



20080421000161540 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
04/21/2008 03:25:59PM FILED/CERT

This Instrument Prepared By:

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STATE OF ALABAMA )

COUNTY OF SHELBY )

scrivener's AFFIDAVIT

Before me, B. ANN MOORE, a Notary Public in and for said county in said state, personally appeared **Susan Ann Rixey**, whose name is signed to this Scrivener's Affidavit and who is known to me, and who being by me first duly sworn, deposes and says as follows:

1. That my name is Susan Ann Rixey, I am over the age of nineteen years, am of sound mind and body, and reside in JEFFERSON County, Alabama.

3. That I prepared that certain Partial Release of Recorded Lien (the "Release") dated October 3, 2006, and recorded at Instrument Number 20061011000503280 in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Court").

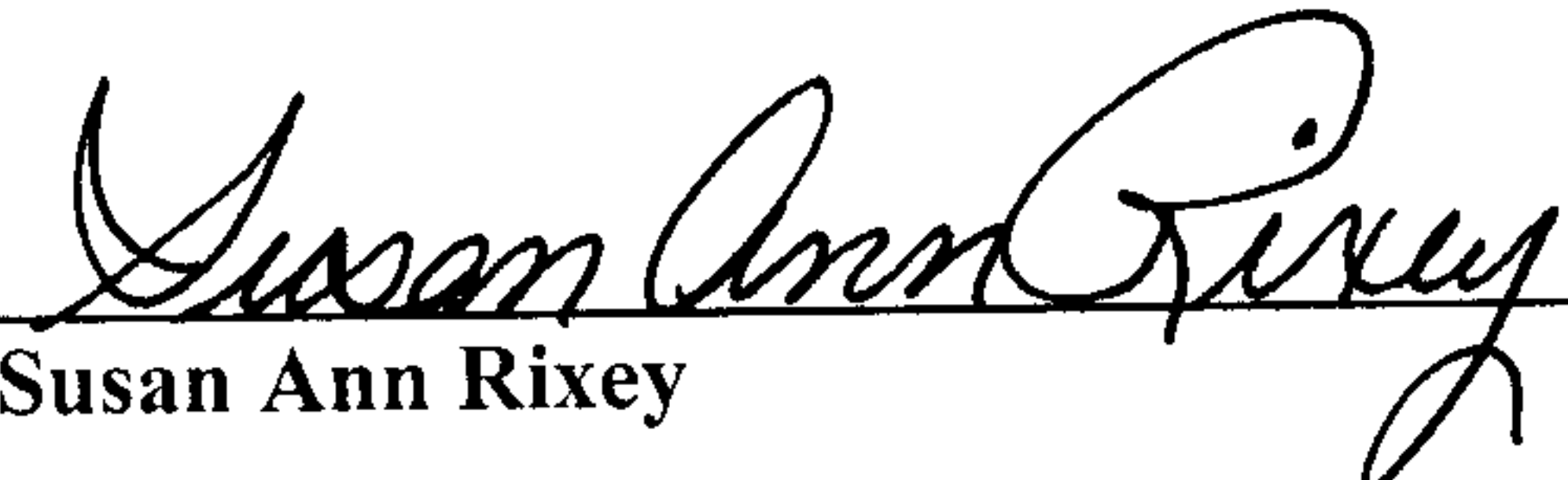
4. That the Release did release from the lien of that certain mortgage executed by B. Hulsey Company, LLC ("Hulsey"), recorded in the Probate Court at Instrument Number 20040617000328250; and that certain future advance mortgage executed by Hulsey, recorded in the Probate Court at Instrument Number 20041013000566140, the following described real property located in Shelby County, Alabama:

Lot 11, 16, 17, 18, 36 according to the Survey of Greenbriar Place,  
as recorded in Map Book 36, page 4, in the Probate Office of  
Shelby County, Alabama.

5. That the Release contains an error, said error being that "Lot 11" should have read "Lot 1".

7. That it is intended that this Scrivener's Affidavit be recorded in the Probate Court to correct the legal description as provided in paragraphs 4 and 5 above.

Dated this 14 day of APRIL, 2008.

  
Susan Ann Rixey



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STATE OF ALABAMA )

COUNTY OF Shelby )

I, B. Ann MOORE, hereby certify that **Susan Ann Rixey** whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 14th day of April, 2008.

B. Ann Moore  
Notary Public

[SEAL]

My commission expires: 11-6-2010

**affirmation of mistake**

I, **Ben Hendrix**, as Vice President for Compass Bank, executed that certain Partial Release of Recorded Lien (the "Release") dated October 3, 2006, and recorded at Instrument Number 20061011000503280 in the Office of the Judge of Probate of Shelby County, Alabama.

At the time I executed the Release, it was my intent and the intent of Compass Bank to release Lots 1, 16, 17, 18, and 36, but through inadvertence, oversight or other mistake, the Release referred to Lots 11, 16, 17, 18, and 36.

Correcting the legal description contained in the Release, changing the reference from Lot 11 to Lot 1 will reflect my true intent and the intent of Compass Bank at the time I executed the Release.

Dated this 14th day of April, 2008.

Ben Hendrix  
Ben Hendrix



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COUNTY OF Shelby )

I, B. Ann Moore, hereby certify that **Ben Hendrix** whose name as Vice President for Compass Bank, a corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 14th day of April, 2008.

B. Ann Moore  
Notary Public

[SEAL]

My commission expires: 11-06-2010