

This Instrument was prepared by:

MIKE T. ATCHISON,  
ATTORNEY AT LAW  
P. O. BOX 822  
COLUMBIANA, AL 35051

After recording, forward to:

Title One LLC  
684 Bowen Road  
Ashland, AL 36251

08-0312

STATE OF ALABAMA  
SHELBY COUNTY

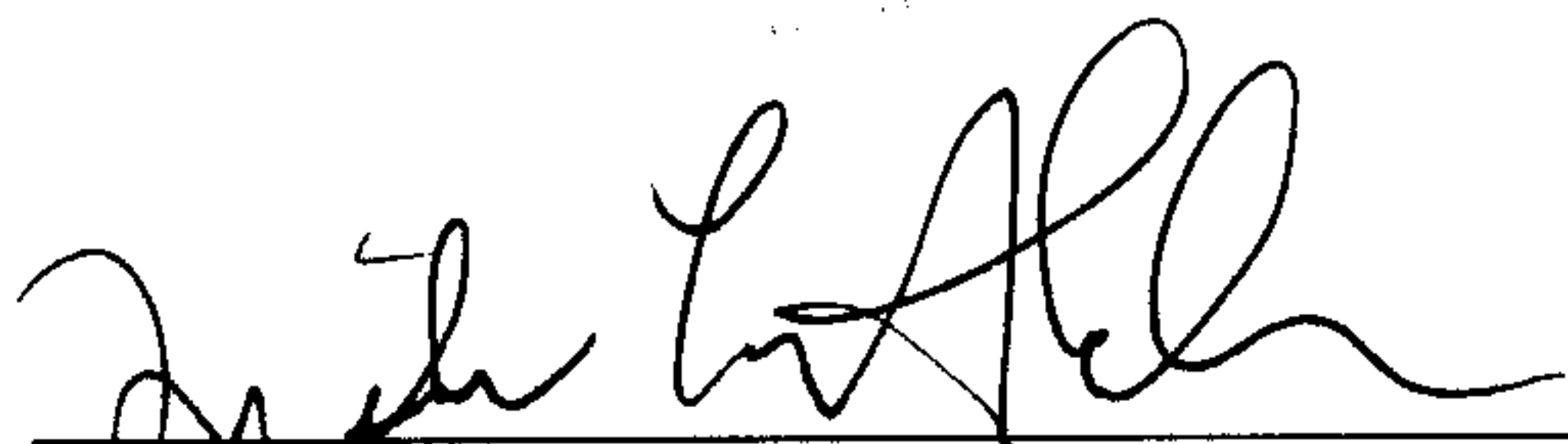
### SCRIVENER'S AFFIDAVIT

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. I was the preparer of that certain Warranty deed from Don Kirby, as President of Kirbru Construction, LLC, to Jay O. Nesmith, dated May 28, 2003, recorded as Instrument #20030529000331710 in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that the Grantor's name, Don Kirby, as President of Kirbru Construction, LLC, as stated is incorrect. The correct name of the Grantor should be **KIRBRU, LLC**.

This affidavit is given to correct the Grantor's name in the above-recited deed. Further the affiant saith not.

  
Affiant - Mike T. Atchison

STATE OF ALABAMA  
SHELBY COUNTY

Sworn to and subscribed before me, this  
The 17<sup>th</sup> day of October, 2008.

  
Notary Public

My Commission Expires: 03-19-2012

