20141203000379810 1/2 \$17.00 Shelby Cnty Judge of Probate, AL 12/03/2014 11:45:44 AM FILED/CERT

STATE OF ALABAMA COUNTY OF SHELBY

## SCRIVENER'S AFFIDAVIT

Personally appeared before the undersigned, a Notary Public in and for Jefferson County, State of Alabama, authorized and empowered to take and administer oaths, Daniel H. Markstein, III (the "Affiant"), personally known to me, who, after being duly sworn, deposes and says that:

- 1. The Affiant is *sui juris*, acting under no compunction or disability, and is now, and was at all times pertinent to this Affidavit, a member in good standing of the bar of the State of Alabama, practicing in the City of Birmingham, County of Jefferson.
- 2. I am the attorney who prepared that certain Warranty Deed recorded as Instrument No. 1993-41712 in the Office of the Judge of Probate of Shelby County, Alabama on or about December 28, 1993 (the "Deed"). Capitalized terms not otherwise defined herein shall have the same meanings assigned to them in the Deed.
- 3. The Deed contains an inadvertent scrivener's error in that it failed to state the marital status of the Grantors. The Grantors, Gregory V. Hickman and Karen W. Hickman, at the time of the signing of the Deed, were husband and wife; therefore, the names of the Grantors should read as "GREGORY V. HICKMAN and wife, KAREN W. HICKMAN."
- 4. This Affidavit is given for the purpose of correcting this scrivener's error and is to be filed for record in the office of the Judge of Probate of Shelby County, Alabama, as an amendment to and correction of the Deed as set forth above.

AFFIANT:

DANIEL H. MARKSTEIN, II

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STATE OF ALABAMA )
COUNTY OF JEFFERSON )

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Daniel H. Markstein, III, 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 said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this Way of November, 2014.

Notary Public

My Commission Expires: 1

[SEAL]

This instrument prepared by: Daniel H. Markstein, III, Esq. Maynard, Cooper & Gale, P.C. 2400 Regions Harbert Plaza 1901 Sixth Avenue North Birmingham, Alabama 35203 (205) 254-1000