20050701000329320 1/1 $11.00
Shelby Cnty Judge of Probate,AL
07/01/2005 11:13:24AM FILED/CERT

THIS INSTRUMENT WAS PREPARED BY:

MIKE T. ATCHISON,
ATTORNEY AT LAW
P. O. BOX 822
COLUMBIANA, AL 35051

STATE OF ALABAMA
SHELBY COUNTY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Mike T. Atchison who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Mike T. Atchison, and I am a practicing attorney, in Shelby County, Alabama. I was the preparer of that certain deed from **ROSEMARY HOLCOMBE BROWN, a single woman, to DONALD N. GUTHRIE AND PAULINE E. SCOTT**, dated December 12, 1997, recorded as Instrument #1997-40790 in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that the Legal Description contained in this Instrument is incomplete in that a "call" from the survey was inadvertently left out of the description attached as Exhibit to the above described deed. The correct Description should be as follows:

A parcel of land in the Northeast Quarter of the Northwest Quarter of Section 5, Township 22 South, Range 1 West, being the same land described in deed to Harvy Holcombe recorded in Deed Book 261, at Page 181, of the real property of records of Shelby County, Alabama, said parcel of land being more particularly described as follows:
Commencing at the Northeast corner of the Northeast Quarter of the Northwest Quarter of said Section 5; thence North 88 degrees 12 minutes 08 seconds East, a distance of 14.62 feet; thence South 00 degrees 17 minutes 16 seconds West, a distance of 22.70 feet to an iron pin, with a cap stamped "J.G. Ray", found at the Point of Beginning; thence South 89 degrees 42 minutes 44 seconds East, a distance of 25.00 feet, to an iron pin, with a cap stamped "J. G. Ray" found; thence South 23 degrees 45 minutes 45 seconds East, a distance of 156.57 feet, to an iron pin, with a cap stamped "J. G. Ray", found on the North Right-of-way of State Highway No. 25; thence along a curve, to the left, in said Right-of-way, having a radius of 1602.61 feet and a chord bearing of South 69 degrees 16 minutes 09 seconds West, and arc length of 327.17 feet to a ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165"; thence North 05 degrees 55 minutes 08 seconds West, a distance of 91.64 feet to a ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165"; thence North 74 degrees 54 minutes 49 seconds East , a distance of 117.73 feet to a ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165"; thence North 14 degrees 56 minutes 13 seconds West, a distance of 136.15 feet to a ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165", in an old fence; thence North 87 degrees 38 minutes 15 seconds East, along said fence, a distance of 148.36 feet to the Point of Beginning.
EASEMENT
Beginning at a ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165", at the Southwest corner of the above described parcel, on the North right-of-way of State Highway No. 25; thence North 05 degrees 55 minutes 08 seconds West a distance of 91.64 feet ½ inch rebar set, with a cap stamped "S. Wheeler RPLS 16165"; thence North 74 degrees 54 minutes 49 seconds East, a distance of 26.45 feet to a fence corner; thence South 05 degrees 55 minutes 08 seconds East, a distance of 86.27 feet to the North right-of-way of State Highway No. 25; thence South 63 degrees 55 minutes 02 seconds West, along said R.O.W. a distance of 27.81 feet to the Point of Beginning.

This affidavit is given to correct the Legal Description in the above-recited deed. Further the affiant saith not.

Affiant – Mike T. Atchison

STATE OF ALABAMA
SHELBY COUNTY

Sworn to and subscribed before me, this
The 24th day of January, 2005

Notary Public
My Commission Expires: 3-19-08