

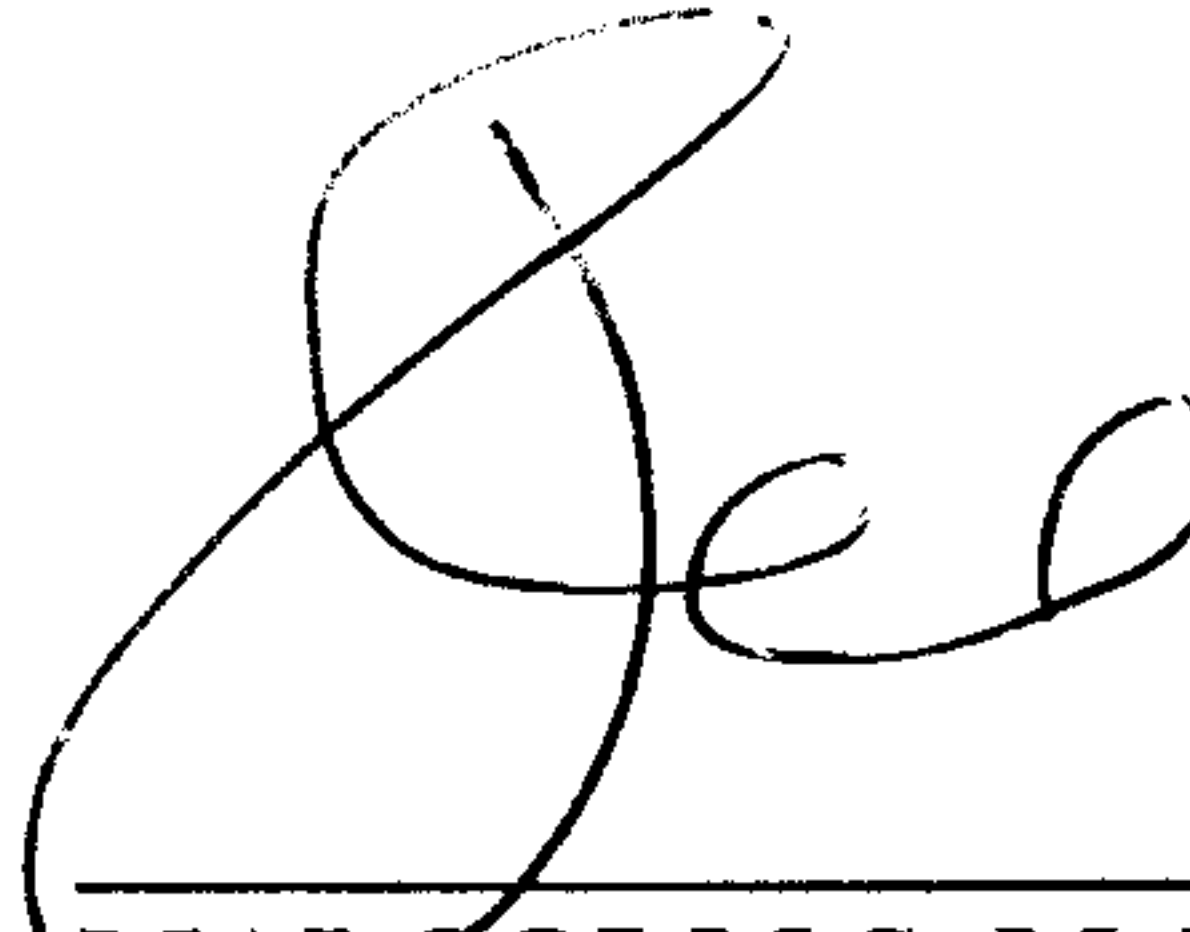
STATE OF ALABAMA)
)
COUNTY OF SHELBY)

SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, personally appeared Malcolm S. McLeod, who being first duly sworn, upon his oath, deposes and says as follows:

My name is Malcolm S. McLeod, and in my capacity as closing attorney, the marital status of the mortgagors was omitted from that mortgage executed by Arlana J. Torbert and Cary Torbert, III, on February 7, 2007, and filed February 21, 2007, in Instrument 20070221000080000. Such mortgage should recite: "Arlana J. Torbert and Cary Torbert, III, wife and husband, joint tenants with right of survivorship."

