

SCRIVENER'S AFFIDAVIT

Before me, the undersigned Notary Public, personally appeared Brian P. Cain, who, being known to me, and who being by me first duly sworn, deposes under oath and says as follows:

1. 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 Georgia, practicing in the County of Cobb.


2. On July 25, 2022, a Declaration of Easements, Covenants, Conditions and Restrictions (the "Declaration") was prepared by the undersigned for which the undersigned has knowledge of the facts thereto, which Declaration affects certain real property owned by Branch Inverness Associates, LP, a Delaware limited liability company ("Branch"), and was recorded in the public records of Shelby County, Alabama, as Instrument No. 20220725000289280.

3. Through a scrivener's error, Section 6.9 of the Declaration incorrectly stated the requirements for the Declaration to be modified, rescinded or amended, which should have been stated as follows:

6.9 Amendments. The provisions of this Declaration may be modified, rescinded or amended in whole or in part by execution of an amendment executed by the Owner of the Outparcel and the Owner of the Shopping Center, which amendment is duly recorded in the public records of Shelby County, Alabama.

4. This Affidavit is given for the purpose of correcting the scrivener's error and is to be filed of record in the public records of Shelby County, Alabama, as an amendment to and correction of said Deed.

IN WITNESS WHEREOF, I have set my hand and seal this 11th day of August, 2023.

