

This document prepared by:  
David W. VanBuskirk  
Morris, Schneider & Prior, LLC  
1587 NE Expressway  
Atlanta, GA 30329

20050426000198460 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
04/26/2005 09:00:56AM FILED/CERT

20051005000520580 1/3 \$.00  
Shelby Cnty Judge of Probate, AL  
10/05/2005 04:04:42PM FILED/CERT

MSP FILE NO: 393.0406029AL  
LENDER LOAN NO: 0615186895/Overton

### SCRIVENER'S AFFIDAVIT

**Note to Clerk: Please cross reference this Affidavit with that certain Special Warranty Deed recorded in Instrument No. 20040713000385890, Shelby County, Alabama Probate Records.**

STATE OF GEORGIA  
COUNTY OF DEKALB

BEFORE ME, the affiant David W. VanBuskirk, who first being duly sworn, on oath, depose and says:

-1-

That he is more than 18 years of age and suffers from no legal disabilities and has personal knowledge of the facts set forth in this affidavit.

-2-

That he represents ABN AMRO Mortgage Group, Inc., and as such has knowledge regarding the preparation of the Special Warranty Deed recorded in Instrument No. 2040713000385890 in the Office of the Judge of Probate for Shelby County, Alabama.

-3-

That legal description set out in said Special Warranty Deed contains a scrivener's error.

-4-

That the correction legal description of said property should read: "Beginning at the Northwest corner of the Northwest Quarter of Section 3, Township 18, Range 2 East, thence South along the West line of said Section 3 a distance of 466.69 feet to a point;

MSP # 158.988475AL



20050426000198460 2/3 \$17.00  
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thence East and parallel with the North line of said Section 3 a distance of 466.69 feet to a point; thence North parallel with the West line of said Section 3 a distance of 466.69 feet to a point on the North line of said Section; thence North 466.69 feet, more or less, to the point of beginning. Being the five (5) square acres in the Northwest corner of the West 1/2 of the northwest Quarter of Section 3, Township 18, Range 2, Shelby County, Alabama.

Also an easement for ingress and egress described as follows:

Commencing at a point on the east line of Section 4, Township 18, Range 2 East, said point being 20 feet South of the Northeast corner of said Section and being the Point of Beginning of the herein described easement, thence North along the East line of Section 4 a distance of 20 feet to the Northeast corner of said section; thence continuing North 03 degrees 00' West 776.3 feet to the center of a gravel road (Old Eason Road); thence on and along said road North 71 degrees 32' West (50 feet); thence South 3 degrees 00' East parallel to the above-referenced section lines a distance of 796.3 feet, more or less, to a point which is 50 feet west of the above-referenced Point of Beginning; thence East 50 feet to the point of beginning. Lying situated and being in St. Clair and Shelby Counties, in the State of Alabama."

-5-

That the purpose of this Affidavit is to correct the legal description of said Special Warranty Deed. Future purchasers, lenders, attorneys and title insurance companies may rely upon this Affidavit.



Affiant: David W. VanBuskirk

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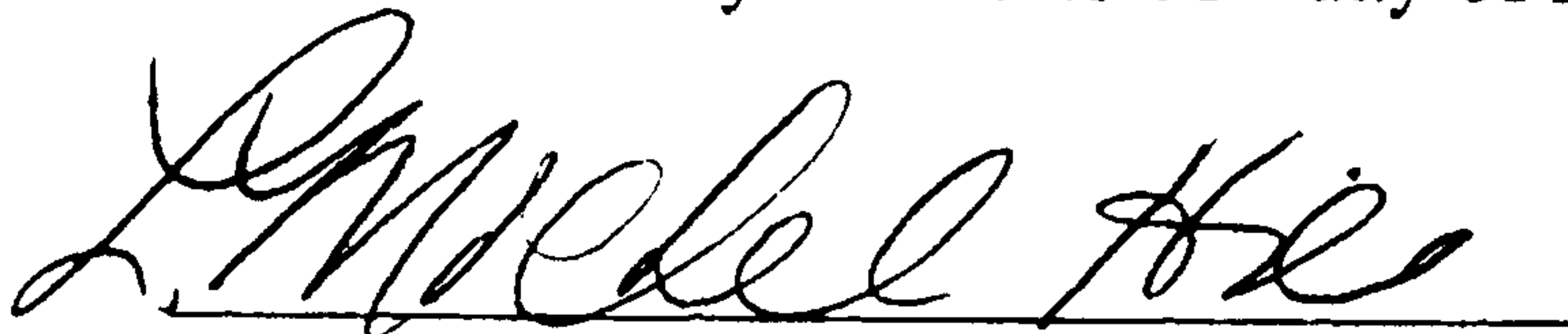
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State of Georgia  
County of Clayton

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I, L. Michele Hill, a Notary Public in and for said County in said State, hereby certify that David W. VanBuskirk, whose name is signed to the foregoing affidavit and whom is known to me, acknowledged before me on this day that, being informed of the contents of the affidavit, and with full authority, executed the same voluntarily.

Given under my hand this 11<sup>th</sup> day of November, 2004.



Notary Signature

My Commission Expires:

(SEAL)



MSP # 158.988475AL

