

STATE OF ALABAMA )

SHELBY COUNTY)

### AFFIDAVIT OF CORRECTION

**BEFORE ME**, a Notary Public in and for the County of Jefferson, State of Alabama, personally appeared K. Mark Parnell, who is known to me and being by me first duly sworn, deposes and says:

1. My name is K. Mark Parnell and I am an attorney for The Water Works and Sewer Board of the City of Birmingham. I am over twenty-one (21) years of age and I am a resident citizen of the State of Alabama. I have personal knowledge of the matters set forth in this affidavit.

2. On February 26, 2009, I caused the recording of a Certificate of Amendment to Certificate of Amendment and Restatement of Certificate of Incorporation of The Water Works and Sewer Board of the City of Birmingham. This Certificate was filed for record with the Judge of Probate for Shelby County, Alabama at Instrument No. 20060226000069120.

3. The above mentioned Certificate contained the following typographical error in Article I, 1.01:

The name of the corporation shall be The Water Work Board of the City  
of Birmingham.

4. Subsequent to the filing of this Affidavit, the Certificate of Amendment to Certificate of Amendment and Restatement of Certificate of Incorporation of The Water Works and Sewer Board of the City of Birmingham will be re-filed for record with the Judge of Probate

for Shelby County, Alabama reflecting the correction to Article I, 1.01, which will be: The name of the corporation shall be The Water Works Board of the City of Birmingham.

K. Mark Parnell  
K. Mark Parnell, Affiant

Sworn to before me and subscribed in my presence this 5<sup>th</sup> day of MARCH, 2009.

W. Leticia Jones  
Notary Public  
My commission expires: 5-14-2011