

STATE OF ALABAMA}

COUNTY OF SHELBY}

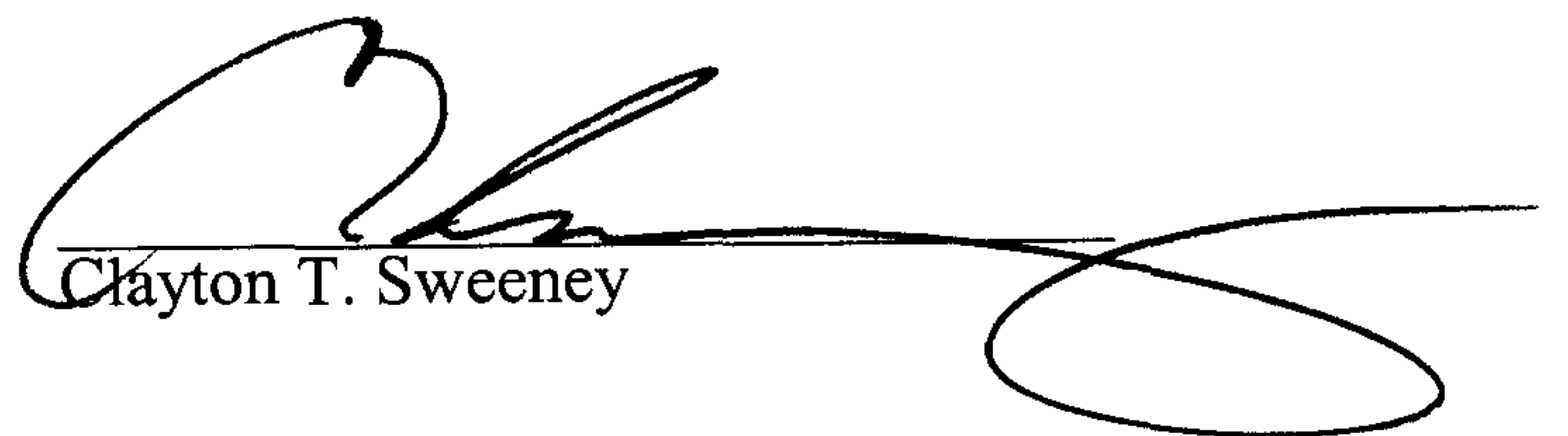
### SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Clayton T. Sweeney, who, after, being duly sworn by me, deposes and says:

Affiant prepared that certain deed from Devery H. Robertson and wife, Tanyea P. Robertson, to Murray Family L.L.C. dated December 1, 1997, and recorded in Instrument No. 1997-39599, in the Probate Office of Shelby County, Alabama.

This Scrivener's Affidavit is executed by Clayton T. Sweeney, said scrivener as stated hereinabove, and is given for the purpose stating that the legal description was attached to said deed as Exhibit "A". This affidavit is to verify and clarify that the 4<sup>th</sup> line of the legal reads "23, Township 19 South, Range 2 West, for a distance of 581.74 feet; thence turn". A survey done by Jimmy A. Gay dated August 10, 1993, is attached hereto as Exhibit "A" to further demonstrate that the call is 581.74 feet.

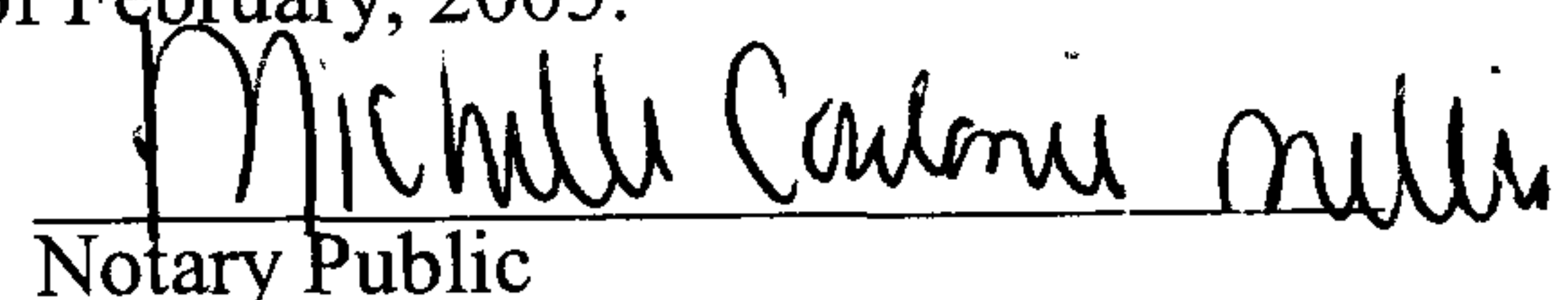
In Witness Whereof, the undersigned has caused this affidavit to be executed on this 4th day of February, 2005.

  
Clayton T. Sweeney

STATE OF ALABAMA}  
JEFFERSON COUNTY}

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Clayton T. Sweeney, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

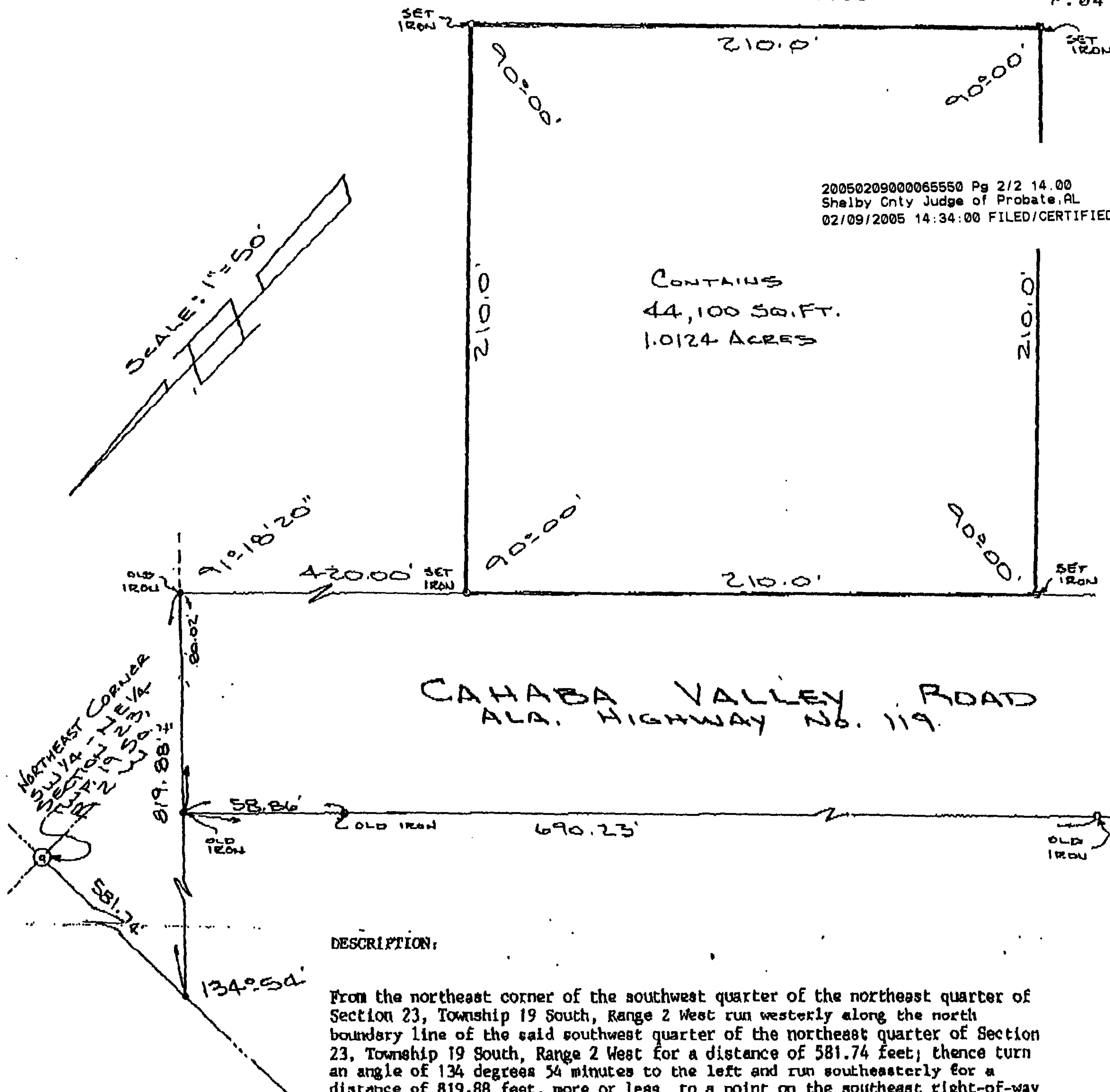
Given under my hand and seal this 4th day of February, 2005.

