

STATE OF ALABAMA)
JEFFERSON COUNTY)

SCRIVENER'S AFFIDAVIT

I, Alan C. Keith, Attorney, hereby acknowledge that I prepared a deed from Richard K. Tunstall and wife, Leigh A. Tunstall, to Kenneth K. McCreary and Jennifer E. McCrearyey on or about July 29, 2004. This deed was recorded in Instrument No. 2004-43669, in the Probate Office of Shelby County, Alabama. The address involved was 1012 Sandhurst Drive, Birmingham, Alabama, and the legal description of this deed was:

Lot 130, according to the Map of Highland Lakes, 14th Sector, an Eddleman Community, as recorded in Map Book 30, Page 74 A & B, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama. Together with nonexclusive easement to use private roadways. Common Area all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded in Instrument 1994-07111 and amended in Instrument 1996-17543 and amended in Instrument 1999-31095 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 14th Sector, recorded in Instrument No. 2002-539740, in the Probate Office of Shelby County, Alabama (which together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").

This legal was incorrect as the correct lot number should have been "1430". Therefore, the entire correct legal description is:

Lot 1430, according to the Map of Highland Lakes, 14th Sector, an Eddleman Community, as recorded in Map Book 30, Page 74 A & B, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama. Together with nonexclusive easement to use private roadways. Common Area all as more particularly described in the Declaration of Easements and Master Protective Covenants for Highland Lakes, a Residential Subdivision, recorded in Instrument 1994-07111 and amended in Instrument 1996-17543 and amended in Instrument 1999-31095 in the Probate Office of Shelby County, Alabama, and the Declaration of Covenants, Conditions and Restrictions for Highland Lakes, a Residential Subdivision, 14th Sector, recorded in Instrument No. 2002-539740, in the Probate Office of Shelby County, Alabama (which together with all amendments thereto, is hereinafter collectively referred to as, the "Declaration").

Dated: November 13, 2006

Alan C. Keith, Attorney

STATE OF ALABAMA JEFFERSON COUNTY

Sworn to and subscribed before me this November 13, 2006.

Notary Public

My Commission Expires: 11-30-07

Alam Keith