SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared B. Christopher Battles, who, afer being duly sworn by me, deposes and says:

Affiant prepared that certain mortgage from Michael R. Arnett, husband and wife and Sandra K. Arnett to Compass Bank dated February 28, 2001 and recorded in Instrument No. 2001-08731 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description contained an error. This Scrivener's Affidavit is executed by B. Christopher Battles, said scrivener as stated hereinabove and is given for the purpose of stating the correct legal description. The correct legal description should read as follows:

Lot 38, according to the Survey of Cambridge Pointe, First Sector, as recorded in Map Book 17, Page 59, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 12th day of April, 2001.

B. Christopher Battles

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 that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 12th day of April, 2001.

Notary Public

My Commission Expires: 02-26-05

Inst # 2001-15214

04/19/2001-15214 12:52 PM CERTIFIED SHELBY COUNTY JUDGE OF PROBATE