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Shelby Cnty Judge of Probate, AL  
03/28/2013 02:28:41 PM FILED/CERT

**SCRIVENER'S AFFIDAVIT**

STATE OF ALABAMA )  
SHELBY COUNTY, ALABAMA )

Before me, the undersigned authority in and for said County and State, personally appeared Rick Battaglia who is known to me and who being first by me duly sworn, deposes and says as follows:

My name is Rick Battaglia, and I am attorney duly licensed to practice law in the State of Alabama. The Warranty Deed from The Secretary of Housing & Urban Development to Brian Houston Waldrop, dated July 1, 2011 and recorded on July 7, 2011, in the office of the Judge of Probate of Shelby County in Instrument 20110707000196540; the Mortgage from Brian Houston Waldrop, to First Bank, dated July 1, 2011 and recorded on July 7, 2011, in the office of the Judge of Probate of Shelby County in Instrument 20110707000196550 were prepared by an employee of my law firm under my direction and supervision. In the legal descriptions of the above referenced instruments a typographical error was made.

The Correct Legal Description should read as follows:

Parcel II

A parcel of land situated in the Southeast ¼ of the Northwest ¼ of Section 12, Township 21 South, Range 1 East, more particularly described as follows:

Commence along the East ¼ - ¼ line, having a reference bearing of North 0 degrees 13 minutes 37 seconds West, at the Southeast corner of the ¼ - ¼ and run South 87 degrees 01 minute 01 second West for 632.82 feet; thence run North 17 degrees 57 minutes 40 seconds East for 766.36 feet; thence run North 85 degrees 07 minutes 21 second West for 714.25 feet to the Easterly Right of Way of Shelby County Highway #61; thence run North 17 degrees 41 minutes 32 seconds East along said Right of Way for 174.39 feet; thence run South 72 degrees 18 minutes 28 seconds for 108.34 feet; thence run North 17 degrees 41 minutes 41 seconds East for 54.79 feet to the point of Beginning; thence continue along the last described course for 229.37 feet; thence run North 72 degrees 48 minutes 25 seconds West for 108.36 feet to the Easterly Right of Way of Shelby County Highway #61; thence run South 17 degrees 41 minutes 32 seconds West along said right of way for 183.22 feet; thence run North 72 degrees 18 minutes 28 seconds West for 10.0 feet; thence run South 17 degrees 41 minutes 32 seconds West along said right of way for 41.87 feet; thence run South 70 degrees 41 minutes 28 seconds East for 118.39 feet to the Point of Beginning.

Parcel III

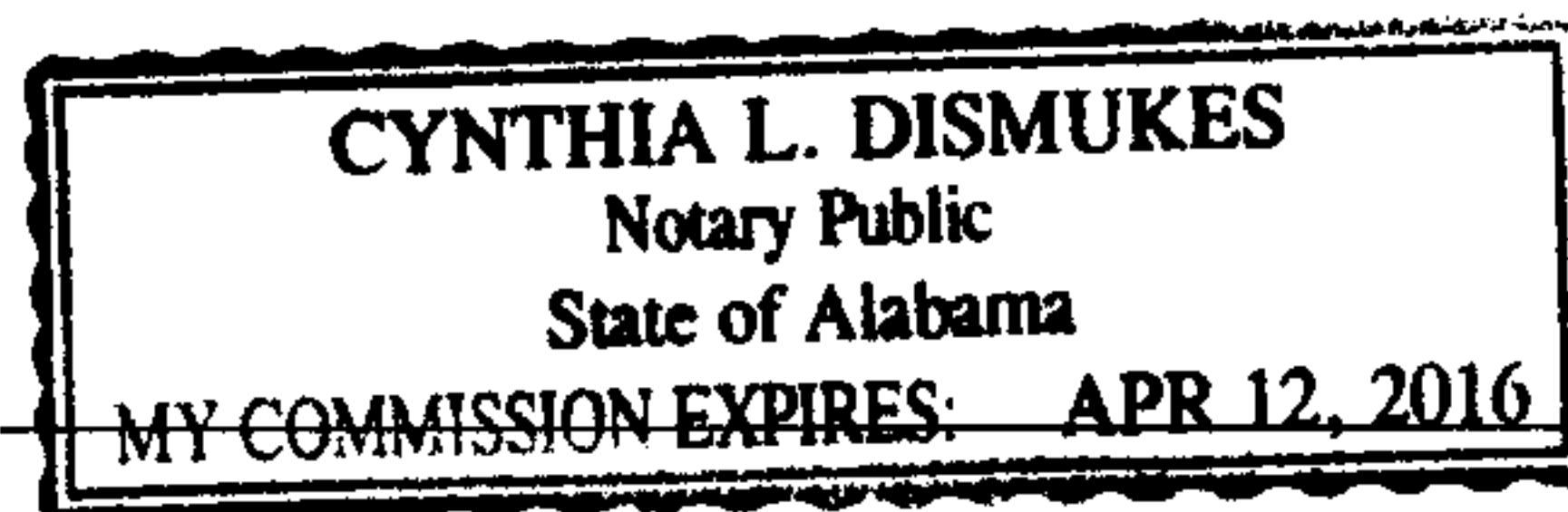
A parcel of land situated in the Southeast ¼ of the Northwest ¼ of Section 12, Township 21 South Range 1 East, more particularly described as follows: Commence along the East ¼ - ¼ line having a reference bearing North 0 degrees 13 minutes 37 seconds West at the Southeast corner of the Southeast ¼ of the Northwest ¼ of Section 12, Township 21 South, Range 1 East and run thence South 87 degrees 01 minutes, 01 second West for 632.82 feet; thence run North 17 degrees 57 Minutes 40 seconds East for 766.36 feet; thence run North 85 degrees 07 minutes 21 seconds West for 714.25 feet to the Easterly Right of Way of Shelby County Highway #61; thence run North for 17 degrees 41 minutes 32 seconds East along said Right of Way for 174.39 feet; thence run South 72 degrees 18 minutes 28 seconds East for 108.34 feet; thence run North 17 degrees 41 minutes 41 seconds East for 54.79 feet to the Point of Beginning; thence continue along the last described course for 656.71 feet; thence run South 74 degrees 18 minutes 05 seconds East for 390.59 feet; thence run South 8 degrees 53 minutes 44 seconds West for 568.41 feet; thence run North 85 degrees 07 minutes 21 seconds West for 489.50 feet to the Point of Beginning

**FURTHER AFFIANT SAITH NOT.**

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Affiant: Rick Battaglia

Sworn to and subscribed before me on this 12<sup>th</sup> day of April, 2005.

NOTARY PUBLIC



SEAL

My commission expires: