by:
Matthew Atkins
Bradley Arant Rose & White LLP
One Federal Place
1819 Fifth Avenue North
Birmingham, AL 35203

STATE OF ALABAMA)
 :
JEFFERSON COUNTY)

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned notary public, personally appeared Matthew Atkins, who being duly sworn, deposes and says as follows:


1. My name is Matthew Atkins and I am a practicing attorney in the City of Birmingham, Alabama. My address is One Federal Place, 1819 Fifth Avenue North, Birmingham, Alabama 35203. I was the scrivener in that certain General Warranty Deed dated April 3, 2003, made by Billy D. Eddleman, a married man, as grantor and Gibson & Anderson Construction, Inc., grantee, recorded in the Office of the Judge of Probate of Shelby County as Instrument #20030407000205650 (the "Deed").

2. Upon review of the Deed, it appears there is a scrivener's error in the legal description of the property. The legal description shown on the deed is hereby deleted in its entirety and the attached Exhibit A is substituted in lieu thereof.

3. All other items in the Deed are correct.

4. This Affidavit is made for the purpose of correcting the scrivener's error in the Deed.

Further, Affiant saith not.


Matthew Atkins

Sworn to and subscribed before me this
11th day of April, 2003.

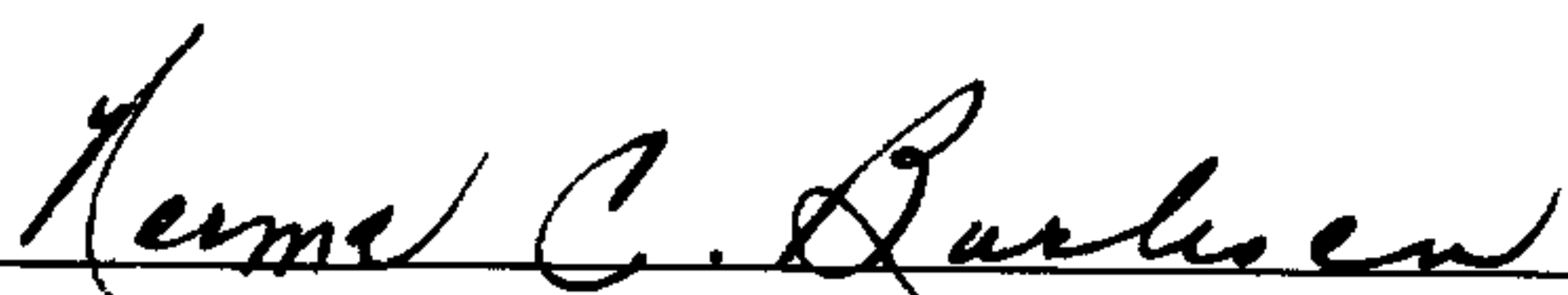

Notary Public
My commission expires: 7-14-04
[NOTARY SEAL]

EXHIBIT A
Legal Description

Parcel I:

A parcel of land situated in the Northeast Quarter of Section 11 and the Northwest Quarter of Section 12, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Begin at the Southeast corner of Lot 4, Block 6, Cahaba Valley Estates Seventh Sector, as recorded in Map Book 6, Page 82, in the Office of the Judge of Probate, Shelby County, Alabama; said point also being on the Northeast line of an Alabama Power Company right-of-way recorded in Volume 108, Page 379; thence run in a Northeasterly direction along the Southeast line of said Cahaba Valley Estates, Seventh Sector for a distance of 659.43 feet to a point on a curve to the right, having a central angle of 63 degrees, 00 minutes, 39 seconds and a radius of 136.78 feet; thence run along the arc of said curve in a Northeasterly direction for a distance of 150.42 feet to a point; thence run tangent to last states curve in a Northeasterly direction for a distance of 276.81 feet to a point on the South line of said Cahaba Valley Estates, Seventh Sector, said point also being on the Northwest corner of Lot 1 in Cahaba Manor Townhomes, Third Addition, as recorded in Map Book 7, on Page 158, Shelby County, Alabama; thence turn an angle to the right of 82 degrees, 22 minutes 30 seconds and run in a Southeasterly direction along the West line of said Cahaba Manor Townhomes, Third Addition for a distance of 454.39 feet to a point; thence turn an angle to the left of 33 degrees, 08 minutes, 27 seconds and run in a Southeasterly direction along the Southwest line of said Cahaba Manor Townhomes, Third Addition for a distance of 145.96 feet to a point at the Southernmost corner of Cahaba Manor Townhomes, Third Addition; thence turn an angle to the right of 07 degrees, 49 minutes, 12 seconds and run in a Southeasterly direction for a distance of 239.33 feet to a point; thence turn an angle to the right of 150 degrees, 03 minutes, 18 seconds and run in a Westerly direction for a distance of 761.76 feet to a point; thence turn an angle to the left of 90 degrees, 11 minutes, 31 seconds and run in a Southerly direction for a distance of 359.82 feet to a point; thence turn an angle to the right of 90 degrees, 13 minutes, 03 seconds and run in a Westerly direction for a distance of 160.39 feet to the point of beginning.

