

STATE OF ALABAMA)
COUNTY OF SHELBY)


20100916000303350 1/2 \$15.00
Shelby Cnty Judge of Probate, AL
09/16/2010 10:21:34 AM FILED/CERT

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared Harold H. Goings, Attorney at Law, who being duly sworn deposes and says as follows:

My name is Harold H. Goings and I was the closing attorney for the sale of the property located at 772 Heatherwood Drive, Birmingham, Al 35244. I hereby certify that I have personal knowledge of the matters set forth herein.

On November 19, 2002, James M Clayton and S Elizabeth Clayton conveyed to Darrel C Weaver and Denise W Weaver subject property by warranty deed recorded on November 25, 2002 in Instrument **20021125000588140**, in the Probate Office of Shelby County, Alabama. The undersigned has examined said deed and finds that the legal description therein contains scrivener's errors in that the angles described are in fact interior angles and not deflection angles. The true and correct legal description for said property should have been as follows:

A parcel of land lying in the Northwest ¼ of the Northwest ¼ of Section 10, Township 19 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows;

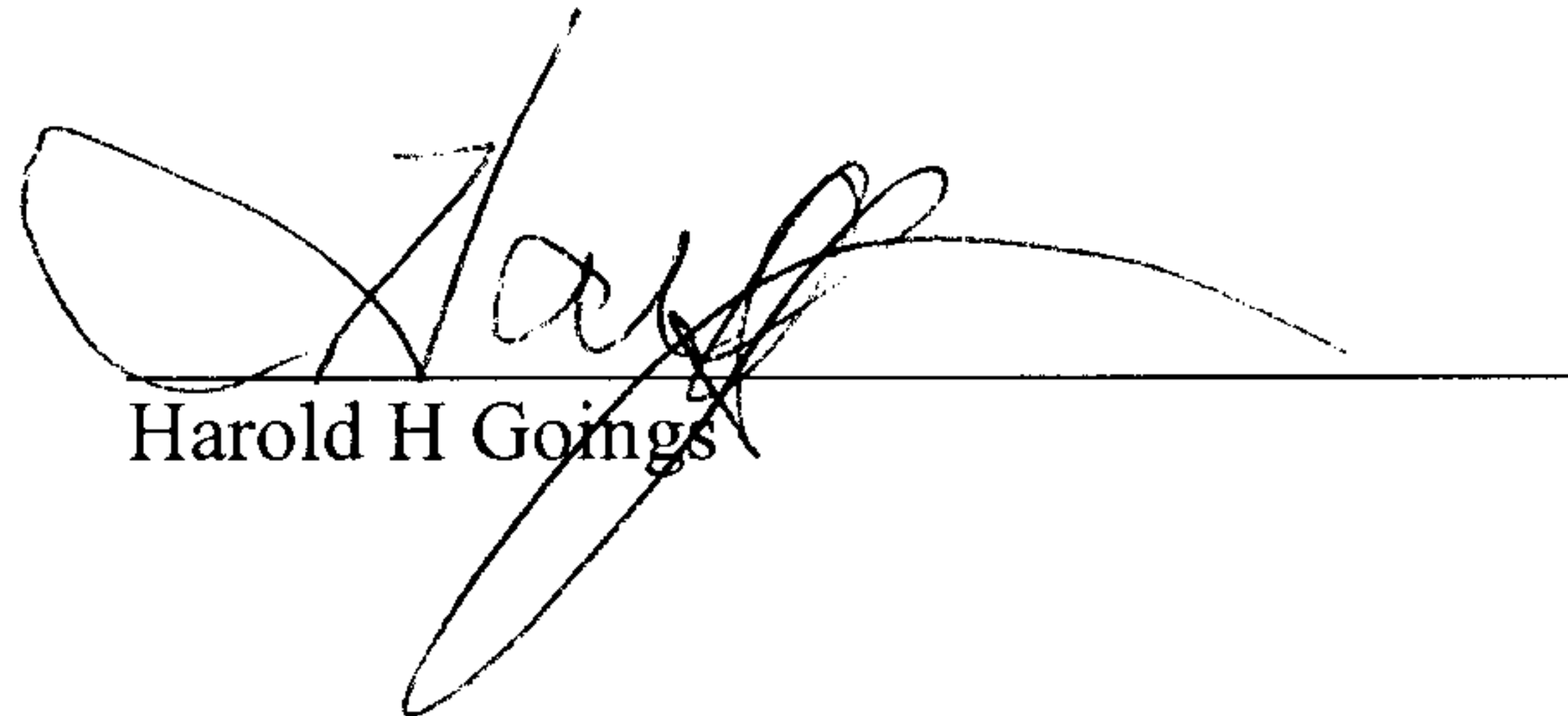
Commence at the Northwest corner of said Section 10, Township 19 South, Range 2 West, run Southerly along said section line 194.38 feet to an iron pin found, said point being the point of beginning; thence continue along said section line for a distance of 467.94 feet to an iron pin found; thence turn an interior angle to the right of 113 degrees 41 minutes 08 seconds and run 272.45 feet to an iron pin found; thence turn an interior angle to the right of 66 degrees 19 minutes 32 seconds and run a distance of 506.31 feet to an iron pin found; thence turn an interior angle to the right of 105 degrees 53 minutes 02 seconds and run a distance of 259.52 feet to an iron pin found said point being the point of beginning

