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Shelby Cnty Judge of Probate, AL
11/04/2005 01:17:24PM FILED/CERT

STATE OF ALABAMA

COUNTY OF SHELBY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Clayton T. Sweeney, who after, being duly sworn by me, deposes and says:

Affiant prepared that certain Deed from Beacon Development Company, L.L.P. (Grantors) to HPH, L.L.C . (Grantee), dated August 8,2001 and recorded in Instrument #2001/33599 in the Probate Office of Jefferson County, Alabama. In preparing said Deed, the Sector in the legal description was typed incorrectly. This Scrivener's Affidavit is executed by Clayton T. Sweeney, said scrivener as stated hereinabove, and is given for the purpose correcting the Sector to read Sector III instead of Sector II.. The correct legal reads:

Lots 56, 58, 60, 81, 82, 84, & 85, according to the Survey of Savannah Pointe, Sector III, Phase II, as recorded in Map Book 27, Page 122, in the Probate office of Shelby County, Alabama.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 18th day of October 2005.

Clayton T. Sweeney

STATE OF ALABAMA

COUNTY OF JEFFERSON

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Clayton T. Sweeney , 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 18th day of October, 2005.

Notary Public

My commission expires: 4/29/06