  
Notary Public

My commission expires: 10-17-07

This Instrument Prepared By:  
Clayton T. Sweeney, Attorney at Law  
2700 Highway 280 East, Suite 160  
Birmingham, AL 35223

CLAYTON T. SWEENEY, ATTORNEY AT LAW



**DESCRIPTION:**

From the northeast corner of the southwest quarter of the northeast quarter of Section 23, Township 19 South, Range 2 West run westerly along the north boundary line of the said southwest quarter of the northeast quarter of Section 23, Township 19 South, Range 2 West for a distance of 581.74 feet; thence turn an angle of 134 degrees 54 minutes to the left and run southeasterly for a distance of 819.88 feet, more or less, to a point on the southeast right-of-way of the Cahaba Valley Road; thence turn an angle to the right of 91 degrees 18 minutes 20 seconds and run southwesterly along the southeast right-of-way line of said road for a distance of 420.00 feet to the point of beginning of the land herein described; thence turn an angle to the left of 90 degrees 00 minutes and run southeasterly for a distance of 210.00 feet; thence turn an angle to the right of 90 degrees 00 minutes and run southwesterly for a distance of 210.00 feet; thence turn an angle to the right of 90 degrees 00 minutes and run northwesterly for a distance of 210.00 feet to a point on the southeast right-of-way line of the Cahaba Valley Road; thence turn an angle to the right of 90 degrees 00 minutes and run northeasterly along the southeast right-of-way line of said road for a distance of 210.00 feet to the point of beginning. This land being a part of the southwest quarter of the northeast quarter of Section 23, Township 19 South, Range 2 West and being one acre, more or less.

