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Shelby Cnty Judge of Probate,AL
08/25/2005 03:57:14PM FILED/CERT

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 H.P.H. Properties, L.L.C. (Grantors) toFranklin D. Hyde and Isolde Hyde (Grantee), dated October 15, 2002 and recorded in Instrument #20021021000514620 in the Probate Office of Shelby County, Alabama. In preparing said Deed, the Phase in the legal description was typed incorrectly. This Scrivener's Affidavit is executed by Clayton T. Sweeney, said scrivener as stated hereinabove, and is given for the purpose correcting the Phase to read Phase IV instead of Page III. The correct legal reads:

Lot 102, according to the Survey of Savannah Pointe, Sector II, Phase IV, as recorded in Map Book 29, Page 45, in the Probate Office of Shelby County, Alabama.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 16th day of August, 2005.

Clayton T. Sweeney

STATE OF ALABAMA

COUNTY OF JEFFERSON

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 16th day of August, 2005.

Notary Public

My commission expires: 4/29/06

CLAYTON T. SWEENEY, ATTORNEY AT LAW