Also a 20 foot Access Easement described as follows;

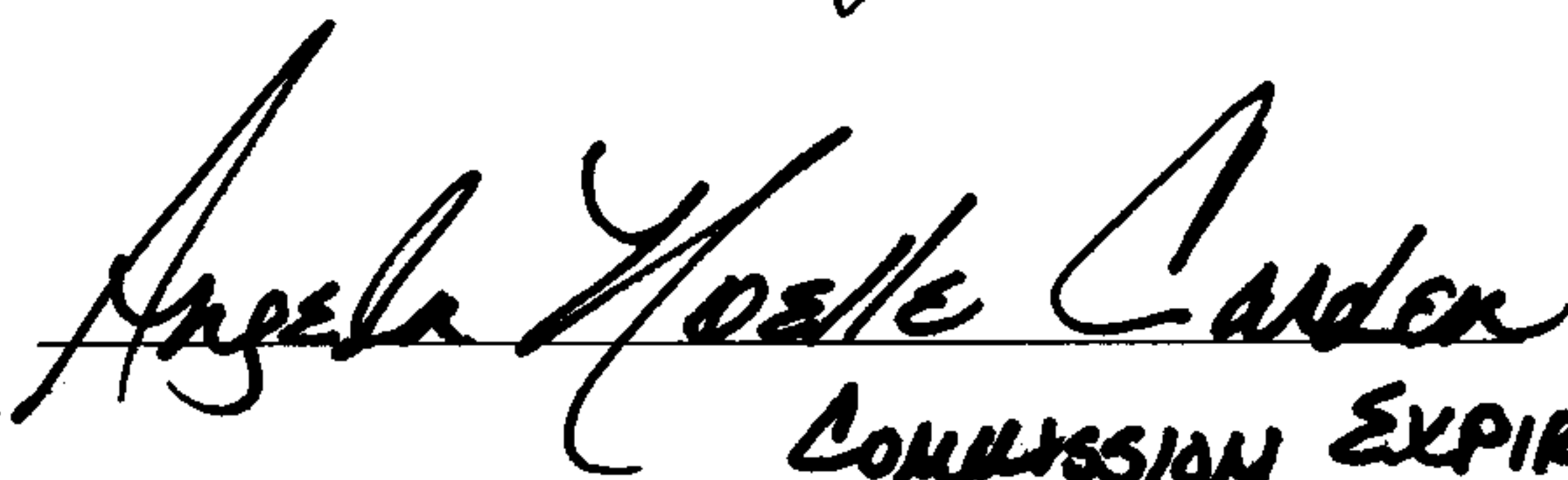
Commence at the Northwest corner of said Section 10, Township 19 South, Range 2 West, run in a Southerly direction along West line of said Section 10, for 35.18 feet to a point said point being the point of beginning; thence continue along said section line for a distance of 159.20 feet to an iron pin found; thence turn an interior angle to the right of 105 degrees 51 minutes 18 seconds and run a distance of 20.79 feet to a point; thence turn an interior angle right 74 degrees 08 minutes 42 seconds and run a distance of 178.18 feet to a point on the South margin of Heatherwood Drive; thence turn an interior angle right 56 degrees 22 minutes 26 seconds and run a distance of 24.02 feet along the margin on said street to the point of beginning and end of proposed easement.

This Affidavit is made for the purpose of duly acknowledging the scrivener's error said deed.

FURTHER, Affiant saith not.


Harold H Goings

Sworn to and subscribed before me this 18th day of August, 2010.

Notary Public 
COMMISSION EXPIRES: 3/13/13