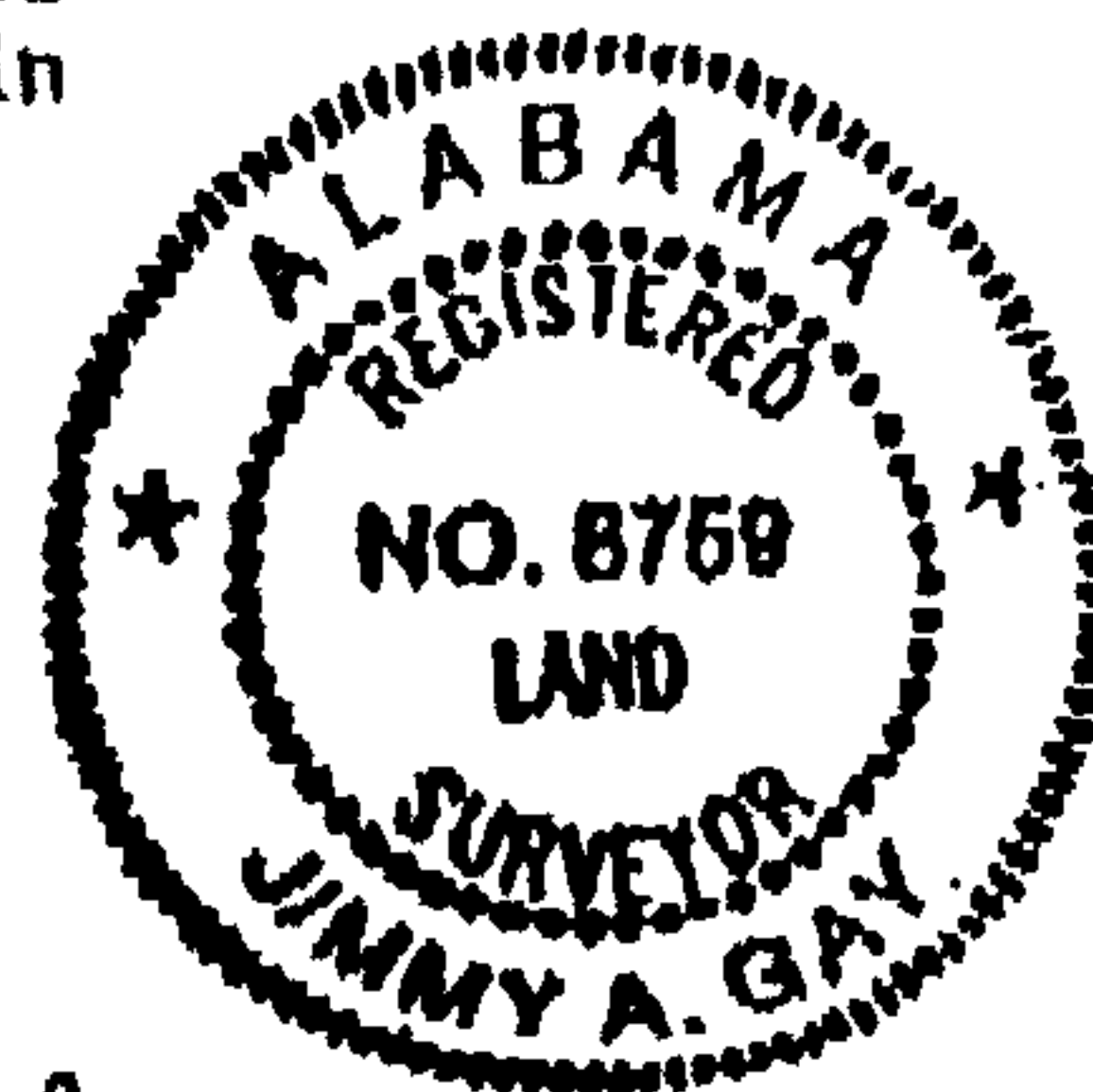
STATE OF ALABAMA  
SHELBY, COUNTY

1, Jimmy A. Gay a Registered Professional Land Surveyor do hereby certify that all parts of this survey and drawing have been completed in accordance with the requirements of the minimum technical standards for the practice of Land Surveying in the State of Alabama and that this is a true and correct survey of property shown and described hereon. The buildings on said premises are within the lines of same and there are no visible encroachments of buildings, rights-of-way easements or joint driveways over or across said land except as shown; there are no visible encroachments by electric or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown.

C. CHARLOTTE FINCH THORNTON

Date: AUG. 10, 1993

*James A. Gay*  
James A. Gay, Reg. No. 8759  
Gay & Powell, Inc., PRESIDENT



Field Book 711 page 64 Univ. NO. 23127 Job NO. 13124

Property shown hereon Does Not lie within the special flood hazard area as indicated on the Federal Insurance Administration Flood Boundary Map 0045B, 9-16-82, SHELBY County, Alabama.  
ZONE "C"