20061002000486840 1/1 \$11.00
Shelby Cnty Judge of Probate, AL
10/02/2006 02:29:38PM FILED/CER

STATE OF ALABAMA) SHELBY COUNTY)

SCRIVENER'S AFFIDAVIT

My name is Christopher R. Smitherman and I am a practicing attorney in Montevallo, Alabama and have been doing so since 1995.

prepared a deed recorded in Instrument #20060801000368220 and Mortgage recorded in Instrument #20060801000368230 in Probate Office of Shelby County, Alabama. The legal description section of these instruments has a typographically error. The legal description section of the deed and mortgage, should read as follows: Beginning at the SE corner of the NW¼ of the SE¼ of Section 9, Township 22 South, Range 2 West; thence run North along said 1/4-1/4 line a distance of 331.86 feet; thence turn an angle of 92 deg. 05 min. 05 sec. Left and run a distance of 968.93 feet, more or less to the Easterly right of way of Hwy. #31; thence turn an angle of 82 deg. 06 min. 29 sec. left and run a distance of 340.26 (334.46 M) feet along said right of way; thence turn an angel of 98 deg. 12 min. 01 sec. (97 deg. 10 min. 13 sec. M) left and run a distance of 349.81 (348.46 M) feet; thence turn an angle of 86 deg. 09 min. 11 sec. (86 deg. 09 min. 44 sec. M) left and run a distance of 42.05 (42.17 M) feet; thence turn an angle of 89 deg. 50 min. 29 sec. (89 deg. 51 min. 02 sec. M) right and run a distance of 652.21 feet to the point of beginning in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Christopher R. Smitherman

Law Offices of Christopher R. Smitherman, LLC

P. O. Box 261

Montevallo, AL 35115

(205) 926-9781

STATE OF ALABAMA

ACKNOWLEDGMENT

SHELBY COUNTY

I, <u>Elizabeth S. Smitherman</u>, a Notary Public for the State at Large, hereby certify that the above posted name, *Christopher R. Smitherman*, which is signed to the forgoing Scrivener's Affidavit, who is known to me, acknowledged before me on this day that, being informed of the contents of the Affidavit, that he executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 2nd day of October, 2002.

Notary Public

My Commission Expires: (2000)