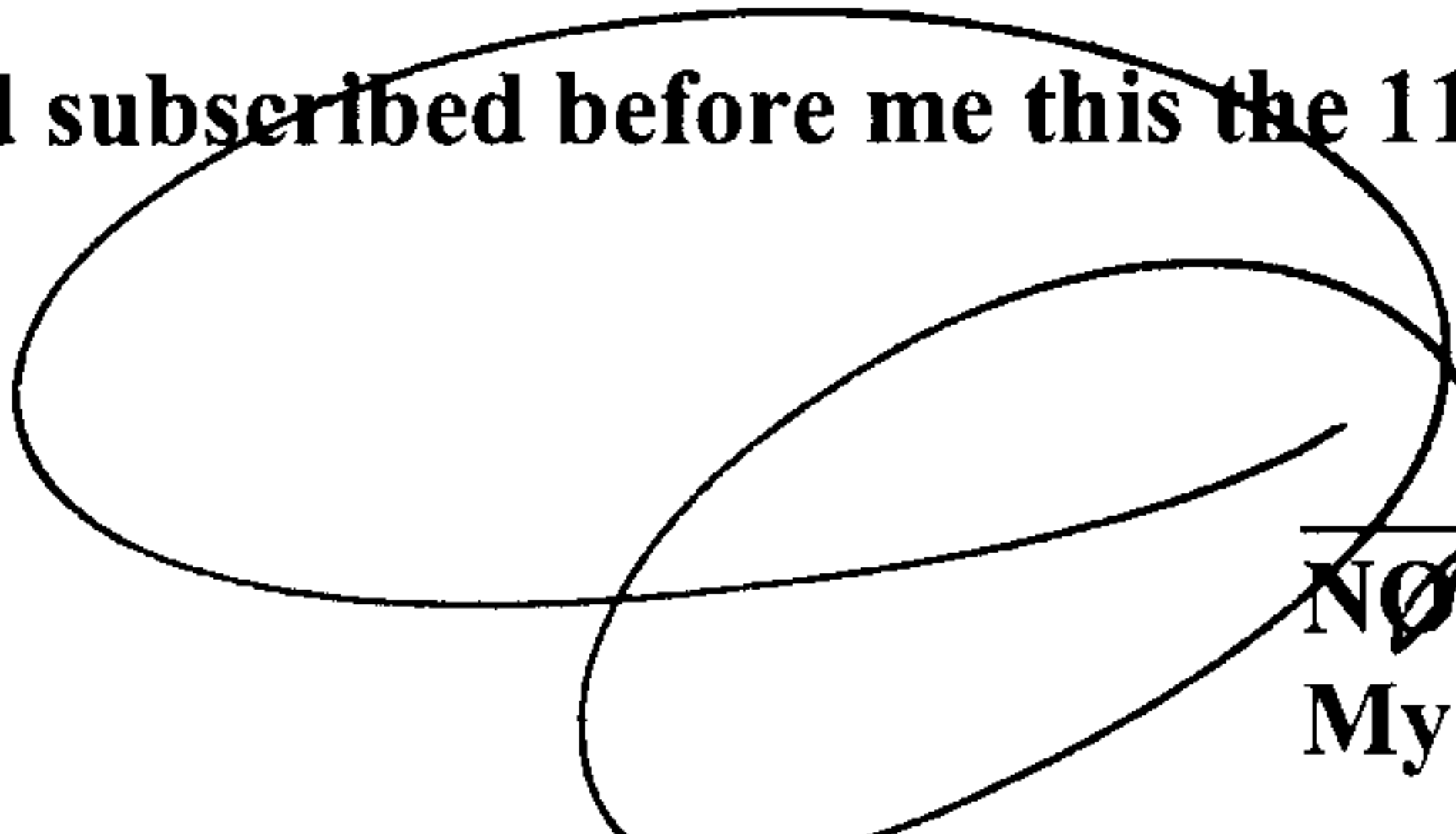
Further affiant sayeth not.



MALCOLM S. McLEOD

State of Alabama)
)
Jefferson County)

Sworn to and subscribed before me this the 11th day of May, 2007.



NOTARY PUBLIC
My commission expires: _____

**NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Aug 30, 2010
BONDED THRU NOTARY PUBLIC UNDERWRITERS**