

This Instrument Prepared By:

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


20071219000571090 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
12/19/2007 03:19:01PM FILED/CERT

STATE OF ALABAMA §
 § ss.
SHELBY COUNTY §

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared William Justice, 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 William Justice, and I am the Attorney for M & F Bank, f/k/a First National Bank of Shelby County.

On or about October 25, 1996, First National Bank of Shelby County prepared a Mortgage (Instrument No. 1996-35750) from First National Bank of Shelby County to Jimmy L. Jones in the Probate Court in Shelby County and recorded on October 28, 1996.

A typographical error exists in the legal description contained in the said mortgage. The legal description should read as follows:

From the Southwest corner of the SW 1/4 of SW 1/4 of Section 36, Township 21 South, Range 1 West, go North 85 deg. 00 min. 00 sec. East 2,010 feet to center of the Old Louisville & Nashville Railroad right-of-way; thence North 23 deg. 30 min. West 1,819 feet along said centerline of the Old L & N Railroad right-of-way; thence South 87 deg. 29 min. 42 sec. West 609.55 feet for a point of beginning; thence continue on the same line 130.50 feet; thence North 04 deg. 35 min. 58 sec. West 348.81 feet; thence North 84 deg. 26 min. 59 sec. East 128.12 feet; thence South 04 deg. 58 min. 20 sec. East 355.72 feet to the point of beginning. Lying in the NW 1/4 of the SW 1/4 of Section 36, Township 21 South, Range 1 West, Shelby County, Alabama.

Also, an easement for ingress and egress more particularly described as follows: A ten foot easement lying 5 feet on each side of a line described as follows: From the Northwest corner of the above described property, go North 84 deg. 26 min. 59 sec. East, along the North line of property 22 feet for a point of beginning;

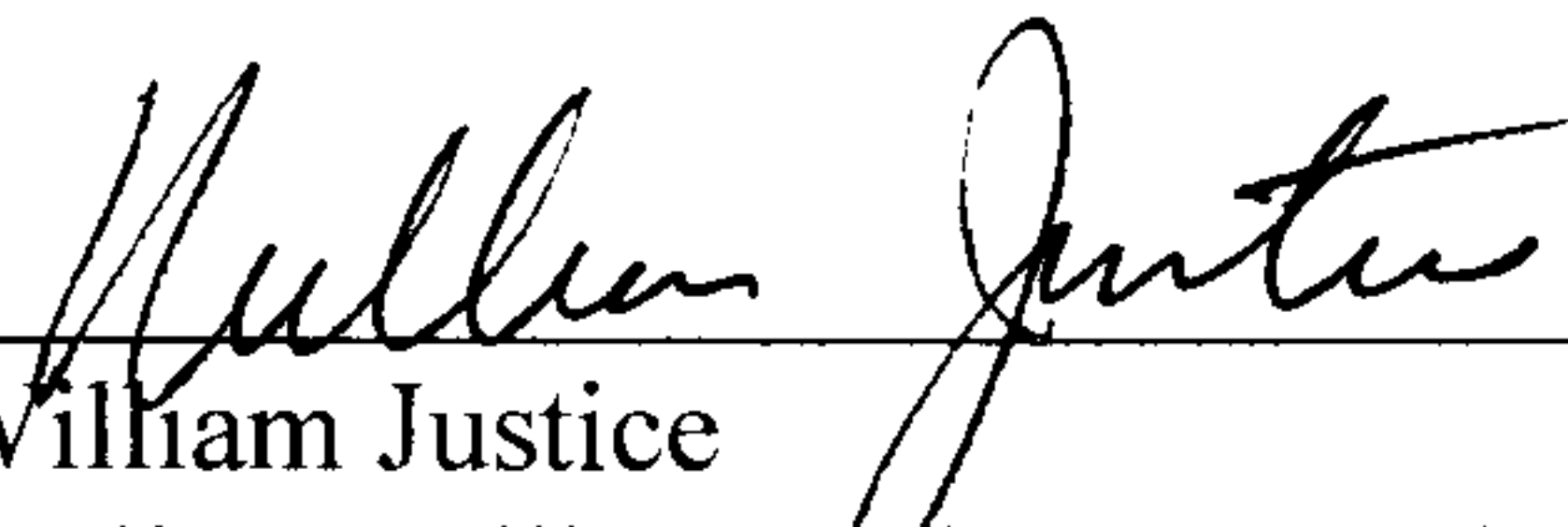
thence North 00 deg. 32 min. 04 sec. East 76.12 feet to the right of
way of the public road.

All being situated in Shelby County, Alabama

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
19th day of December, 2007.

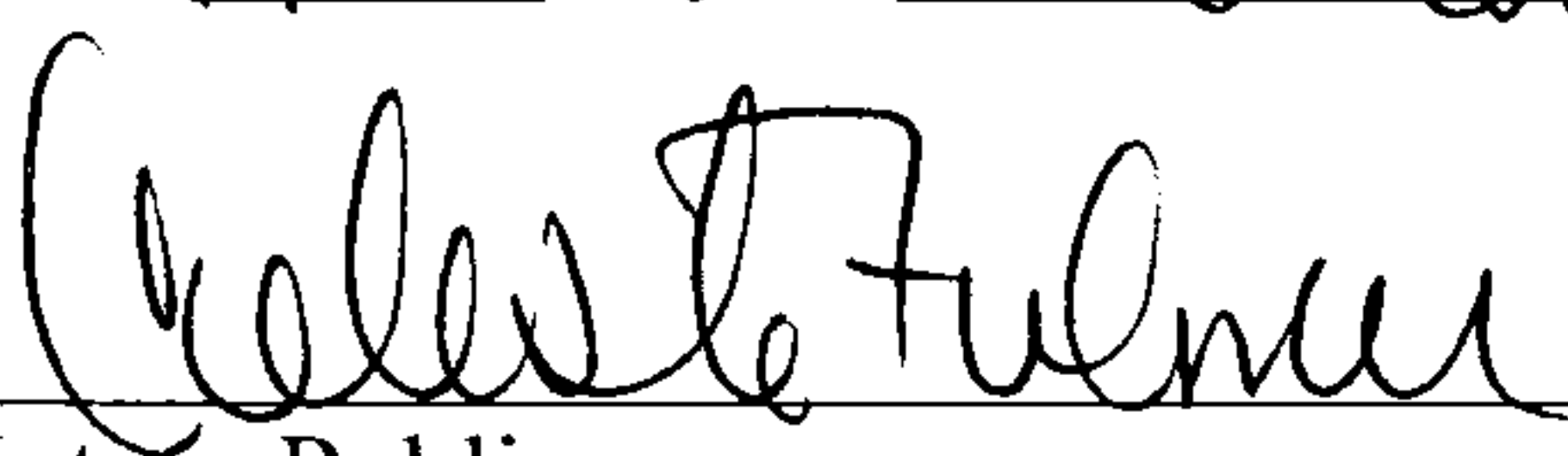


William Justice
Wallace, Ellis, Fowler & Head

STATE OF ALABAMA §
 § ss.
SHELBY COUNTY §

I, the undersigned authority, a Notary Public in and for said County in said State,
hereby certify that William Justice, 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, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 19th day of December, 2007.



Notary Public
My Commission Expires: 10-6-08