

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

Personally appeared before me, the undersigned Notary Public in and for said State and County, Larell Baldwin, who being first duly sworn on oath, deposes and states as follows:

My name is Larell Baldwin and I am the Executive Director of Heritage Living Trust a/k/a Heritage Trust ("Heritage"). This Affidavit is based upon my personal knowledge and I am competent to testify regarding those things about which I have personal knowledge. I am, and at all times hereinafter mentioned was, more than nineteen years of age. I have an understanding of the books, records, and computer systems relating to the trust documents prepared by Heritage. It is common in our business to prepare trust documents, including, instruments of conveyance. Part of my duties for Heritage is to monitor, process and/or communicate with various parties relating to trust and conveyance documents created by Heritage.

Heritage prepared a revocable living trust named "THE EUGENE E. SHIRLEY REVOCABLE LIVING TRUST" (the "Trust"). Heritage also prepared a Quit Claim Deed (a copy of which is attached hereto as Exhibit A) (the "Deed") in order to transfer certain real property described in the Deed into the Trust. There was no other trust prepared by Heritage. The Deed appears to have been recorded as Instrument Number 20041015000569840 in the Probate Office of Shelby County, Alabama.

The Deed referred to the Trust as "THE EUGENE E. SHIRLEY AND ANNA GRACE SHIRLEY REVOCABLE LIVING TRUST DATED 10/12/2004 EUGENE E. SHIRLEY AND ANNA GRACE SHIRLEY, TRUSTEES" and further stated that "the beneficiaries of which are the Grantors, all rights, title and interest in and to the following described real property in the County of Shelby, State of Alabama..."

There was a scrivener's error in the Deed in that it contained a typographical error in the designation of the name of the Trust. The Deed should have listed the name of the Trust as "THE

EUGENE E. SHIRLEY REVOCABLE LIVING TRUST DATED OCTOBER 12, 2004,” not “THE EUGENE E. SHIRLEY AND ANNA GRACE SHIRLEY REVOCABLE LIVING TRUST DATED OCTOBER 12, 2004”.

This Affidavit is being given and recorded to establish and clarify the Grantee under the Deed by restating the granting clause as follows:


“hereby quit claims to:

THE EUGENE E. SHIRLEY REVOCABLE LIVING TRUST DATED OCTOBER 12, 2004, EUGENE E. SHIRLEY, TRUSTEE,

the Trustor of which is Eugene E. Shirley, all rights, title and interests in and to the following described real property in the County of Shelby, State of Alabama, described as:

WALTERS COVE 1ST SEC LOT 18 BK5 PG 22 SEC 23 T21S R1E.”


IN WITNESS WHEREOF, I have hereunto set my hand and seal this 9th day of November, 2012.


LARELL BALDWIN

Sworn to and subscribed before me this 9 day of November, 2012.

SEE ATTACHED CERTIFICATE

Notary Public


20121113000434720 2/6 \$27.00
Shelby Cnty Judge of Probate, AL
11/13/2012 01:48:21 PM FILED/CERT

This document has been prepared by:
Heritage Living Trust a/k/a Heritage Trust
4113 Scotts Valley Drive, Suite 205
Scotts Valley, CA 95066

CALIFORNIA JURAT WITH AFFIANT STATEMENT

- ☒ See Attached Document (Notary to cross out lines 1-6 below)
☐ See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)

[Signature]

Signature of Document Signer No. 1

[Signature]

Signature of Document Signer No. 2 (if any)

