

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA
COUNTY OF JEFFERSON

Before me the undersigned a Notary Public in and for said County and State, personally appeared Wendy Hardegree Davis, who having been duly sworn, doth depose and state as follows:

1. I am Wendy Hardegree Davis, an attorney practicing law in the State of Alabama.
2. In March of 2012, my office prepared a Warranty Deed (hereinafter "Deed").
3. The Deed was from Bible Book and Gift Shop, Inc. (also known as The Bible Book & Gift Shop, Inc.), an Alabama corporation (as Grantor) to Richard L. Imms (as Grantee), and is recorded in Instrument No. 20120308000081370 in the Office of the Judge of Probate of Shelby County, Alabama.
4. In March of 2012, my office prepared a Mortgage, Assignment of Rents and Leases and Security Agreement (hereinafter "Mortgage").
5. The Mortgage was from Richard L. Imms, (as Mortgagor) to BancorpSouth (also known as BancorpSouth Bank) (as Mortgagee), and is recorded in Instrument No. 20120308000081380 in the Office of the Judge of Probate of Shelby County, Alabama.
6. The legal description contained in the Deed and the Mortgage contains a scrivener's error in that it fails to recite Block 3.
7. The correct description of the property that should have been referred to in the Mortgage (and the documents executed in connection therewith) is the following (hereinafter "Correct Legal"):

PARCEL I:

A parcel of land situated in the NW 1/4 - SE 1/4 of Section 15, Township 20 South, Range 3 West and is known as Lots 5 & 6, Block 3 according to the survey of Mullins Eastside Addition to Helena, as recorded in Map Book 4, page 25, in the Probate Office of Shelby County, Alabama, being more particularly described as follows:

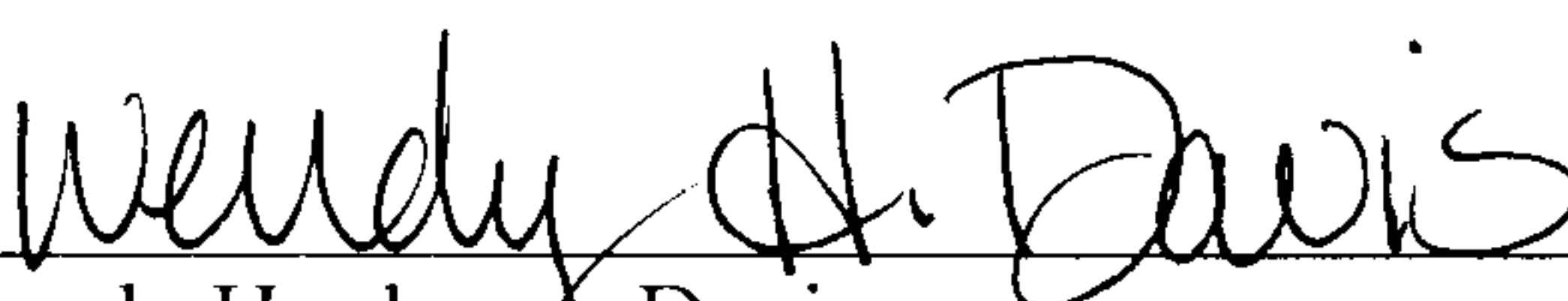
Begin at the SW corner of the NW 1/4 of the SE 1/4 of said Section 15; thence North 82°28'11" East along the South boundary line of said Lots 5 and 6, Block 3, a distance of 251.17 feet; thence North 15°56'50" West along the East boundary line of said Lot 6 a distance of 265.14 feet to a point lying on the Southerly ROW line of Elm Street (50' ROW); thence South 81°12'32" West along said ROW line, a distance of 223.97 feet; thence leaving said ROW line, South 10°06'23" East along the West boundary line of said Lot 5, a distance of 256.55 feet (meas), 257.2 feet (map to the Point of Beginning.

PARCEL II:

A parcel of land situated in the NW 1/4 - SE 1/4 of Section 15, Township 20 South, Range 3 West, and is known as Lots 7 and 8, Block 3 and a 30 foot wide un-named strip of land lying West of said Lots 7 and 8, Block 3 according to the survey of Mullins Eastside Addition to Helena as recorded in Map Book 4, page 25, in the Probate Office of Shelby County, Alabama, being more particularly described as follows:

Commence at the SW corner of the NW 1/4 - SE 1/4 of said Section 15; thence North 82°28'11" East along the South boundary line of Lots 5 and 6, Block 3 of said Mullins Subdivision, a distance of 251.17 feet to the Point of Beginning; thence continue along last described course for a distance of 140.33 feet; thence North 17°07'19" West along the East boundary line of said Lots 7 and 8, a distance of 267.93 feet to a point lying on the Southerly ROW line of Elm Street (50' ROW); thence South 81°12'32" West along said ROW line, a distance of 134.51 feet to its point of intersection with the Westerly boundary line of aforesaid 30 foot wide un-named strip of land; thence South 15°56'50" West and along said Westerly boundary line, a distance of 265.14 feet to the Point of Beginning.


8. This Correct Legal is the property described in the Deed wherein the Mortgagor obtained title to the property.
9. Due to a scrivener's error, the Correct Legal was not included in the Deed or the Mortgage, and this affidavit is being filed for the purposes of amending the Deed and the Mortgage to correct this scrivener's error and include therein the Correct Legal for the property incorrectly described therein.


Wendy Hardegree Davis

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Wendy Hardegree Davis, 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 this instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this the 14th day of April, 2014.


NOTARY PUBLIC
My Commission Expires: 2-4-18

