

STATE OF ALABAMA  
COUNTY OF SHELBY

20080407000138910 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
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SCRIVENER'S AFFIDAVIT

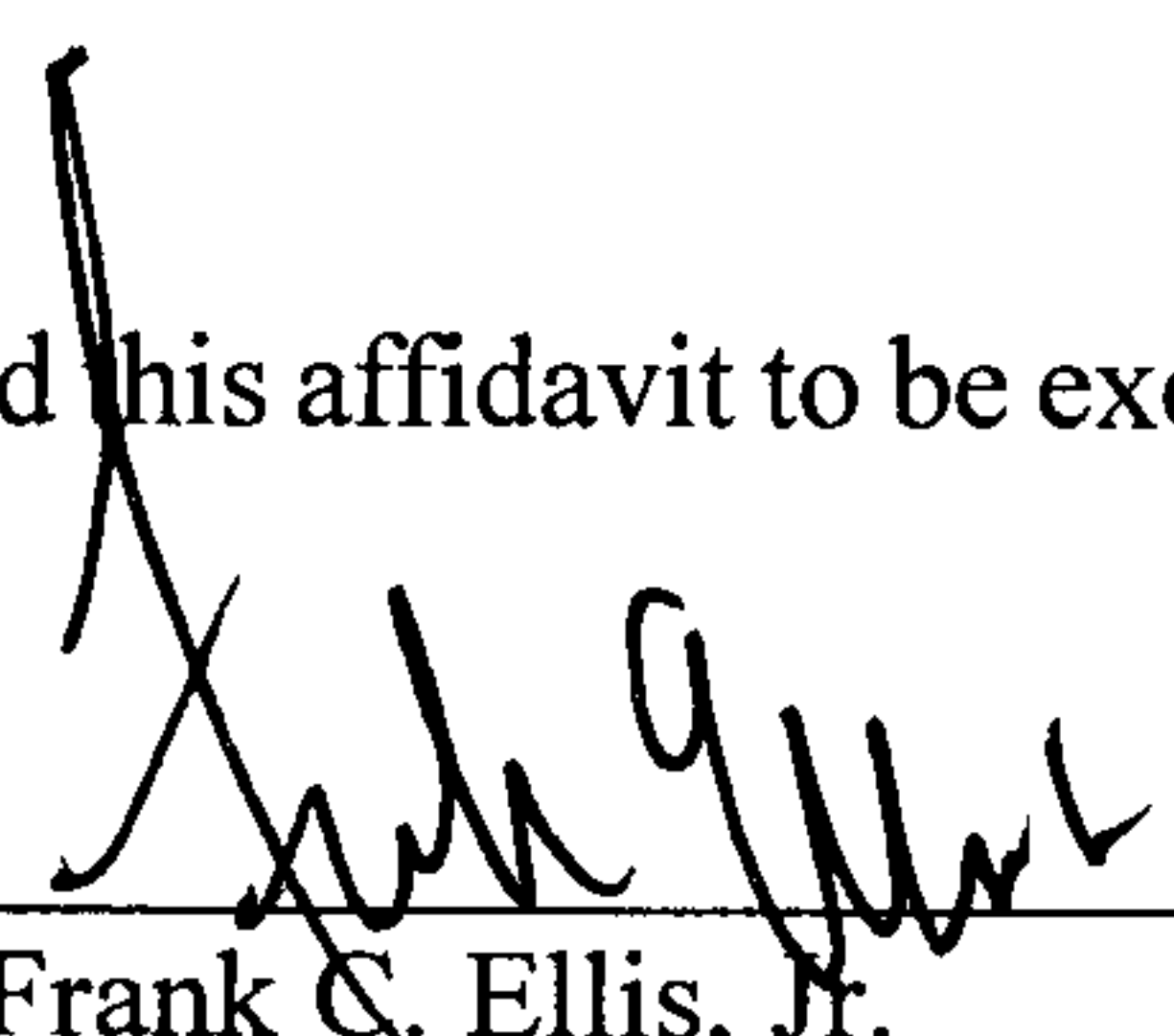
Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Frank C. Ellis, Jr., who, being known to me and after being duly sworn by me, deposes and says as follows:

I am an attorney at law, and the preparer of deeds dated May 27, 1971, and recorded in Shelby Volume 268, Page 55 and deed dated October 26, 1995, and recorded in Instrument #1995-31233 in the Probate Office of Shelby County, Alabama. Both of these deeds contain a defective legal description in that they contain an incorrect call. The following is the correct legal description:

A part of the SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 5, Township 21, Range 1 East, more particularly described as follows: Commence at the NW corner of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section and run thence South along the Western boundary thereof a distance of 105 yards to a point; thence turn an angle of 90 deg. to the left and run a distance of 140 yards along the Southern boundary of the present property line of M. E. White to the point or beginning; thence turn an angle of 90 deg. to the right and run Southerly to a point on the southern boundary of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section which said point is 140 yards East of the SW corner of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section; thence turn to the left and run in an Easterly direction along the southern boundary of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section to the Southeast corner of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section; thence turn to the left and run North along the eastern boundary of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section a distance of 1,005 feet, more or less, to a point which said point is the southeastern corner of present property owned by M. E. White; thence turn to the left and run westerly to the point of beginning, the property being here described consisting of 22 acres, more or less.

This affidavit is given for the purpose of correcting the legal description in deed recorded in Shelby Volume 268, page 55 and deed recorded in Instrument #1995-31233 in Shelby County Probate Court, Shelby County, Alabama.

In witness whereof, the undersigned has caused this affidavit to be executed this 31 day of March, 2008.

  
Frank C. Ellis, Jr.

Sworn to and subscribed before me  
this 31 day of March, 2008.

  
Notary public