

THE STATE OF ALABAMA)
COUNTY OF SHELBY)

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared Richard W. Theibert, Esquire, who being duly sworn deposes and says as follows:

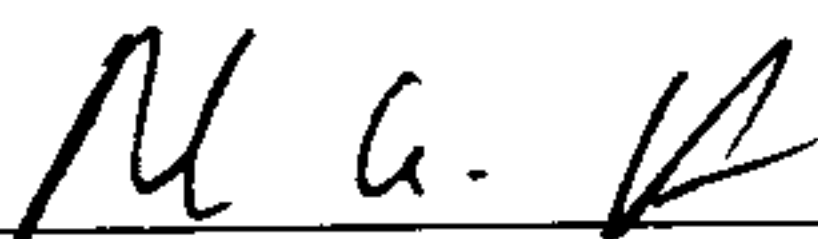
My name is Richard W. Theibert, Esquire and I was the closing attorney at the sale of the property from Eustace E. Bishop, Jr., Lawrence Newton, III and Dow T. Huskey to Generic Properties, L.L.C.

The undersigned has examined the Deed recorded in Instrument #1998-21744 and finds that at the time the deed was prepared, the marital statuses of the Grantors were inadvertently omitted from the same.

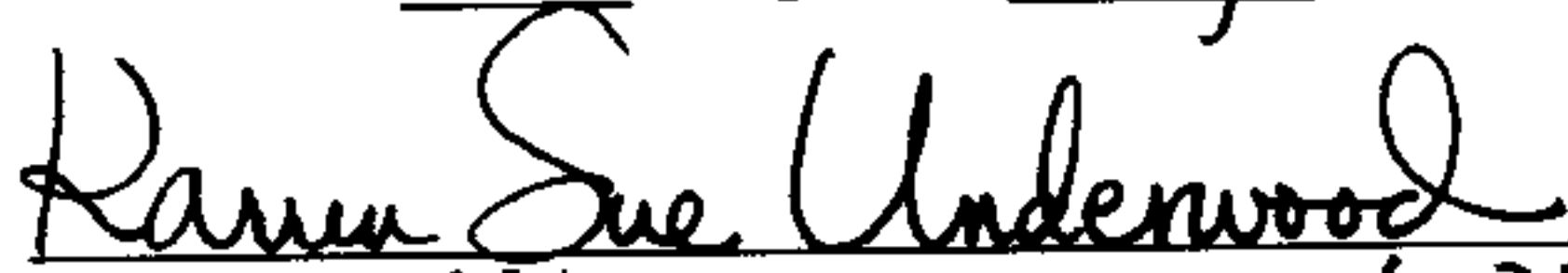
From this date forward, let the records reflect that Eustace E. Bishop, Jr., Lawrence Newton, III and Dow T. Huskey were all married at the time of execution of said deed recorded in Instrument #1998-21744 and the property conveyed therein was not the homestead of either of the Grantors or their spouses.

This Affidavit is made for the purpose of duly acknowledging the scrivener's error in the drafting of said deed filed in the Office of the Judge of Probate of Shelby County, Alabama in Instrument #1998-21744 and also to induce Chicago Title Insurance Company to issue its title insurance policy to said mortgagee covering said mortgage.

FURTHER, Affiant saith not.


Richard W. Theibert

Sworn to and subscribed before me this 22nd day of May, 2000,
2000.


Notary Public *my comm. exp. 6-23-2001*

THIS INSTRUMENT WAS PREPARED BY: Richard W. Theibert, Attorney
Najjar Denaburg, P.C., 2125 Morris Avenue, Birmingham, AL 35203

05/26/2000-17305
10:46 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE

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Inst # 2000-17305