

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 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 Maurice Edward Waits to Edward Shane Hethcox and Tammy Renae Hethcox, dated February 9, 2007, and recorded as Instrument # 20070209000063680 in the Probate Office of Shelby County, Alabama. There is an error in the legal description contained in the deed.

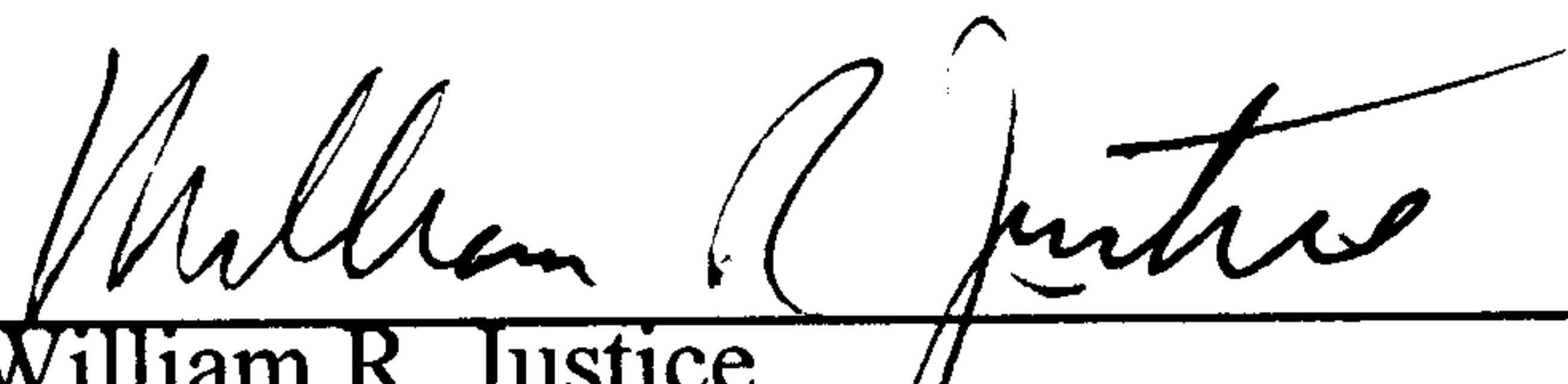
The correct description is:

Commence at the NE corner of the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 12, Township 20 South, Range 1 West, Shelby County, Alabama; thence N  $90^{\circ} 00' 00''$  W, a distance of 138.05 feet; thence N  $89^{\circ} 59' 11''$  W, a distance of 253.78 feet to the Point of Beginning; thence continue along the last described course a distance of 284.81 feet; thence S  $01^{\circ} 57' 31''$  W, a distance of 219.62 feet to a point on the Northerly R.O.W. line of Shelby County Highway 49, 80 foot R.O.W., said point also being the beginning of a curve to the left, having a radius of 1,060.00 feet, a central angle of  $10^{\circ} 02' 37''$ , and subtended by a chord which bears S  $66^{\circ} 58' 42''$  E and a chord distance of 185.57 feet; thence along the arc of said curve and said R.O.W. line, a distance of 185.81 feet; thence S  $72^{\circ} 00' 01''$  E and along said R.O.W. line, a distance of 131.21 feet; thence N  $00^{\circ} 33' 44''$  W and leaving said R.O.W. line, a distance of 332.56 feet to the Point of Beginning.

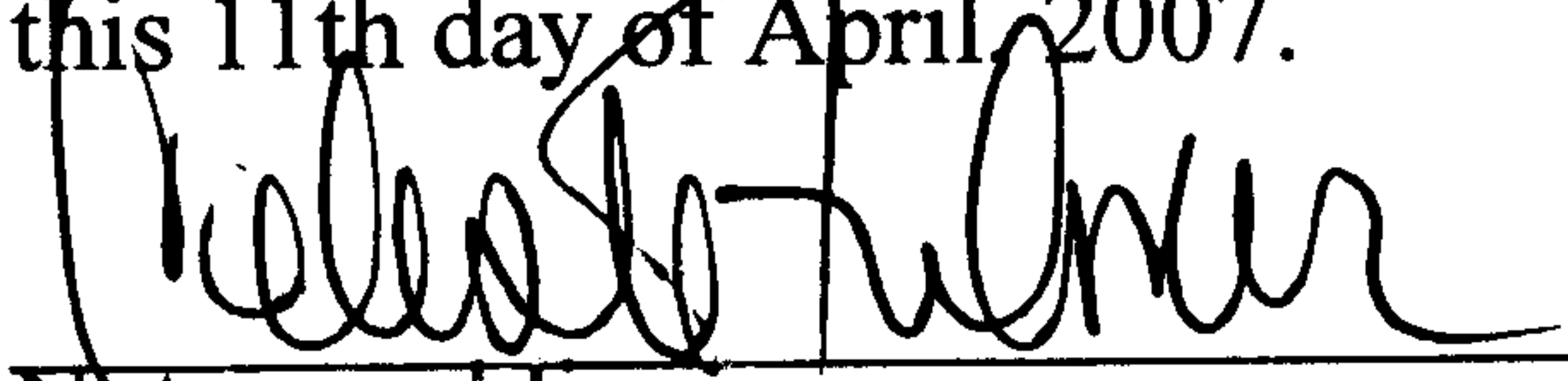
LESS AND EXCEPT the property described in deed recorded as Instrument # 20060605000264110 in the Probate Office of Shelby County, Alabama.

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 11th day of April, 2007.

  
William R. Justice

Sworn to and subscribed before me  
this 11th day of April, 2007.

  
Notary public