

STATE OF ALABAMA

COUNTY OF SHELBY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, personally appeared JAMES J. ODOM, JR. who being duly sworn hereby deposes and says as follows:

My name is JAMES J. ODOM, JR., and I am an attorney practicing law in Birmingham, Alabama. I prepared a Warranty Deed on August 7, 2003, from Industrial Heating and Finishing Company, Inc. to Johnson Bros. Wine Inc., which Warranty Deed was recorded on September 11, 2003, in Instrument No. 20030811000524220, Probate Records, Shelby County, Alabama.

The legal description in said warranty deed contained typographical errors in Parcel II and Parcel III and therefore, the complete, correct legal should read as set forth on the attached Exhibit A.

The purpose of this Affidavit is to correct the legal description in that certain Warranty Deed conveyed from Industrial Heating and Finishing Company, Inc. to Johnson Bros. Wine Inc., which Warranty Deed was recorded on September 11, 2003, in Instrument No. 20030811000524220, Probate Records, Shelby County, Alabama.

Witness my hand and seal this the 13<sup>th</sup> day of September, 2011.


  
JAMES J. ODOM, JR.  
Attorney at Law

STATE OF ALABAMA     )  
SHELBY COUNTY     )

I, the undersigned authority, a Notary Public in and for said county in said state, hereby certify that James J. Odom, Jr., 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 such instrument, he executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal, this 13<sup>th</sup> day of September, 2011.

[ NOTARIAL SEAL ]

  
Notary Public  
My Commission Expires: 3/7/2015

This Instrument Prepared by:  
Steven A. Brickman, Esq.  
Sirote & Permutt, P.C.  
P. O. Box 55727  
Birmingham, Alabama 35255-5727

**Exhibit A**

**Parcel I:**

A parcel of land located in the Northwest quarter of the Southeast quarter of Section 14, Township 20 South, Range 3 West, Shelby County, Alabama, more particularly described as follows:

Commence at the Southeast corner of said quarter-quarter section; thence in a Westerly direction along the South line of said quarter-quarter section a distance of 73.83 feet; thence 88 degrees 23 minutes right in a Northwesterly direction a distance of 174.72 feet to the most Southerly corner of Jack's Food Systems, Inc. property; thence 48 degrees 31 minutes 30 seconds left in a Northerly direction along the Southwest line of Jack's Food Systems, Inc. property a distance of 599.51 feet to the point of beginning; thence continue along last described course a distance of 545.00 feet to a point on the Southeast line of Parker Drive; thence 90 degrees left in a Southwesterly direction along said Southeast line of Parker Drive a distance of 179.49 feet; thence 90 degrees left in a Southeasterly direction a distance of 545.00 feet; thence 90 degrees left in a Northeasterly direction a distance of 179.59 feet to the point of beginning being situated in Shelby County, Alabama.

**Parcel II:**

A parcel of land situated in the Northwest quarter of the Southeast quarter of Section 14, Township 20 South, Range 3 West, in Shelby County, Alabama, and being more particularly described as follows:

