20050523000247230 1/3 $17.00
Shelby Cnty Judge of Probate,AL
05/23/2005 08:14:00AM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, appeared Courtney H. Mason, Jr., who, after being duly sworn, deposes and says on oath as follows:

1. That my name is Courtney H. Mason, Jr., that I am over the age of 21 years, I have personal knowledge of the information contained herein. I am an attorney licensed to practice law in the State of Alabama.

2 That on or about September 4, 2000, I prepared a Statutory Warranty Deed with grantor as Express Wash, Inc., a corporation to Foresight Development, LLC, a limited liability company, as grantee which is recorded in Inst. #2001-38749 and re-recorded in Inst. #2001-48296, in the Probate Office of Shelby County, Alabama.

3. That the legal description shown as Attached Exhibit "A" provided by Land Title Company of Alabama and Donald W. Wheeler, surveyor, was incorrect in that it did not have the "SW 1/4 Section" in the description.

4. The correct legal description should have been as shown in Exhibit "B" attached hereto.

Courtney H. Mason, Jr.

Sworn to and subscribed before me on this the 19 day of May, 2005.

Notary Public
PEGGY I. MANN
COMMISSION EXPIRES FEB. 20, 2007

My Commission Expires:
2-20-07

PEGGY I. MANN
COMMISSION EXPIRES FEB. 20, 2007

ALABAMA STATE AT LARGE NOTARY PUBLIC PEGGY I. MANN

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Exhibit A

A part of Lot 1, W. A. Jones Subdivision, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, more particularly described as follows:
Commence at a 1" open pipe found at the southeast corner of the NW 1/4 of Section 36, Township 19 South, Range 3 West; thence run South 88 deg. 11 min. 45 sec. West for a distance of 130.02 feet to an iron pin found on the Easterly right of way line of State Highway #261 (Helena Road 80' ROW); thence North 09 deg. 52 min. 14 sec. East for a distance of 175.40 feet to an iron pin found at the Northwest corner of Lot 2, W. A. Jones Subdivision; thence continue along the last described course for a distance of 46.15 feet to an iron pin set and being the point of beginning of said parcel; thence continue along the last described course a distance of 33.08 feet to the point of a curve to the right, said curve having a radius of 241.24 feet and a central angle of 09 deg. 42 min. 25 sec.; thence along the arc of said curve and along the Easterly right of way line of State Highway #261 a distance of 241.24 feet, said arc being subtended by a chord which bears North 14 deg. 43 min. 27 sec. East and a chord distance of 240.95 feet to an iron pin set; thence South 03 deg. 00 min. 10 sec. East and leaving said Easterly right of way line a distance of 287.93 feet to an iron pin set; thence North 75 deg. 02 min. 24 sec. West and run a distance of 84.76 feet to an iron pin set and to the point of beginning.

WAJ

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EXHIBIT "B"

A part of Lot 1, W. A. Jones Subdivision, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, more particularly described as follows:

Commence at a 1" open pipe found at the Southeast corner of the NW ¼ of the SW ¼ Section 36, Township 19 South, Range 3 West; thence run South 88°11'45" West for a distance of 130.02 feet to an iron pin found on the Easterly right of way line of State Highway #261 (Helena Road 80' ROW); thence North 09°52'14" East for a distance of 175.40 feet to an iron pin found at the Northwest corner of Lot 2, W. A. Jones Subdivision; thence continue along the last described course for a distance of 46.15 feet to an iron pin set and being the point of beginning of said parcel; thence continue along the last described course a distance of 33.08 feet to the point of a curve to the right, said curve having a radius of 241.24 feet and a central angle of 09°42'25"; thence along the arc of said curve and along the Easterly right of way line of State Highway #261 a distance of 241.24 feet, said arc being subtended by a chord which bears North 14°43'27" East and a chord distance of 240.95 feet to an iron pin set; thence South 03°00'10" East and leaving said Easterly right of way line a distance of 287.93 feet to an iron pin set; thence North 75°02'24" West and run a distance of 84.76 feet to an iron pin set and to the point of beginning.