

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA

COUNTY OF JEFFERSON

Before me, the undersigned Notary Public, personally appeared William H. Halbrooks, who after being duly sworn, states as follows:

I, William H. Halbrooks, am a licensed attorney in Alabama with office at #1 Independence Plaza, Suite 704, Birmingham, Alabama. A Warranty Deed was prepared by me and later recorded in Instrument No. 20080109000012630, in the Probate Office of Shelby County, Alabama. The Grantor was Regions Bank d/b/a AmSouth Bank; and the Grantees were Henry L. Lovoy and Stacy M. Lovoy. A First Mortgage was also prepared by me and recorded in Instrument No. 20080109000012640. The Mortgagee was Home Services Lending, LLC Series A d/b/a Mortgage South; and the Mortgagors were Henry L. Lovoy, Jr. and Stacy M. Lovoy, Husband and Wife. A Second Mortgage was also prepared by me and recorded in Instrument No. 20080109000012650. The Mortgagee was Mutual Savings Credit Union; and the Mortgagors were Henry L. Lovoy and spouse, Stacy M. Lovoy. The legal description in all of the above referenced documents was incorrectly stated as follows:

See attached Exhibit 'A'.

The correct property legal description is as follows:

See attached Exhibit 'B'.

This affidavit is given to clear title to the above described property per TitleSouth binder #274155.

Further Affiant sayeth not.


William H. Halbrooks

Sworn to and subscribed before me
this 29th day of January, 2007.



Notary Public, Theresa C. Chambers
My commission expires: 4/21/09

Exhibit "A"

Attached Legal Description

Part of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 28, Township 20 South, Range 3 West, described as follows:
Commence at the NW corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section and run Southerly along the West boundary of said $\frac{1}{4}$ - $\frac{1}{4}$ section 338.38 feet to the point of beginning of the parcel of land herein described; thence continue Southerly along said $\frac{1}{4}$ - $\frac{1}{4}$ line 215.00 feet; thence turn left and run Easterly and parallel with the North line of said $\frac{1}{4}$ - $\frac{1}{4}$ section 246.00 feet to a point on the Westerly R.O.W. line of County Road #17; thence left and Northwesterly along said R.O.W. line 219.00 feet; thence left and 176.00 feet to the Point of Beginning.

Exhibit "B"

Corrected Legal Description

A parcel of land in Shelby County, Alabama, described as follows:

Commence at the Northwest corner of the Southeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 28, Township 20 South of the Huntsville Base Line, Range 3 West of the Huntsville Meridian; proceed South along the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section for a distance of 338.51 feet to the point of beginning; continue South along said line for a distance of 214.96 feet; turn an angle to the left of $88^{\circ}45'13''$ and proceed for a distance of 246.00 feet to the westerly right of way of Shelby County Highway 17; turn an angle to the left of $100^{\circ}31'55''$ and proceed along said right of way for a distance of 40.91 feet to the point of curve (PC) of a curve to the left having a radius of 2092.39 feet and a central angle of $3^{\circ}02'23''$; proceed along the arc of said curve for a distance of 111.01 feet to the point of tangent (PT) of said curve; proceed along the tangent to said curve for a distance of 68.62 feet; turn an angle to the left of $76^{\circ}37'12''$ and proceed for a distance of 203.98 feet to the point of beginning.

This is that certain parcel recorded in Instrument 20070108900008330 in the Office of the Judge of Probate of Shelby County, Alabama, being CORRECTED AND SUPERSEDED by supplying missing calls for distance.