

STATE OF ALABAMA )

JEFFERSON COUNTY )

### SCRIVENER'S AFFIDAVIT

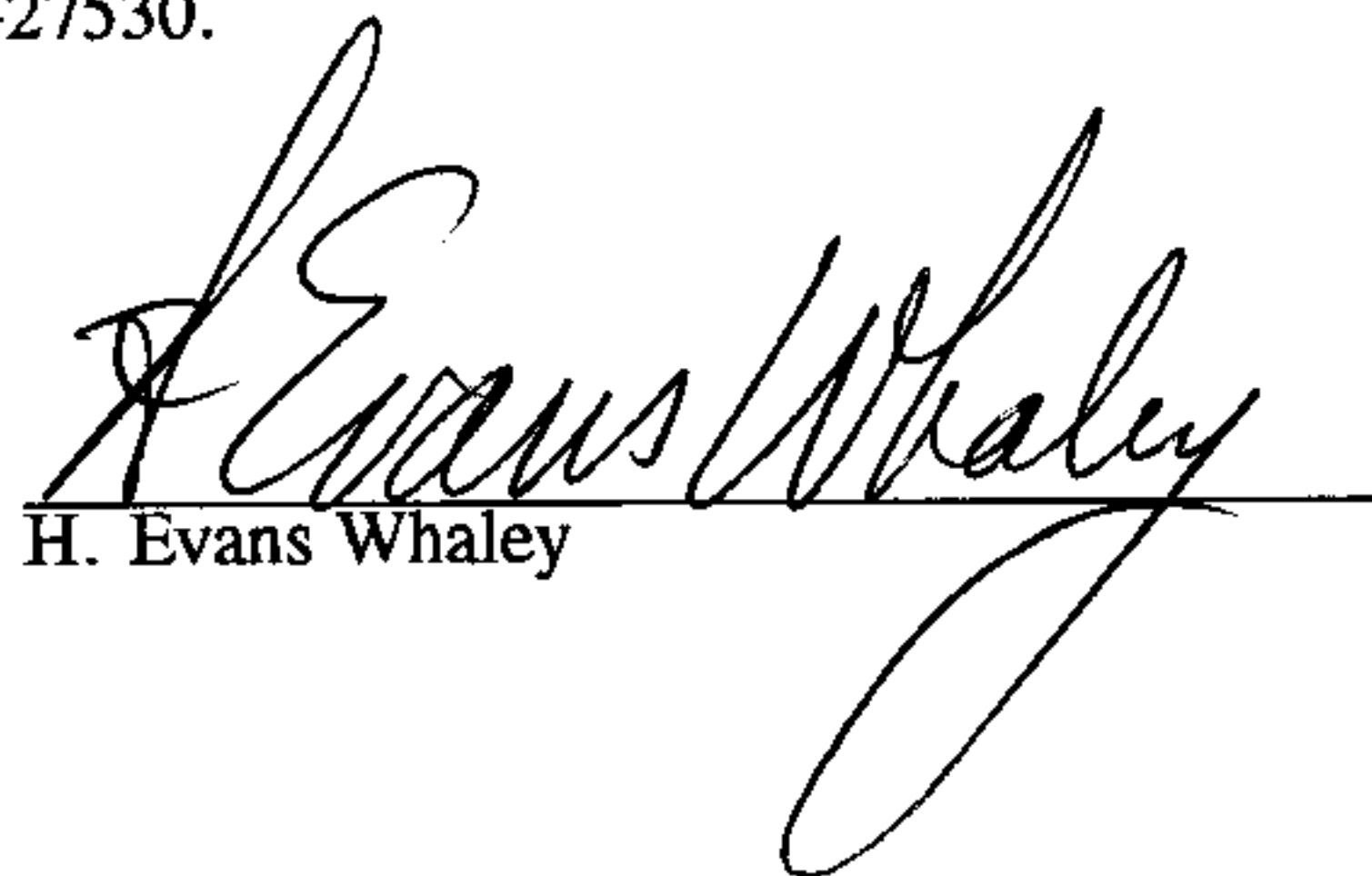
Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared H. Evans Whaley, who being first duly sworn, deposes and says as follows:

That on August 17, 1993, he closed a loan in which Richard K. Wilker and wife, Marcella R. Wilker conveyed certain real property to Jerry McNeil and wife, Susannah N. McNeil situated in Shelby County, Alabama, and they obtained a first mortgage loan from Central Bank of The South.

That a scrivener's error was made on the Warranty Deed on August 17, 1993, in that the acknowledgment notes Susannah H. McNeil as the wife of Richard K. Wilker as opposed to the true and correct wife Marcella R. Wilker. The acknowledgment should have shown Marcella R. Wilker as his wife.

This affidavit is given to clarify the scrivener's error in the aforesaid deed recorded on September 9, 1993 in Instrument number 1993-27530.

Done this 28th day of September, 1993.

  
H. Evans Whaley

Sworn and subscribed before me  
this 28th day of September, 1993

  
Notary Public

NOTARY PUBLIC, STATE OF ALABAMA AT LARGE.  
COMMISSION EXPIRES: AUG. 12, 1995.  
BONDED THRU WESTERN SURETY CO.

This instrument was prepared by  
H. Evans Whaley, Attorney  
Whaley & Grimes, P.C.  
244 West Valley Avenue, Suite 200-A  
Birmingham, AL 35209

Inst # 1993-37798

11/29/1993-37798  
02:04 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 8.50