

THIS INSTRUMENT WAS PREPARED BY: MIKE 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 Mike T. Atchison, who after being by me first duly sworn, deposes, and says on oath as follows:

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

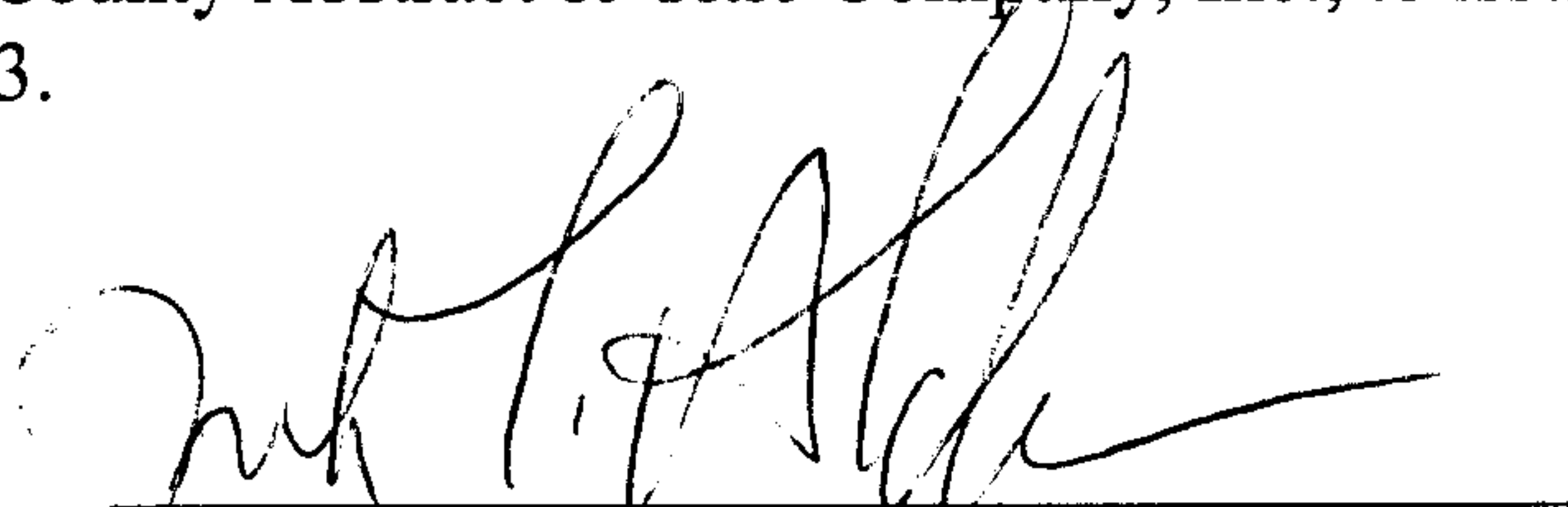
I was the preparer of that certain deed from James G. Oliver and wife, Stacey D. Oliver, to MCK Development, LLC, dated August 10, 2005, recorded as Instrument #20050817000423750, in the Probate Office of Shelby County, Alabama. It has been brought to my attention that there is an error in the legal description contained in said deed. The correct legal description should have been as follows:

From the NE corner of Section 2, Township 24 North, Range 15 East, run thence West along the North boundary of said Section 2 a distance of 227.45 feet to a point on the northerly boundary of a county paved highway, being the point of beginning of herein described parcel of land; thence continue along said course a distance of 1358.57 feet to a point on the 397 contour of Lay Lake; thence turn 130 degrees 05 minutes 22 seconds left and run along said 397 contour a distance of 941.17 feet more or less, to a point on the northerly boundary of aforementioned county paved highway; thence turn 94 degrees 04 minutes 18 seconds left and run 869.52 feet along said highway boundary; thence turn 01 degree 26 minutes 44 seconds right and run 112.45 feet along said highway boundary; thence turn 03 degrees 13 minutes 04 seconds right and run 59.70 feet along said highway boundary to the point of beginning herein described parcel of land. Situated in Shelby County, Alabama.

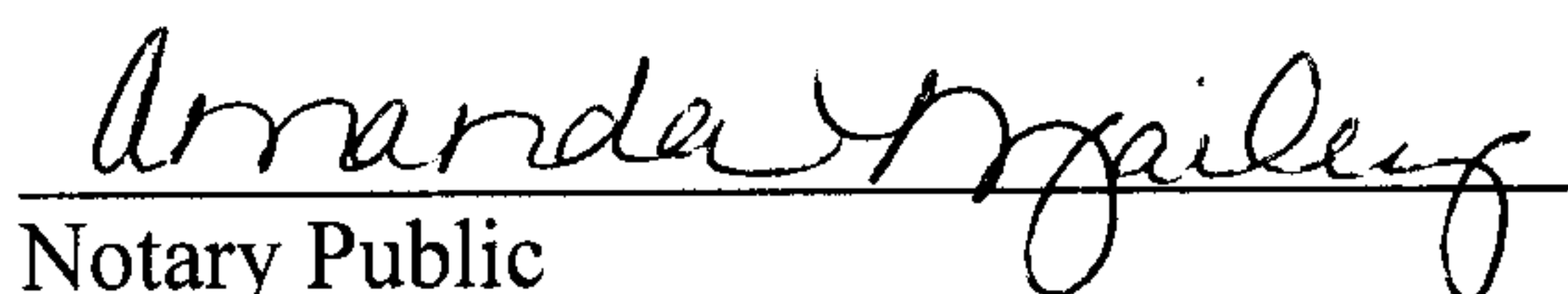
Also, there is a mortgage from MCK Development, LLC, to First United Security Bank, dated November 20, 2007, recorded in Instrument #20071213000563810, in the Probate Office of Shelby County, Alabama, which contains the same legal description. The correct legal description for said mortgage should be the same as shown above.

This affidavit is given to induce Shelby County Abstract & Title Company, Inc., to issue its final title policy under Case No. S-07-16413.

Further the affiant saith not.


Mike T. Atchison – Affiant

Sworn to and subscribed to before me
This 17th day of January, 2008.


Notary Public

My commission expires: ~~XXXXXX~~

AMANDA BAILEY
Notary Public, Shelby County
Alabama, State At Large
My Commission Expires
September 20, 2008

