


THIS INSTRUMENT WAS PREPARED BY:

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


20091116000425370 1/1 \$11.00
Shelby Cnty Judge of Probate, AL
11/16/2009 10:29:26 AM FILED/CERT

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 by me first 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 preparer of that certain deed from Joanna B. Kulenek and Rick Kulenek, a married couple, to John M. Rose and Angela M. Rose, dated December 1, 2008, recorded in Instrument #20081205000457570, in the Probate Office of Shelby County, Alabama. Said deed conveyed the following described property, to-wit:

Lots 1 and 2, according to the map of Kulenek Subdivision as recorded in Map Book 40, Page 67, in Probate Office.

It has been brought to my attention that the record map indicates that access to this property is by means of a private road as described in Instrument #1996-33969. The above recited deed failed to convey said easement.

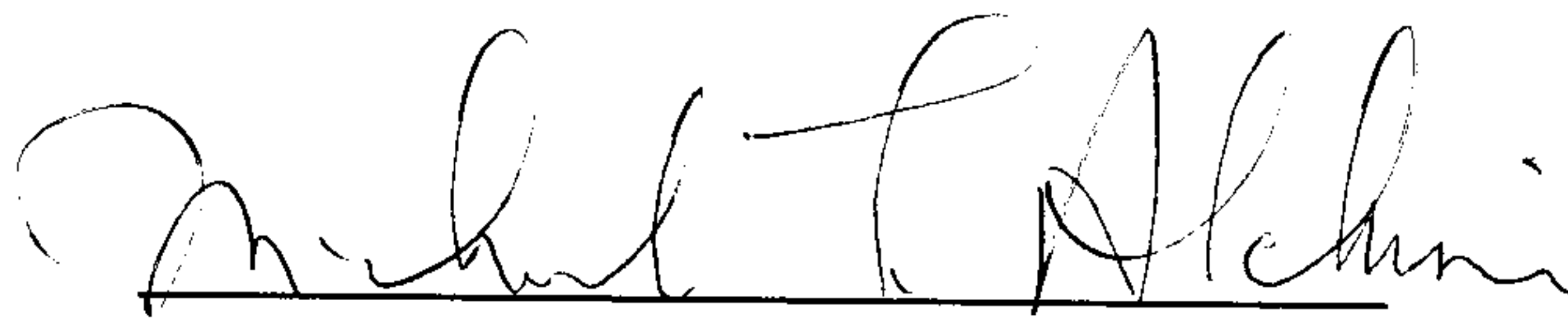
The legal description in said deed should have read as follows:

Lots 1 and 2, according to the map of Kulenek Subdivision as recorded in Map Book 40, Page 67, in Probate Office.

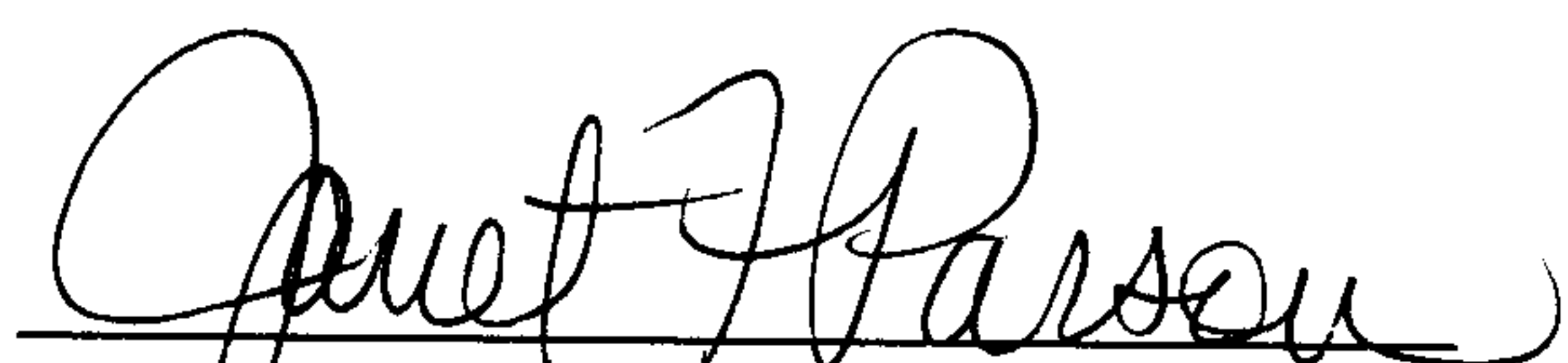
Together with the right to use that certain easement described in Instrument #1996-33969, in the Probate Office of Shelby County, Alabama.

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

Further the affiant saith not.


Michael T. Atchison

Sworn to and subscribed to before me
This 12th day of November, 2009.


Notary Public

my commission expires: 10/16/2012