

STATE OF ALABAMA
COUNTY OF SHELBY

20050621000307930 1/4 \$20.00
Shelby Cnty Judge of Probate, AL
06/21/2005 10:33:19AM FILED/CERT

SCRIVENER'S AFFIDAVIT

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

Affiant prepared that certain deed from Brett G. Winford, a married man to Buck Creek Construction, Inc. dated February 25, 2005 and recorded in Instrument No. 20050307000105010 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description of the property being conveyed contained an error. This Scrivener's Affidavit is executed by B. Christopher Battles, said scrivener as stated hereinabove and is given for the purpose of giving the correct legal description of the property being conveyed. The legal description should read as follows:

See Exhibit "A" Legal Description attached hereto and made a part hereof.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 10th day of May, 2005.


B. Christopher Battles

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that B. Christopher Battles, 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 10th day of May, 2005.


Notary Public
My Commission Expires: 02-26-09

STEPHANIE JONES
Notary Public - Alabama, State At Large
My Commission Expires 2/26/2009

Sealed 2005



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EXHIBIT "A"

LEGAL DESCRIPTION

Commencing at concrete monument found at the northeast corner of a portion of land, said point also at the intersection of the south right of way of Interstate No. 65 and the west right of way of Shelby County Road No. 11; thence South 51 degrees 55 minutes 00 seconds West, along said west right of way a distance of 63.00 feet to a capped rebar found; thence continue along said west right of way with a curve turning to the left with an arc length of 344.99 feet, with a radius of 1717.04 feet with a chord bearing of south 46 degrees 09 minutes 39 seconds West, with a chord length of 344.41 feet to a 5/8 inch rebar found; thence continue along said west right of way with a curve turning to the left with an arc length of 115.02 feet; with a radius of 1717.04 feet, with a chord bearing of South 38 degrees 29 minutes 09 seconds West, with a chord length of 115.00 feet to a 5/8 inch rebar found; thence South 36 degrees 34 minutes 00 seconds West along said west right of way a distance of 14.71 feet to 5/8 inch rebar found; thence South 67 degrees 07 minutes 56 seconds West along said west right of way a distance of 103.33 feet to a 5/8 inch rebar found at the intersection of the north right of way of Shelby County Road No. 68; thence North 82 degrees 18 minutes 08 seconds West along said north right of way a distance of 104.00 feet to a 5/8 inch rebar found and to the Point of Beginning of the following described tract of land; thence continue along the last described course for a distance of 126.31 feet to an iron pin set; thence North 07 degrees 41 minutes 44 seconds East a distance of 134.04 feet to a 5/8 rebar set; thence South 82 degrees 18 minutes 08 seconds East a distance of 126.31 feet to 5/8 inch rebar found; thence South 07 degrees 41 minutes 52 seconds West a distance of 134.03 feet to the point of beginning. Said property lies in Section 36, Township 20 South, Range 3 West, Shelby County, Alabama.

Easement #1: (Permanent Ingress, Egress and Utility)

Commencing at concrete monument found at the intersection of the south right-of-way of Interstate No. 65 and the west right of way of Shelby County Road No. 11; thence South 51 degrees 55 minutes and 00 seconds West along said west right of way a distance of 63.00 feet to a capped rebar found; thence along said west right-of-way with a curve turning to the left with an arc length of 344.99 feet, a radius of 1717.04 feet and a delta angle of 30 degrees 30 minutes 43 seconds to a point; thence North 53 degrees 33 minutes 30 seconds West and leaving said highway right of way, run a distance of 212.15 feet to a point; South 36 degrees 34 minutes 43 seconds West run 151.03 feet to a point; thence South 07 degrees 41 minutes 52 seconds West run 87.93 feet to the Point of Beginning of Easement #1, which is an

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Ingress, Egress and Utility Easement; thence continue along the last described course for 46.10 feet to a point on the north right of way line of Shelby County Highway No. 68; thence North 82 degrees 18 minutes 08 seconds West run 20.00 feet to a point; thence North 07 degrees 41 minutes 52 seconds East and leaving said right of way run 46.10 feet to a point; thence South 82 degrees 18 minutes 09 seconds East run 20.00 feet to the Point of Beginning.

Said described property lies in Section 36, Township 20 South, Range 3 West, Shelby County, Alabama.

Easement #4 (Permanent Ingress, Egress and Utility)

Commencing at concrete monument found at the intersection of the south right of way of Interstate No. 65 and the west right of way of Shelby County road No. 11; thence South 51 degrees 55 minutes 00 seconds West along said West right of way a distance of 63.00 feet to a capped rebar found; thence along said west right of way with a curve turning to the left with an arc length of 344.99 feet, a radius of 1717.04 feet and a delta angle of 30 degrees 30 minutes 43 seconds to a point; thence North 53 degrees 33 minutes 30 seconds West and leaving said highway right of way, run a distance of 212.15 feet to a point; South 36 degrees 34 minutes 43 seconds West run 151.02 feet to a point, thence South 07 degrees 41 minutes 52 seconds West run 87.93 feet to the point of beginning of Easement #4, which is a Permanent Ingress, Egress, Utility and Driveway Easement; thence North 82 degrees 18 minutes 08 seconds West run 20.00 feet to a point; thence North 07 degrees 41 minutes 52 seconds East run 87.97 feet to a point; thence South 82 degrees 18 minutes 08 seconds East run 20.00 feet; thence South 07 degrees 41 minutes 52 seconds West run 87.93 feet to the point of beginning.

Said described property lies in Section 36, Shelby County, Alabama.

Easement #5 (Permanent Utility Easement)

Commencing at concrete monument found at the northeast corner of a tract of land, said point also at the intersection of the south right of way of Interstate No. 65 and the West right of way of Shelby County Road No. 11; thence South 51 degrees 55 minutes 00 seconds West along said West right of way a distance of 63.00 feet to a capped rebar found; thence continue along said west right of way with a curve turning to the left with an arc length of 344.99 feet, with a radius of 1717.04 feet; with a chord bearing of South 46 degrees 09 minutes 39 seconds West, with a chord length of 344.41 feet to a 5/8 inch rebar found; thence continue along said west right of way with a curve turning to the left with an arc length of 115.02 feet, with a radius of 1717.04 feet, with a chord bearing of South 38 degrees 29 minutes 09 seconds West, with a chord length of 115.00 feet to a 5/8 inch rebar found; thence South 36



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degrees 34 minutes 00 seconds West along said west right of way a distance of 14.71 feet to a 5/8 inch rebar found; thence South 67 degrees 07 minutes 56 seconds West along said west right of way a distance of 103.33 feet to a 5/8 inch rebar found at the intersection of the north right of way of Shelby County Road No. 68; thence North 82 degrees 18 minutes 08 seconds West along said north right of way a distance of 104.00 feet to a 5/8 inch rebar found and to the point of beginning of the following described easement; thence continue along the last described course for a distance of 126.31 feet to an iron pin set; thence North 07 degrees 41 minutes 44 seconds East a distance of 10.00 feet to a point; thence South 82 degrees 18 minutes 12 East a distance of 126.31 feet to a point; thence South 07 degrees 41 minutes 52 seconds West a distance of 10.00 feet to the Point of Beginning. Said described property lies in Section 36, Township 20 South, Range 3 West, Shelby County, Alabama.