

THIS INSTRUMENT WAS PREPARED BY:

MICHAEL T. ATCHISON, ATTORNEY AT LAW, INC. P.O. BOX 822 COLUMBIANA, AL 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 Michael T. Atchison, who after being duly sworn, deposes and says on oath as follows:

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

I was the prepared of that certain deed from John H. Holcombe and wife, Nancy C. Holcombe, and Josephine R. Holcombe, a single woman, to RUSSELL LANDS, INC., dated November 15, 2007, recorded as Instrument #20071120000530020, in the Probate Office of Shelby County, Alabama. It has been brought to my attention that the legal description in said deed is incomplete in that it does set forth the Section, Township and Range of the property described in said deed. The correct legal description of the property in said deed should be as follows:

A parcel of land situated in the NE ¼ of Section 33, Township 19 South, Range 2 East, Shelby County, Alabama, and being more particularly described as follows:

PARCEL 2:

Commence at the NW corner of above said 1/4; thence South 87 degrees 22 minutes 43 seconds East, a distance of 580.18 feet; thence South 11 degrees 50 minutes 44 seconds West, a distance of 18.44 feet; thence South 12 degrees 03 minutes 44 seconds West, a distance of 91.66 feet; thence South 12 degrees 16 minutes 26 seconds West, a distance of 26.92 feet; thence South 00 degrees 01 minutes 40 seconds East, a distance of 185.11 feet; thence South 47 degrees 24 minutes 46 seconds East, a distance of 219.94 feet' thence South 86 degrees 47 minutes 46 seconds East a distance of 121.14 feet to the POINT OF BEGINNING; thence continue along the last described course, a distance of 314.85 feet; thence South 87 degrees 09 minutes 18 seconds East, a distance of 38.70 feet; thence North 03 degrees 25 minutes 31 seconds East, a distance of 287.28 feet; thence North 86 degrees 29 minutes 29 seconds West, distance of 43.68 feet; thence North 03 degrees 26 minutes 48 seconds East, a distance of 54.68 feet; thence South 88 degrees 57 minutes 47 seconds East, a distance of 13.41 feet; thence North 02 degrees 47 minutes 49 seconds East, a distance of 198.77 feet; thence North 87 degrees 53 minutes 13 seconds West, a distance of 157.51 feet; thence North 87 degrees 24 minutes 25 seconds West, a distance of 128.91 feet; thence South 07 degrees 07 minutes 19 seconds West, a distance of 538.59 feet to the POINT OF BEGINNING.

Situated in Shelby County, Alabama.

According to the survey of Rodney Shiflett, dated October 27, 2007.

This affidavit is given to correct the legal description in the above described deed.

Sworn to and subscribed to before me This 12th day of May, 200**8**.

My commission expires: 10/16/2008

Notary Public