

**This Instrument Prepared By:**

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4320 Eagle Point Parkway  
Birmingham, AL 35242

Source of Title:  
Deed Book 285, Page 536

STATE OF ALABAMA

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§ ss.

SHELBY COUNTY

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**SCRIVENER'S AFFIDAVIT**

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Mark Nelson, whose name is signed to this affidavit and who is known to me and who being by me first duly sworn, does depose and say as follows:

My name is Mark Nelson, and I am a licensed practicing Attorney in Tuscaloosa, Alabama.

On or about December 21, 2004, I prepared a mortgage (which is recorded at Instrument number 20041223000701050 in the Probate Court of Shelby County, Alabama) from Jefferson D. Falkner, Jr. and Janice M. Falkner, husband and wife, to First National Bank of Shelby County.

A typographical error exists in the legal description contained in the mortgage with regard to Parcel I. The legal description of Parcel I should read as follows:

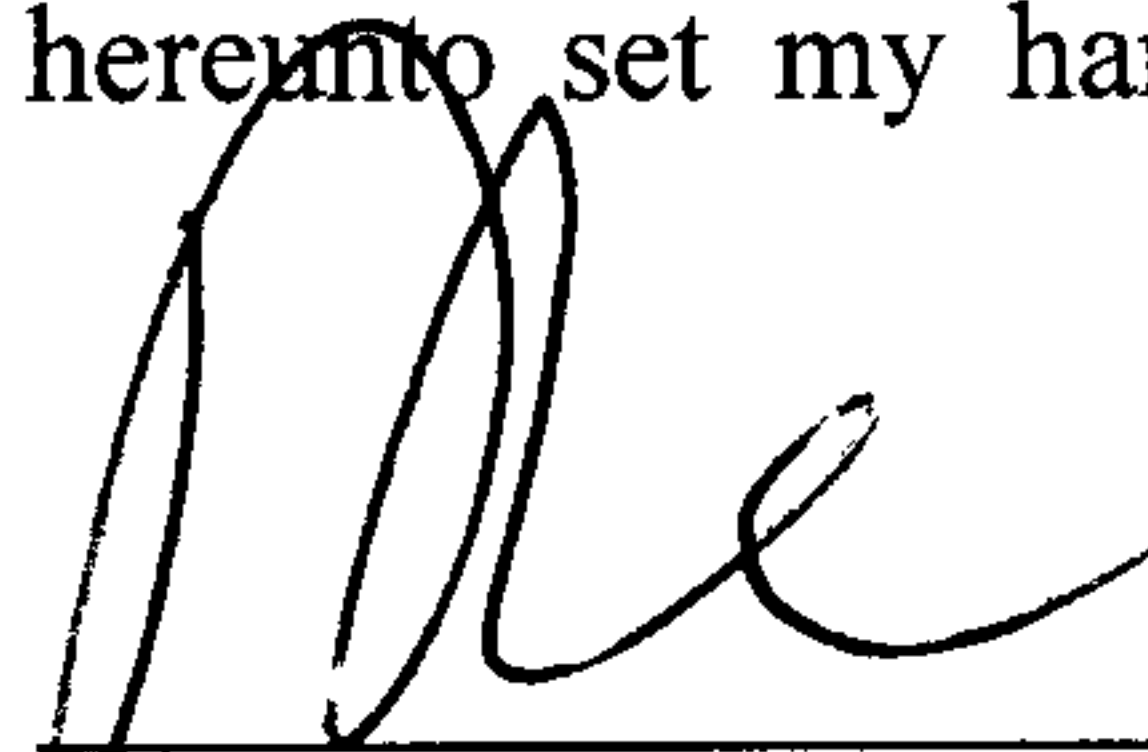
Beginning at the NE corner of Lot 16, Magnolia Parc as recorded in Map Book 21, Page 155, Shelby County, Alabama; thence run North 9 degrees 50 minutes 49 seconds East a distance of 220.00 feet; thence turn an angle of 81 degrees 31 minutes 56 seconds right and run a distance of 942.86 feet; thence turn an angle 41 degrees 32 minutes 19 seconds left and run a distance of 90.48 feet; thence turn an angle of 60 degrees 36 minutes 35 seconds left and run a distance of 483.65 feet; thence turn an angle of 100 degrees 17 minutes 42 minutes 25 seconds right and run a distance of 876.26 feet; thence turn an angle of 87 degrees 13 minutes 55 seconds right and run a distance of 143.30; thence turn an angle of 100 degrees 52 minutes 07 seconds left and run a distance of 114.96 feet; thence turn an angle of 103 degrees 35 minutes 19 seconds right and run a distance of 224.99 feet to the point of beginning.

According to the survey of Rodney Shiftlett, dated August 23, 2000 and corrected on July 9, 2007.

The purpose of this affidavit is to correct a typographical error in the legal description of said mortgage.

I give this affidavit of my own personal knowledge of the facts set out herein.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 9<sup>th</sup> day of July, 2007.



Mark Nelson  
Attorney At Law

STATE OF ALABAMA

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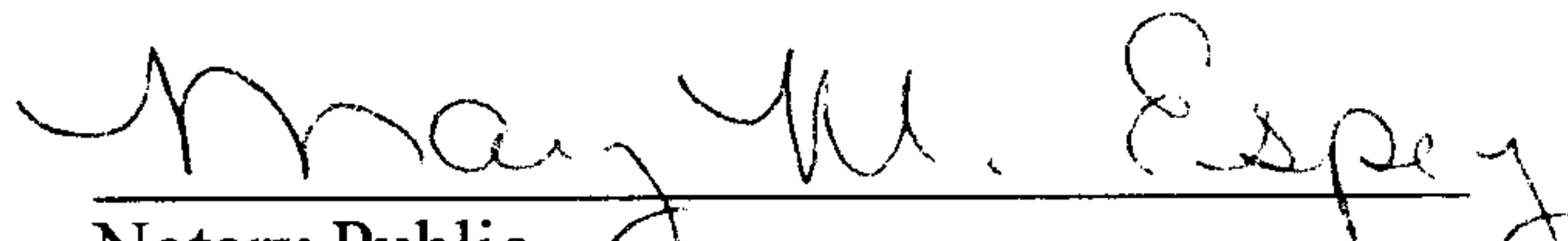
§ ss.

TUSCALOOSA COUNTY

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I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Mark Nelson, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 9<sup>th</sup> day of July, 2007.



Notary Public  
My Commission Expires: 9-10-08