State of California

County of Santa Cruz

Subscribed and sworn to (or affirmed) before me on this

9th day of November, 2012, by

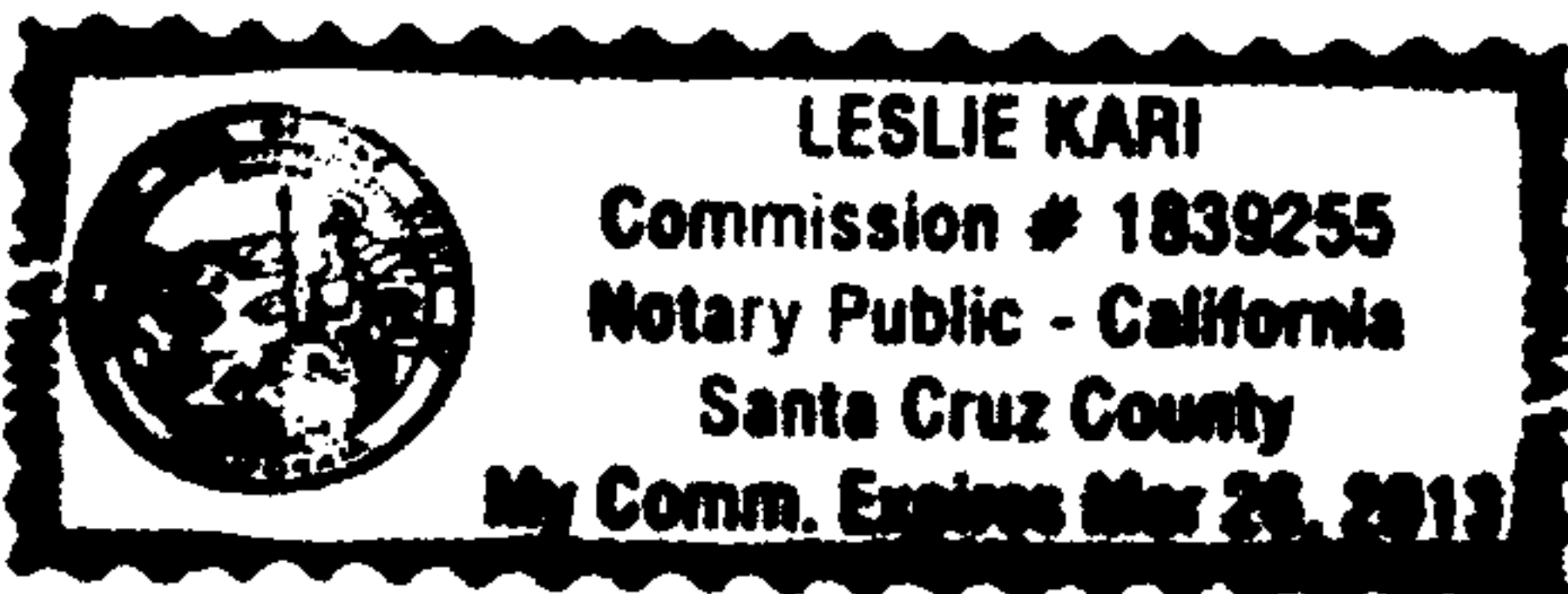
(1) Larell Baldwin,
Name of Signer

proved to me on the basis of satisfactory evidence
to be the person who appeared before me (.) ~~X~~

(2) / (and) /
Name of Signer

proved to me on the basis of satisfactory evidence
to be the person who appeared before me.)

Signature Leslie Kari
Signature of Notary Public



Place Notary Seal Above

OPTIONAL

*Though the information below is not required by law, it may prove
valuable to persons relying on the document and could prevent
fraudulent removal and reattachment of this form to another document.*

Further Description of Any Attached Document

Title or Type of Document: Scrivener's Affidavit

Document Date: 11-9-12 Number of Pages: 2

Signer(s) Other Than Named Above: N/A

RIGHT THUMBPRINT OF SIGNER #1
Top of thumb here

RIGHT THUMBPRINT OF SIGNER #2
Top of thumb here



Exhibit A

20041015000569840 Pg 1/3 27.00
Shelby Cnty Judge of Probate AL
10/15/2004 10:16:00 FILED/CERTIFIED

Heritage Trust
P.O. Box 66972
Scotts Valley, CA 95067
(408) 438-5047

Recording requested by and
when recorded return to and
MAIL TAX STATEMENTS TO:

Eugene E. Shirley and Anna Grace Shirley
355 Hwy 416
Wilsonville, AL 35186

Quit Claim Deed

The undersigned declares that the documentary transfer tax is -0-.
Exempt: not a sale, transfer to trustees. This transfer is being made to effectuate an estate plan.

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

Eugene E. Shirley and Anna Grace Shirley
355 Hwy 416
Wilsonville, AL 35186

hereby quit claims to:

Quit Claim Deed Page 1 of 3

This Quit Claim Deed does not constitute the rendering of legal advice or services. This product is intended for information use only and is not a substitute for legal advice. State laws vary, so consult an attorney on all legal matters. This product was not necessarily prepared by a person licensed to practice law in your state.

20121113000434720 4/6 \$27.00
Shelby Cnty Judge of Probate, AL
11/13/2012 01:48:21 PM FILED/CERT

The Eugene E. Shirley and Anna Grace Shirley Revocable Living Trust

Dated 10-12, 2004

Eugene E. Shirley and Anna Grace Shirley, Trustees

the beneficiaries of which are the Grantors, all rights, titles and interests in and to the following described real property in the County of **Shelby**, State of **Alabama**, described as:


WALTERS COVE 1ST SEC LOT 18 BK5 PG 22 SEC 23 T21S R1E

Eugene E. Shirley
Eugene E. Shirley

Anna Grace Shirley
Anna Grace Shirley

Sarah Jo Richards 10-12-04
Witness

Evelyn M. Mason 10-12-04
Witness


20121113000434720 5/6 \$27.00
Shelby Cnty Judge of Probate, AL
11/13/2012 01:48:21 PM FILED/CERT

State of Alabama

County of Shelby

On Oct 12 2004 before me, Robert J JARVIS Notary Public
DATE NAME, TITLE OF OFFICER - E.G., "JANE DOE", NOTARY PUBLIC

personally appeared Eugene E Shirley and Anna Grace Shirley,
NAME(S)

☒ personally known to me - OR - ☐ proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or the entity upon behalf of which the person(s) acted, executed the instrument.

Witness my hand and official seal.

[Signature]
SIGNATURE OF NOTARY

My Commission Expires _____ MY COMMISSION EXPIRES
APRIL 1 2006

20121113000434720 6/6 \$27.00
Shelby Cnty Judge of Probate, AL
11/13/2012 01:48:21 PM FILED/CERT

Quit Claim Deed Page 3 of 3

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