

STATE OF ALABAMA  
COUNTY OF SHELBY

20070108000009210 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
01/08/2007 11:55:36AM FILED/CERT

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared William R. Justice, who, being known to me and after being duly sworn by me, deposes and says as follows:

I am an attorney at law, and I am the scrivener who prepared a deed from John Richard Brasher and Jeremy Richard Brasher, dated August 30, 2006, and recorded as Instrument # 20060901000431870 in the Probate Office of Shelby County, Alabama. There is an error in the legal description contained in the deed.

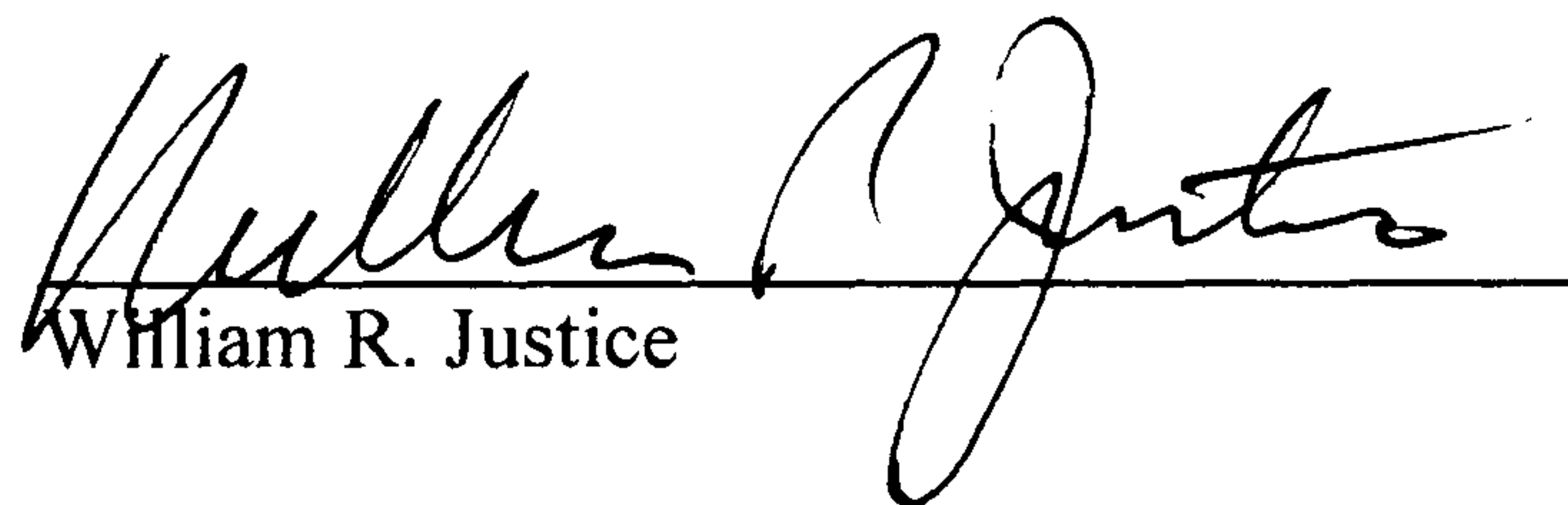
The correct description is:

