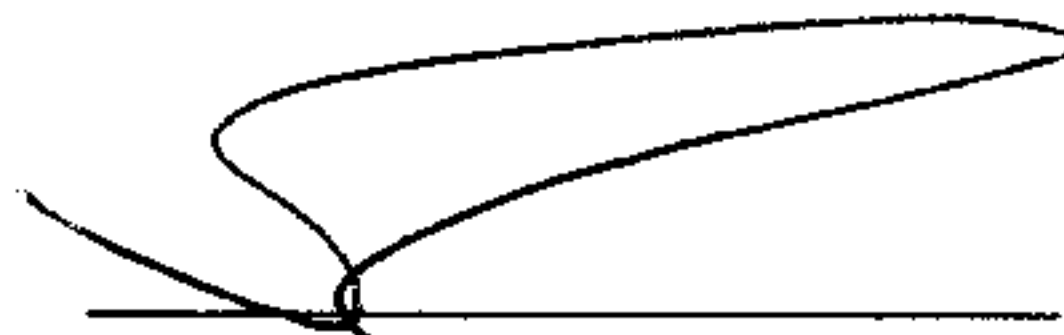


SCRIVENER'S AFFIDAVIT

Before me, the undersigned this day personally appeared, B. Christopher Battles, who after being duly sworn, deposes and says the following:

This scrivener's affidavit is to correct that certain deed from Royal Construction & Development Co., Inc. to H.P.H. Properties, dated April 21, 1998, recorded as Inst.# 1998-25737 and being re-recorded of Inst.# 1998-16195 in the Probate Office of SHELBY County, Alabama. Said deed has an error in that the legal shows page 38. All lots on said deed are on page 37. Said deed being prepared by Pinnacle Bank.

Further the affiant said not.


B. CHRISTOPHER BATTLES

ACKNOWLEDGMENT

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county, in said State, hereby certify that B. Christopher Battles, 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 this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 19th day of July, 2000.


NOTARY PUBLIC

My Commission Expires: 2-12-2003

file:2000 king, mari

Inst # 2000-26348

08/04/2000-26348
08:21 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 WMS 8.50