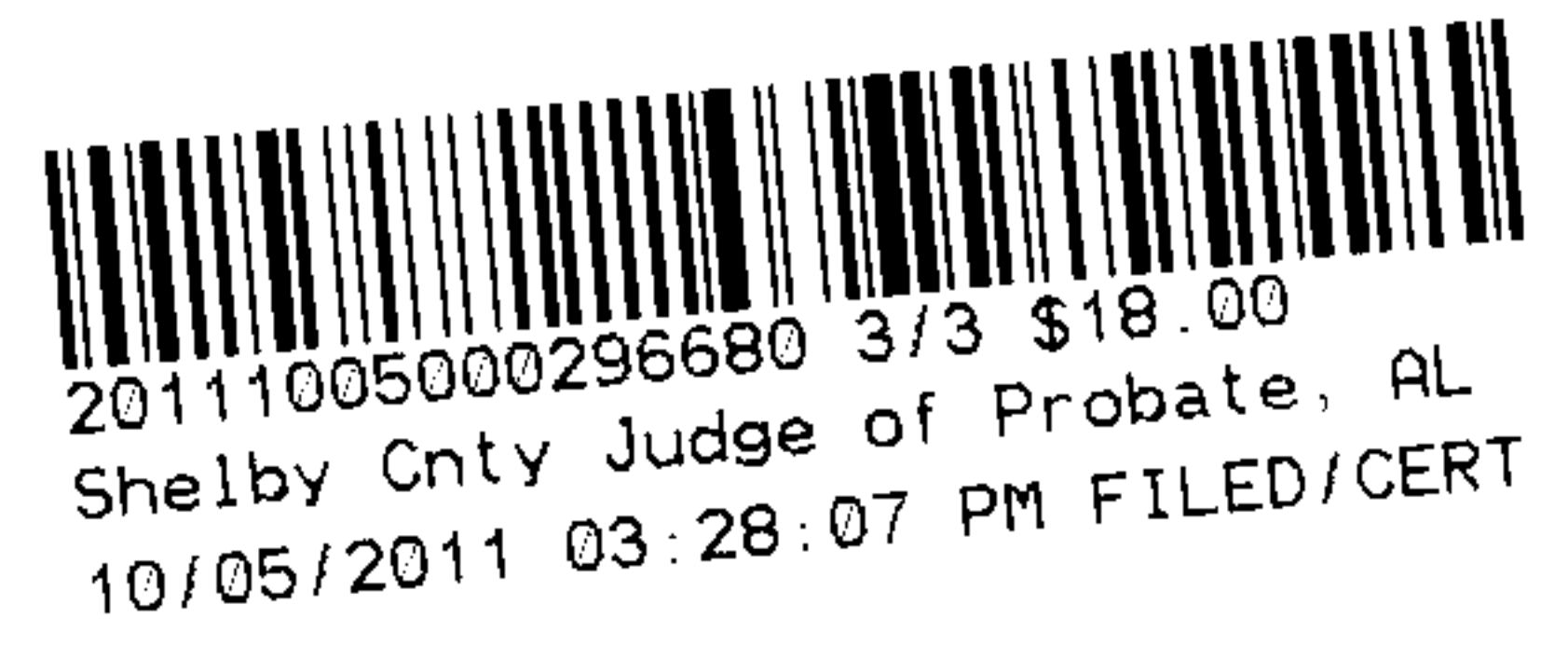
Commence at the Southwest corner of the Northwest quarter of the Southeast quarter of Section 14, Township 20 South, Range 3 West; thence North 86 degrees 22 minutes 22 seconds East a distance of 1249.42 feet to the point on the Westerly boundary of land recorded in Real Book 106, page 75, in the Office of the Judge of Probate, Shelby County, Alabama; thence **North 05 degrees 05 minutes 19 seconds West** along said Westerly boundary a distance of 172.66 feet; thence North 53 degrees 33 minutes 47 seconds West and leaving said Westerly boundary of said parcel a distance of 290.43 feet to the POINT OF BEGINNING; thence continue along the last described course a distance of 120.00 feet to a point on the Southerly boundary of land recorded in Deed Book 301, page 694 in the Office of the Judge of Probate, Shelby County, Alabama; thence South 36 degrees 26 minutes 13 seconds West along said Southeasterly boundary of said parcel a distance of 180.00 feet; thence South 53 degrees 39 minutes 50 seconds East and leaving said Southeasterly boundary of said parcel a distance of 120.26 feet; thence North 36 degrees 21 minutes 13 seconds East a distance of 179.79 feet to the Point of Beginning.

**Parcel III:**

A parcel of land located in the Northwest quarter of the Southeast quarter of Section 14, Township 20 South, Range 3 West, in Shelby County, Alabama, being more particularly described as follows:

Commence at the Southwest corner of the Northwest 1/4 of **Southeast 1/4** of Section 14, Township 20 South, Range 3 West; thence North 86 degrees 22 minutes 22 seconds East a distance of 1249.42 feet to the point on the Westerly boundary of land recorded in Real Book 106, page 75, in the Office of the Judge of Probate, Shelby County, Alabama; thence **North 05 degrees 05 minutes 19 seconds West** along the said Westerly boundary a distance of 172.66 feet; thence North 53 degrees 33 minutes, 47 seconds West and leaving said Westerly boundary of said parcel a distance of 290.43 feet; thence continue along the last described course a distance of 120.00 feet to a point on the Southerly boundary of land recorded in Deed Book 301, page 694 in the Office of the Judge of Probate, Shelby County, Alabama; thence North 53 degrees 33 minutes 49 seconds West a distance of 128.94 feet to the POINT OF BEGINNING; thence North 53 degrees 23 minutes 41 seconds West a distance of 60.56 feet; thence South 36 degrees 28





minutes 49 seconds West a distance of 179.59 feet to the Northeasterly right of way line of Thames Court (40 foot ROW); thence South 53 degrees 23 minutes 05 seconds East and along said right of way line a distance of 59.74 feet; thence North 36 degrees 44 minutes 23 seconds East and leaving said right of way line and along the Southeasterly boundary of land recorded in Real Book 106, page 75 in the Office of the Judge of Probate, Shelby County, Alabama, a distance of 179.60 feet to the point of beginning.