Subject to the creation, declaration and reservation by and for the benefit of Grantor and his heirs and assigns and the adjacent lands known as the Meadow Wood Apartments of a 60 foot wide non-exclusive easement for purposes of ingress and egress to and from the entrance to Meadow Wood Apartments more particularly described as follows:

Part of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at the most easterly corner of Lot 4, Block 6, Cahaba Valley Estates- Seventh Sector, a map of which is recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 6, Page 82, run in a northeasterly direction along the end of the existing road right-of-way for Valleyview Road for a distance of 60.0 feet to the most southerly corner of Lot 13, Block 5, of said Cahaba Valley Estates – Seventh Sector; thence turn an angle to the right of 90 degrees 10 minutes and run in a southeasterly direction for a distance of 160.20 feet to a point on the northwest line of the Meadow Wood apartment complex; thence turn an angle to the right of 89 degrees 45 minutes 38 seconds and run in a southwesterly direction along the northwest property line of said apartment complex for a distance of 60.0 feet; thence turn an angle to the right of 90 degrees 14 minutes 22 seconds and run in a northwesterly direction for a distance of 160.28 feet, more or less, to the point of beginning.

Parcel II:

Part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Beginning at the most southerly corner of Lot 21-A, Resurvey of Lots 21, 22, 23, 24 and Vacated Portion of Cahaba Manor Trail, Cahaba Manor Townhomes, Third Addition, as recorded in the Office of the Judge

of Probate, Shelby County, Alabama, in Map Book 10, Page 73, run in a northeasterly direction along the southeast line of said Lot 21-A for a distance of 70.02 feet to the southwest corner of Lot 20, Cahaba Manor Townhomes, Third Sector, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 7, Page 158, thence turn an angle to the right 35 degrees 45 minutes and run in an easterly direction along the south line of said Lot 20 and 19 and 18 of said subdivision for a distance of 110.0 feet; thence turn an angle to the right of 90 degrees and run in a southerly direction for a distance of 10.0 feet; thence turn an angle to the right of 90 degrees and run in an easterly direction for a distance of 125.0 feet; thence turn an angle to the left of 90 degrees and run in a northerly direction for a distance of 10.0 feet to the southeast corner of Lot 4, Cahaba Manor Townhomes, First Addition, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 7, Page 57; thence turn an angle to the right and run in an easterly direction along the end of the existing road right-of-way for a distance of 50.0 feet to the southwest corner of Lot 5 of said Cahaba Manor Townhomes, First Addition; thence turn an angle to the right of 90 degrees and run in a southerly direction for a distance of 10.0 feet; thence turn an angle to the left of 90 degrees and run in an easterly direction for a distance of 130.0 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 90 degrees and run in a southerly direction for a distance of 189.36 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 25 degrees 0 minutes and run in a southwesterly direction for a distance of 243.68 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 67 degrees 44 minutes 34 seconds and run in a southeasterly direction for a distance of 37.82 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 67 degrees 44 minutes 34 seconds and run in a southwesterly direction for a distance of 296.97 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 92 degrees 07 minutes 18 seconds and run in a northwesterly direction for a distance of 340.23 feet to the most southerly corner of the Meadow Wood Apartments property; thence turn an angle to the right of 89 degrees 59 minutes 12 seconds and run in a northeasterly direction for a distance of 359.79 feet; thence turn an angle to the left of 60 degrees 02 minutes 18 seconds and run in a northwesterly direction for a distance of 239.32 feet, more or less, to the point of beginning.

Subject to the creation, declaration and reservation by and for the benefit of Grantor and his heirs and assigns and the adjacent lands known as the Meadow Wood Apartments of a non-exclusive 50 foot wide easement for ingress and egress to and from the entrance to Meadow Wood Apartments more particularly described as follows:

Part of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From the SW corner of Lot 5, Cahaba Manor Townhomes – First Addition, a map of which is recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 7, Page 57, run in a southerly direction along an extension of the west line of said Lot 5 or the east right-of-way line of Cahaba Manor Drive for a distance of 10.0 feet to the southerly edge of an existing 10 foot dedicated alley; thence turn an angle to the left of 90 degrees and run in an easterly direction for a distance of 130.0 feet to an existing iron rebar; thence turn an angle to the right of 90 degrees and run in a southerly direction for a distance of 189.36 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 25 degrees 0 minutes and run in a southwesterly direction for a distance of 135.86 feet to the point of beginning; thence continue in a southwesterly direction along last mentioned course for a distance of 50.0 feet; thence turn an angle to the right of 90 degrees and run in a northwesterly direction for a distance of 130.0 feet; thence turn an angle to the right of 90 degrees and run in a northeasterly direction for a distance of 50.0 feet; thence turn an angle to the right of 90 degrees and run in a southeasterly direction for a distance of 130.0 feet, more or less, to the point of beginning.