

STATE OF ALABAMA     )  
                                      )  
SHELBY COUNTY         )

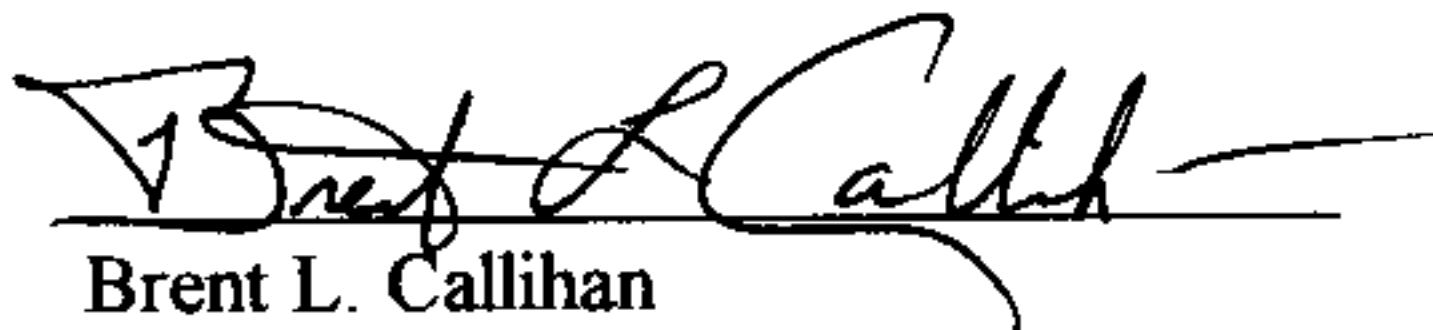
**SCRIVENER'S AFFIDAVIT**

COMES NOW the undersigned, after being duly sworn, to depose and state the following:


My name is Brent L. Callihan. I was the attorney who prepared the Warranty Deed conveying a certain parcel of real property from Ruby May Brogden Ross to Clyde and Linda Massey, recorded in Instrument 1997-10943. The following recital was omitted from said Warranty Deed:

**Ruby May Brogden Ross is the surviving grantee of the deed recorded in Deed Book 242, Page 853 in the Probate Office of Shelby County, Alabama; the other grantee, Andy Ross having died on or about the 24<sup>th</sup> day of November, 1977.**

The purpose of this affidavit is to induce Cahaba Title, Inc., to issue their title policy under Binder Number 108549.

  
Brent L. Callihan

Sworn to and subscribed before me on this the 2 day of Feb, 1998

  
Notary Public  
My Commission Expires: July 31 2001

Inst # 1998-03253

02/02/1998-03253  
10:52 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 NCD 8.50

Inst # 1998-03253