


This Instrument Prepared By  
Jeff Underwood  
Sirote & Permutt, P.C.,  
2311 Highland Avenue South,  
Birmingham, Alabama 35205

  
20111104000332380 1/1 \$12.00  
Shelby Cnty Judge of Probate, AL  
11/04/2011 01:12:46 PM FILED/CERT

### SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA

JEFFERSON COUNTY

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jeff G. Underwood, who, being by me first duly sworn, deposes and says that he is an Attorney at Law, and, in that capacity, he supervised the preparation of that certain Special Warranty Deed dated July 27, 2011, given by CitiMortgage, Inc., as Grantor, to PEAK Development, Inc., as Grantees, and recorded on August 15, 2011 in the Probate Court of Shelby County, Alabama, in Instrument Number: 20110815000239270. Affiant states that through a clerical error the legal description used to describe the subject property contained errors. The legal description for the subject property should read as follows:

The following described real estate situated in Shelby County, Alabama, to-wit:


Commence at the Northwest corner of Section 9, Township 20 South, Range 1 East, thence run South along said section line a distance of 525.17 feet to the point of beginning; thence turn an angle of 88 degrees 16 minutes 28 seconds left and run a distance of 392.00 feet; thence turn an angle of 88 degrees 16 minutes 28 seconds right and run a distance of 420.00 feet; thence turn an angle of 91 degrees 43 minutes 32 seconds right and run a distance of 273.26 feet, more or less to the East right of way of Highway 55; thence turn an angle of 73 degrees 32 minutes 12 seconds right and run a distance of 235.03 feet along the chord of a curve to the left; thence turn an angle of 1 degree 57 minutes 56 seconds left from said chord and run a distance of 204.93 feet to the point of beginning, property is subject to any and all agreements, easements, restrictions, and/or limitations of probated record and/or applicable law.

Also a 20 foot easement for the purpose of ingress, egress and utilities described as follows: commence at the Northwest corner of Section 9, Township 20 South, Range 1 East, thence run South along said section line a distance of 525.17 feet; thence turn an angle of 88 degrees 16 minutes 28 seconds left and run a distance of 392.00 feet; thence turn an angle of 88 degrees 16 minutes 28 seconds right and run a distance of 400.00 feet to the point of beginning; **thence run West, 20 feet north of and parallel to south line of said parcel, to the east right of way of Hwy. 55, being the end of said easement.**

Done this the 10th day of October, 2011

  
Jeff Underwood

Sworn to and subscribed before me this 10th day of October, 2011

  
Notary Public Affix Seal

2011-002258

**MY COMMISSION EXPIRES MARCH 1, 2015**

