

Grantor: **Reese Eddie Ervin, Jr. as Personal Representative of the Estate of Dorothy Dean Ervin, deceased Probate Case No. PR-2020-000794, Reese Eddie Ervin, Jr., a(n) \_\_ married man, Dave S. Ervin, a(n) \_\_ married man, and Joann Ervin, a(n) \_\_ married woman**

Grantee: Empire Homes, LLC

Instrument No: 20210108000014450

## SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA )  
COUNTY OF SHELBY )

Before me the undersigned notary public, personally appeared Justin N. Smitherman, who, after being sworn, deposes and says as follows:

My name is Justin N. Smitherman; I am over the age of nineteen (19) years and have personal knowledge of the facts set out herein.

I am a member in good standing with the Alabama State Bar. In my capacity as an attorney at law, I had prepared at my direction and under my supervision, that certain warranty deed that **Reese Eddie Ervin, Jr. as Personal Representative of the Estate of Dorothy Dean Ervin, deceased Probate Case No. PR-2020-000794, Reese Eddie Ervin, Jr., a(n) \_\_ married man, Dave S. Ervin, a(n) \_\_ married man, and Joann Ervin, a(n) \_\_ married woman**, executed in favor of Empire Homes, LLC, an Alabama Limited Liability Company, and said deed was subsequently recorded in Instrument No: 20210108000014450 in the Office of the Judge of Probate of Shelby County, Alabama.

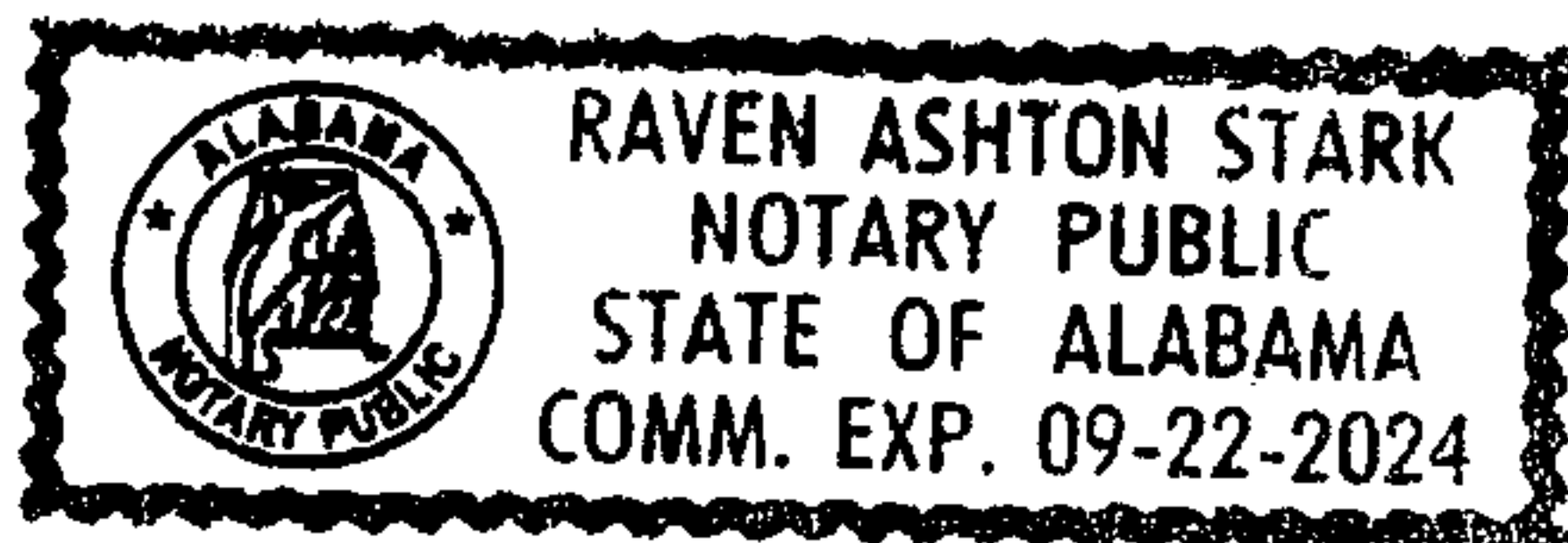
That certain legal description included on the above referenced instrument was incorrect. Please see Attached Exhibit A for correct legal description for the deed.

Further affiant saith not.

In witness thereof, the undersigned has caused this affidavit to be executed on this the 19 day of January, 2021.

Justin N. Smitherman

Sworn to and subscribed before me on this the 19<sup>th</sup> day of January, 2021.



R. Ashton Stark  
Notary Public

My Commission Expires: 9/22/24

NOTE TO PROBATE COURT: Please index under the names of the Grantor and Grantee.

**EXHIBIT "A"**  
**Property Description**

**Closing Date:** January 8, 2021  
**Buyer(s):** Empire Homes, LLC  
**Property Address:** 0 and 00 Eddings Lane, Montevallo, AL 35115

**PROPERTY DESCRIPTION:**

**Parcel I:**

Commence at the Northwest corner of the Northeast quarter of the Northwest quarter of said Section and run South along the West boundary of the Northeast quarter of the Northwest quarter of said Section for a distance of 487.64 feet; thence turn an angle of 89 degrees 10 minutes to the left and run East for a distance of 1799.04 feet to the point of beginning; thence continue along the last described line for a distance of 132.46 feet to the West right of way of Alabama Highway No. 119; thence turn an angle of 79 degrees 23 minutes to other left and run Northeasterly along said right of way for a distance of 171.05 feet to the beginning point of a curve, concave to the Southwest and having an interior angle of 80 degrees 21 minutes and a radius of 15.0 feet; thence run Northeasterly, Northerly Northwesterly and Westerly along said curve for an arc length of 21.03 feet to the ending point of said curve; thence run Westerly along the tangent of said curve for a distance of 148.74 feet; thence turn an angle of 90 degrees 58 minutes to the left and run South for a distance of 183.36 feet to the Point of Beginning.

**Parcel II:**

Commence at the Northwest corner of the Northeast quarter of the Northwest quarter of said Section and run East along the North boundary of said Section for a distance of 1807.10 feet to the Point of Beginning; thence continue along the last described line for a distance of 222.00 feet to the West right of way of Alabama Highway No. 119; thence turn an angle of 101 degrees 30 minutes to the right and run Southwesterly along said right of way for a distance of 154.07 feet to the beginning point of a curve, concave to the Northwest and having an interior angle of 100 degrees 28 minutes and a radius of 25.0 feet; thence run Southwesterly and Westerly along said curve for an arc distance of 43.48 feet to the ending point of said curve; thence run Westerly along the tangent of said curve for a distance of 149.17 feet; thence turn an angle of 89 degrees 02 minutes to the right and run Northerly for a distance of 183.36 feet to the Point of Beginning. Situated in Shelby County, Alabama.



Filed and Recorded  
Official Public Records  
Judge of Probate, Shelby County Alabama, County  
Clerk  
Shelby County, AL  
01/20/2021 12:07:36 PM  
\$29.00 CHERRY  
20210120000031120

*Allen S. Bayl*

PROPERTY DESCRIPTION