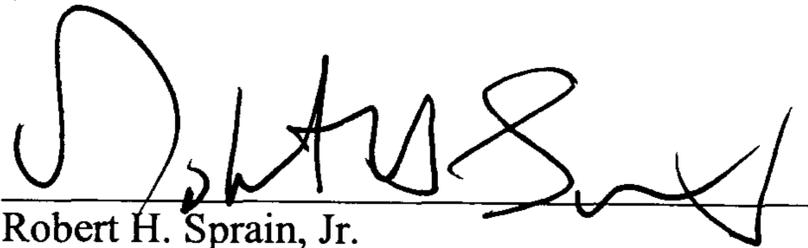


SCRIVENER'S AFFIDAVIT

COMES NOW, the undersigned, Robert H. Sprain, Jr., attorney, who is above the age of 19 years of age and has personal knowledge of the following facts:

1. On January 26, 2004, said attorney served as closing agent regarding the execution of certain real estate documents by Michael Paul Smith, an unmarried man, and in particular a mortgage executed on January 26, 2004 and recorded of record in the Office of the Judge of Probate, Shelby County, Alabama in Instrument Number 2004-54860.

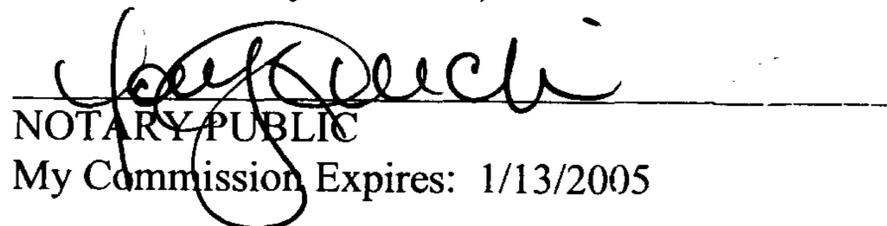
2. Said mortgage did not reflect the marital status of mortgagor, ~~Michael Paul Smith~~, an unmarried man. The Mortgagor is unmarried, and the mortgage should be amended to show Michael Paul Smith, an unmarried man.

  
Robert H. Sprain, Jr.

STATE OF ALABAMA     )  
COUNTY OF JEFFERSON )

On this the 15<sup>th</sup> day of March, 2004, I a Notary Public in and for said county and in said state, hereby certify that **Robert H. Sprain, Jr.**, whose name is signed to the foregoing document and who is known to me, acknowledged before me that, being informed of the contents of the foregoing document, he executed the same voluntarily and as his act on the day the same bears date.

Given under my hand and seal this the 15<sup>th</sup> day of March, 2004.

  
NOTARY PUBLIC  
My Commission Expires: 1/13/2005

THIS DOCUMENT PREPARED BY:  
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