Commence at the NE corner of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 9, Township 24 North, Range 14 East, Shelby County, Alabama, and run thence North 90° 00' 00" West along the North line of said  $\frac{1}{4}$ - $\frac{1}{4}$  section a distance of 921.73 feet to a point; thence run South 19° 37' 19" West 263.92 feet to a steel pin corner on the South margin of Hiawatha Road and the point of beginning; thence continue along last described course 238.00 feet to a steel pin corner; thence run North 81° 19' 44" West a distance of 87.97 feet to a point 17 feet east of the Northeast corner of the property conveyed by Shannon Wilson to James D. Blair by deed recorded as Instrument # 20051014000537120 in the Probate Office of Shelby County, Alabama; thence turn left and run Southwesterly parallel with and 17 feet east of said Blair boundary for a distance of 453 feet to the Northern boundary of the property conveyed by Grantor to Grantee by deed recorded as Instrument # 20060111000019470 in the Probate Office of Shelby County, Alabama; thence turn left and run North 90° 00' 00" East along the Northern boundary of Grantee's said property to a point on the East boundary of a road leading Southerly from Grantor's access road to the Northern boundary of Grantee's said property, which road was constructed by Roland Foster and is referred to herein as the Roland Foster road; thence turn left and run Northerly along the East boundary of the Roland Foster road to its intersection with the West boundary of the access road leading Southerly from Hiawatha Road to Grantor's residence; then turn left and run Northerly along the West boundary of Grantor's access road to the South margin of Hiawatha Road; thence turn left and run West along the South margin of Hiawatha Road to the point of beginning.

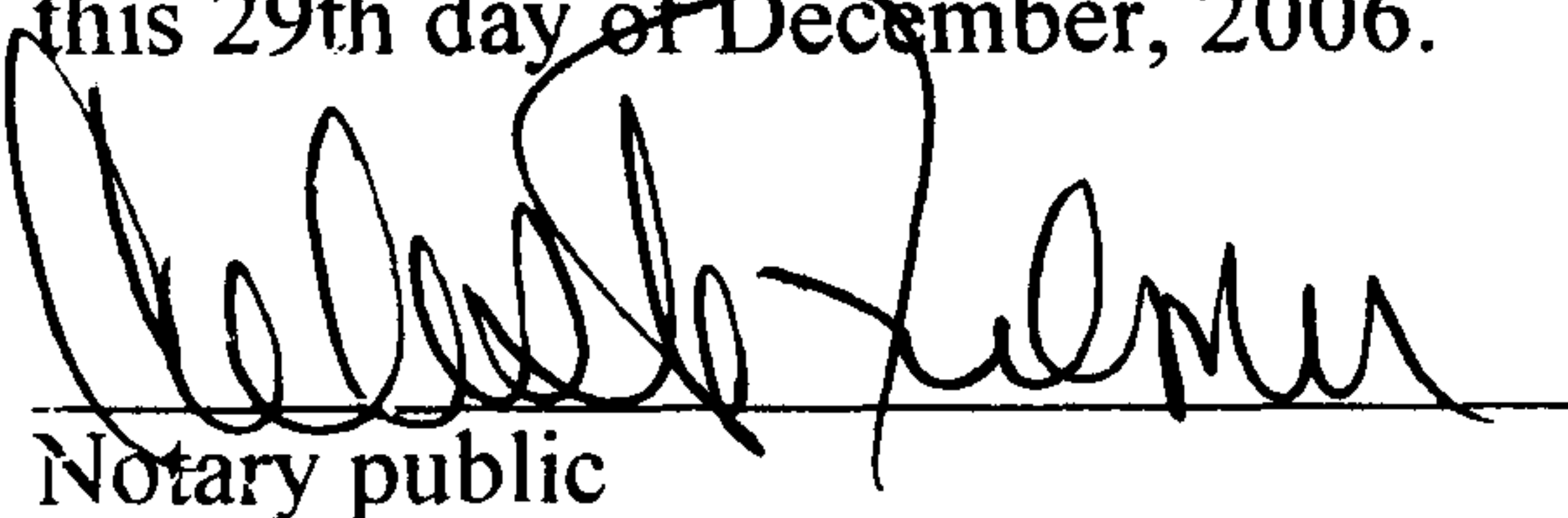
Also a 30-foot wide easement for ingress, egress, and utilities over Grantor's access road or drive leading Southerly from Hiawatha Road at 1649 Hiawatha Road, Calera, AL 35040, to the Roland Foster road.

This affidavit is given for the purpose of correcting the erroneous description as set out above.

In witness whereof, the undersigned has caused this affidavit to be executed this 29th day of December, 2006.

  
William R. Justice

Sworn to and subscribed before me  
this 29th day of December, 2006.

  
Notary public