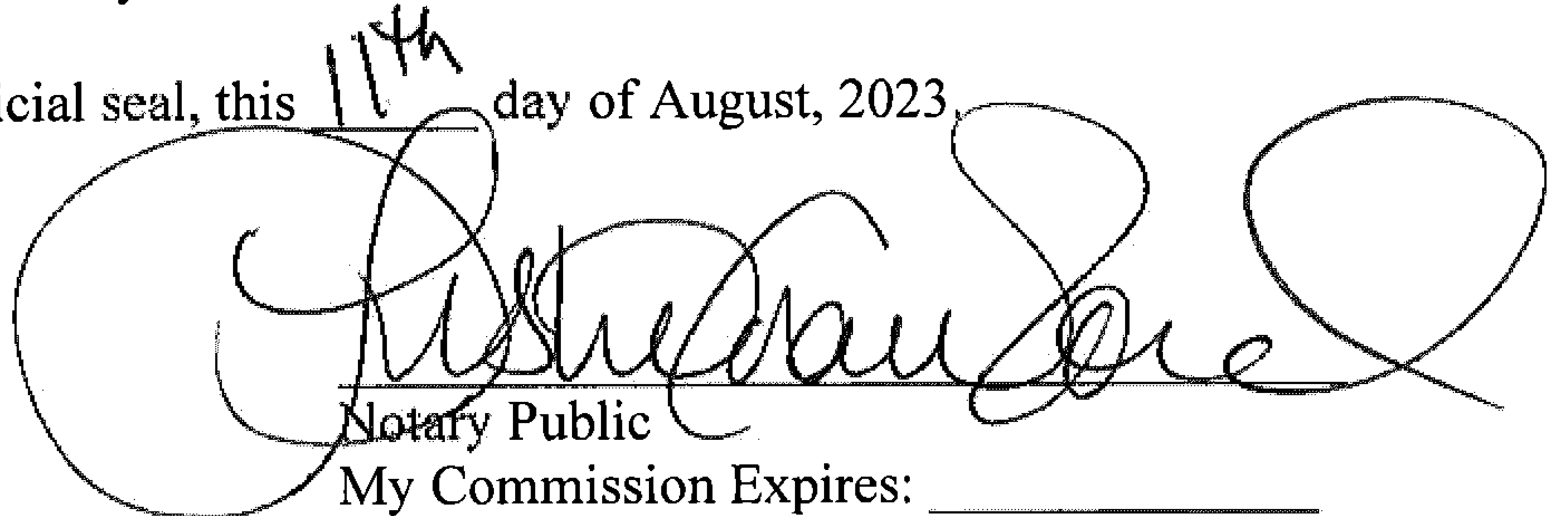


Brian P. Cain

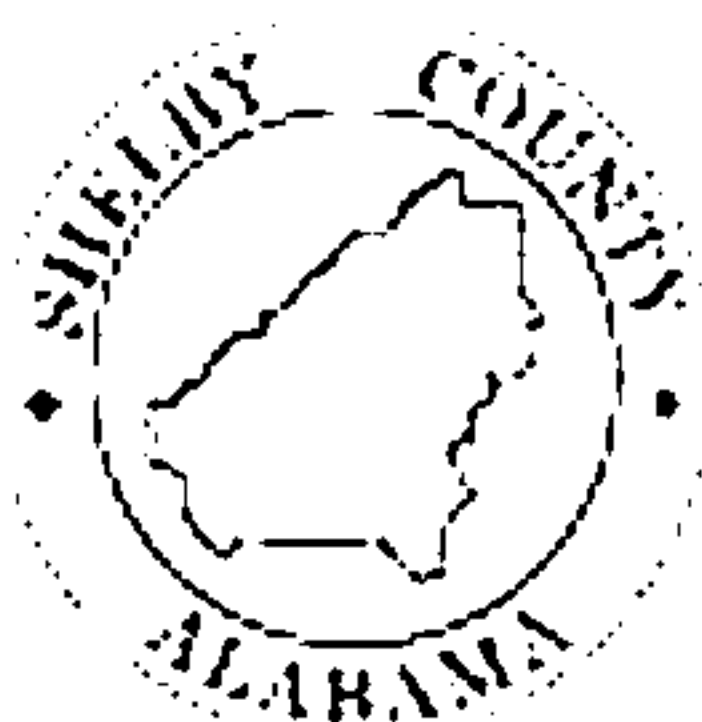
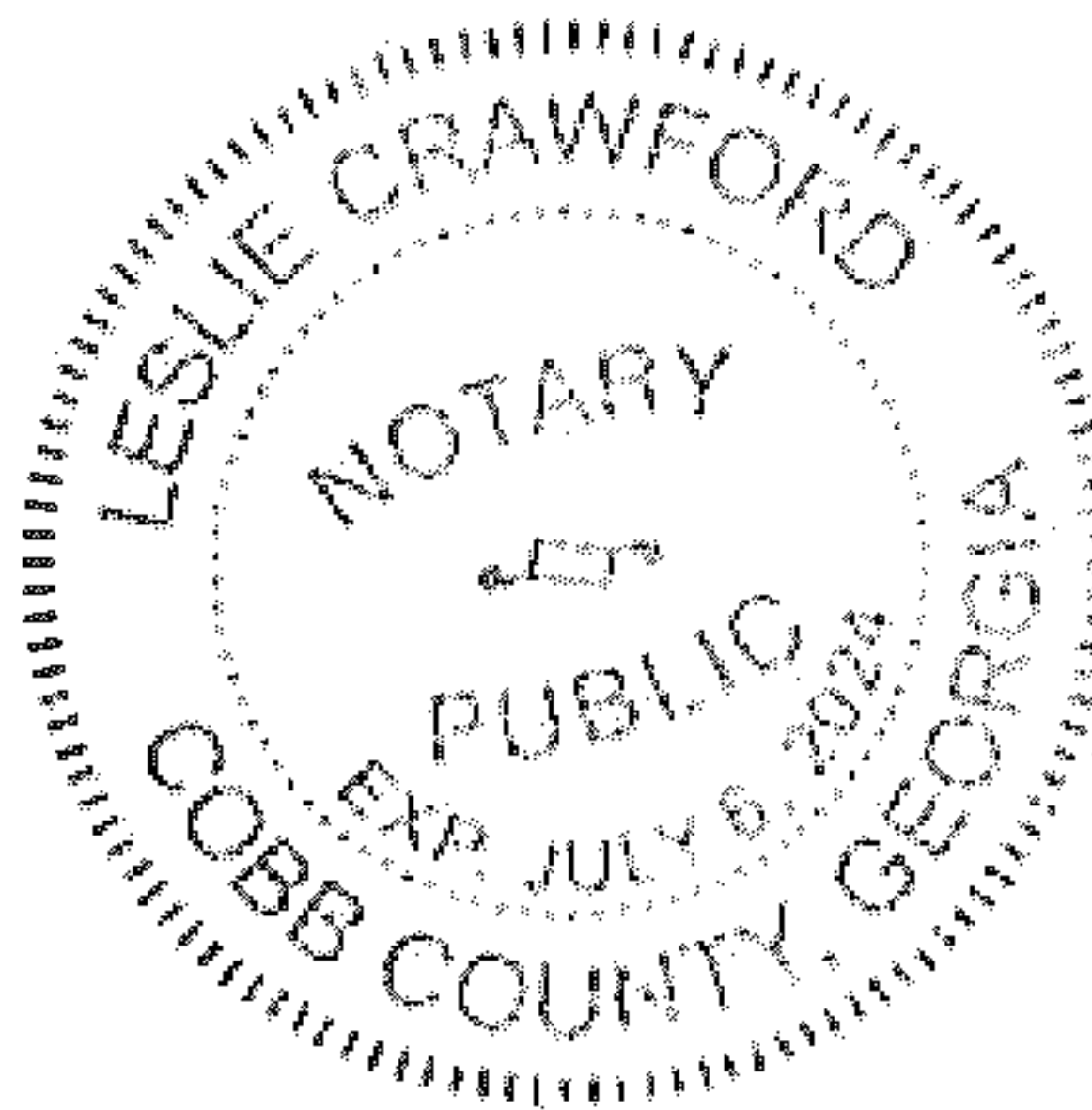
STATE OF GEORGIA
COBB COUNTY

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Brian P. Cain, 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 11th day of August, 2023,


Notary Public
My Commission Expires: _____
[SEAL]

This instrument prepared by:
Brian P. Cain, Esq.
Holt Ney Zatcoff & Wasserman, LLP
100 Galleria Parkway
Suite 1800
Atlanta, Georgia 30339



Filed and Recorded
Official Public Records
Judge of Probate, Shelby County Alabama, County
Clerk
Shelby County, AL
08/11/2023 11:37:15 AM
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Allen S. Bayl