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Shelby Cnty Judge of Probate, AL
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This Instrument Prepared By:

Burt W. Newsome
Newsome Law, LLC
P. O. Box 382753 (35238-2753)
4320 Eagle Point Parkway
Birmingham, AL 35242

Source of title:
Deed Book 285, Page 536

STATE OF ALABAMA

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SHELBY COUNTY

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SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary 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 and Parcel IV. The legal descriptions of Parcel I and Parcel IV should read as follows:

PARCEL I:

A part of the SW ¼ of Section 25, Township 21 South, Range 1 West, being more particularly described 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 of 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 seconds right and run a distance of 543.08 feet; thence turn an angle of 90 degrees 02 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 143.03; 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 99 degrees 54 minutes 49 seconds right and run a distance of 1,335.27 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 Shiflett dated July 9, 2007.

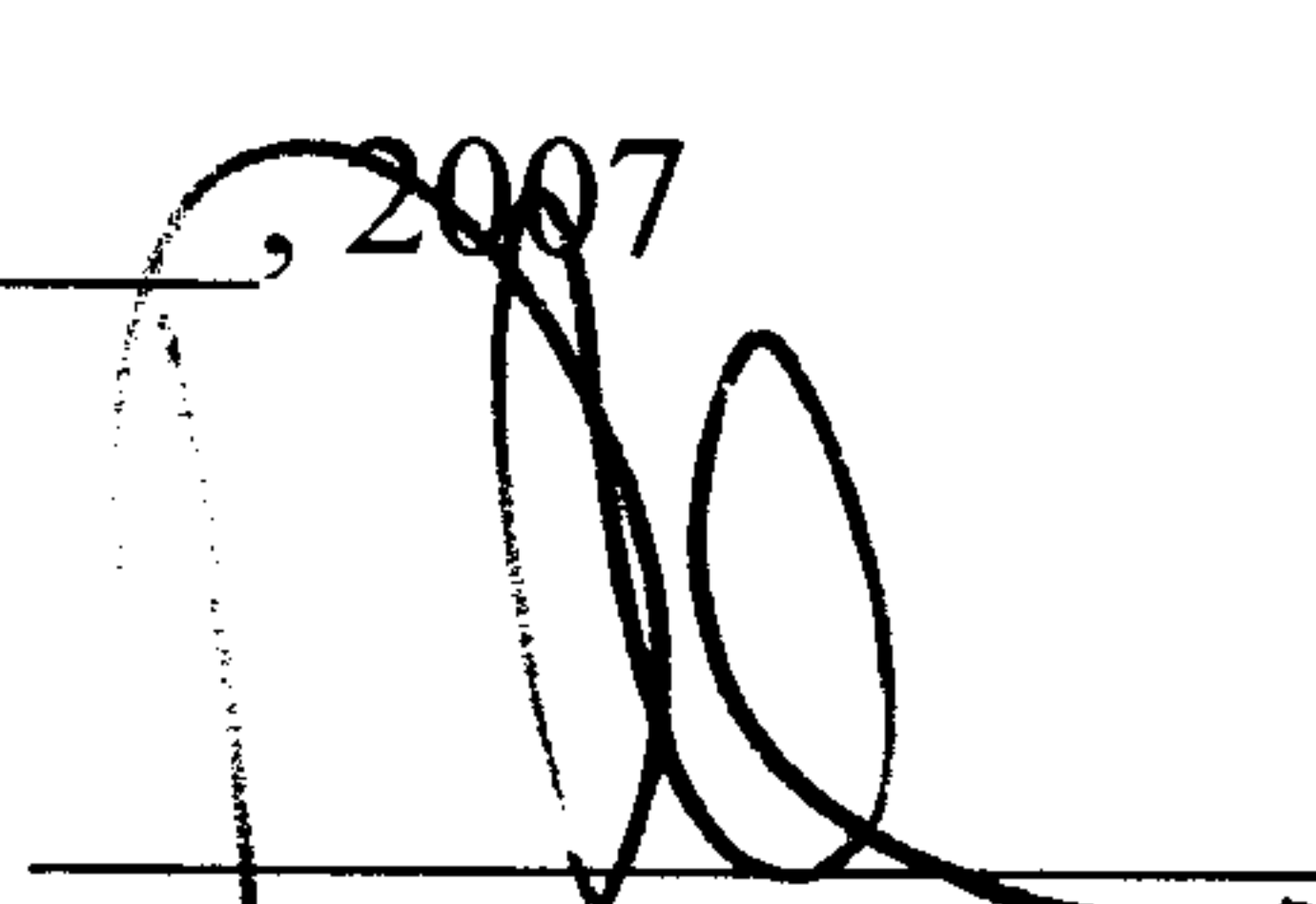
PARCEL IV:

Lots 1, 2, 3, 4 and 5, in Block 3, as shown by map of J. W. Johnston's Addition to Town of Columbiana, as recorded in Probate Office of Shelby County, Alabama, in Map Book 3, Page 24. Situated in Shelby County, Alabama.

The purpose of this affidavit is to correct typographical errors in the legal descriptions 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 17th day of October, 2007


Mark Nelson
Attorney at Law

STATE OF ALABAMA

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TUSCALOOSA COUNTY

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 17th day of October, 2007.


Notary Public

My Commission Expires: 2/7/10