20070320000125660 1/1 $11.00
Shelby Cnty Judge of Probate, AL
03/20/2007 09:18:20AM FILED/CERT

THIS INSTRUMENT WAS PREPARED BY: MICHAEL T. ATCHISON
ATTORNEY AT LAW, INC.
P.O. BOX 822
COLUMBIANA, ALABAMA 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 Michael T. Atchison, who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Michael T. Atchison, and I am a practicing attorney in Shelby County, Alabama, and I am familiar with the following facts:

I was the preparer of that certain mortgage from Isom M. Dawson and Deborah H. Dawson, husband and wife, to Countrywide Home Loans, Inc., dated April 19, 2004, recorded in Instrument #20040425000215060, in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that there is an error in the legal description contained in said mortgage. The following legal description was used in the mortgage:

> Commence at the NE corner of Section 5, Township 22 South, Range 1 West; thence run Southerly along the East line thereof for 119.49 feet to the point of beginning; thence continue last described course for 345.00 feet to a point; thence 89 degrees 43 minutes 10 seconds right run westerly 320.00 feet; thence 90 degrees 16 minutes 50 seconds right run northerly 545.00 feet; thence 89 degrees 43 minutes 10 seconds right, run easterly 320.00 feet to the Point of Beginning.
> Situated in Shelby County, Alabama.

The correct legal description should have been as follows:

> Commence at the NE corner of Section 5, Township 22 South, Range 1 West; thence run Southerly along the East line thereof for 119.49 feet to the point of beginning; thence continue last described course for 545.00 feet to a point; thence 89 degrees 43 minutes 10 seconds right run westerly 320.00 feet; thence 90 degrees 16 minutes 50 seconds right run northerly 545.00 feet; thence 89 degrees 43 minutes 10 seconds right, run easterly 320.00 feet to the Point of Beginning.
> Situated in Shelby County, Alabama.

The legal used in the mortgage was taken from the survey of Thomas E. Simmons, RLS #12945, dated April 9, 2004, which contained the same error.

This affidavit is given to correct the legal description in the above recited mortgage.

Further the affiant saith not.

Michael T. Atchison – Affiant

Sworn to and subscribed to before me
This 16th day of March, 2007.

Notary Public

My commission expires: 10/16/2008