

THIS INSTRUMENT PREPARED BY:
PADEN & PADEN
FIVE RIVERCHASE RIDGE, SUITE 100
BIRMINGHAM, AL 35244-2893

STATE OF ALABAMA)
COUNTY OF SHELBY)

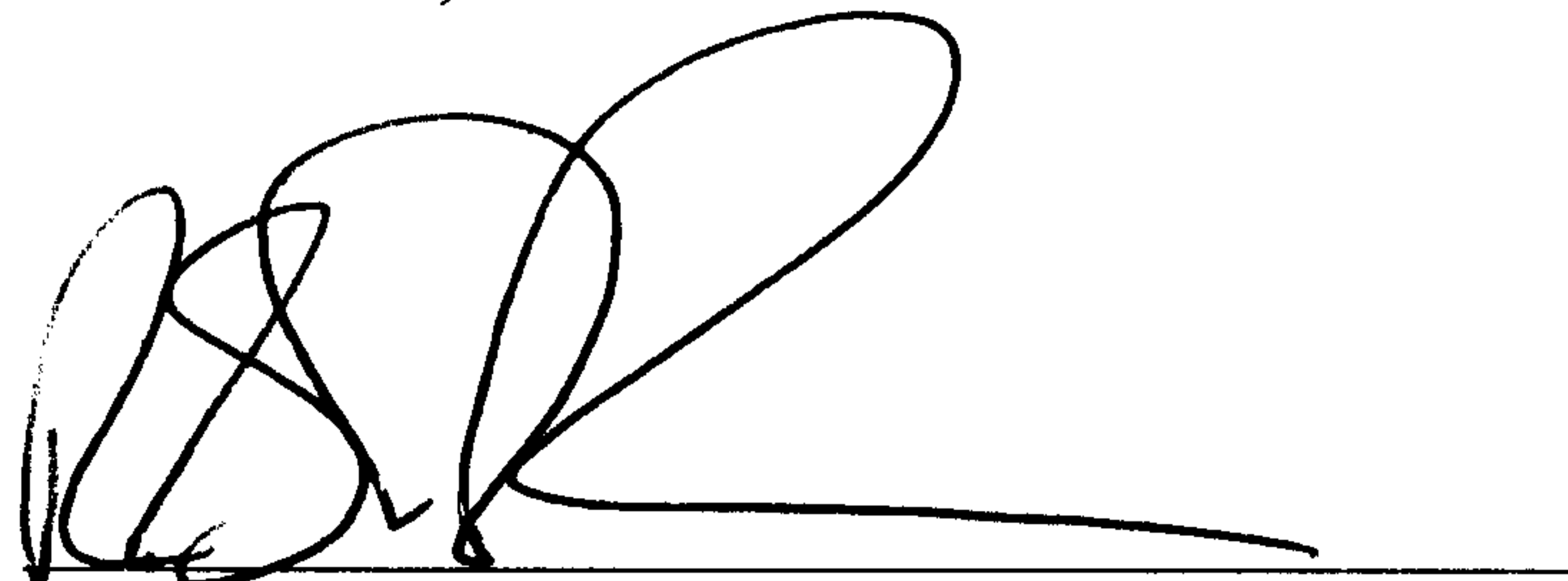
SCRIVENER'S AFFIDAVIT

Know all men by these presents, that, I, the undersigned, a notary public in and for said county and in said state, hereby certify that before me personally appeared R. SHAN PADEN, who is known to me, and who being by me first duly sworn on his/her oath depose and say as follows:

I, R. SHAN PADEN, Attorney at law, and in my capacity as such, do certify that I prepared that certain DEED from ALTON WRIGHT CONSUCTION, INC to FRANKLIN T. FETNER AND SHARON S. FETNER, HUSBAND AND WIFE dated MAY 4, 2001 and filed for record in the office of the Judge of Probate of SHELBY COUNTY, Alabama, in INSTRUMENT 2001-19077.

The purpose and intent of this affidavit is to CORRECT the legal description to read as follows:

LOT 438, ACCORDING TO THE MAP AND SURVEY OF WINDSTONE IV SUBDIVISION, AS RECORDED IN MAP BOOK 27, PAGE 55 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.


R SHAN PADEN

STATE OF ALABAMA)
COUNTY OF SHELBY)

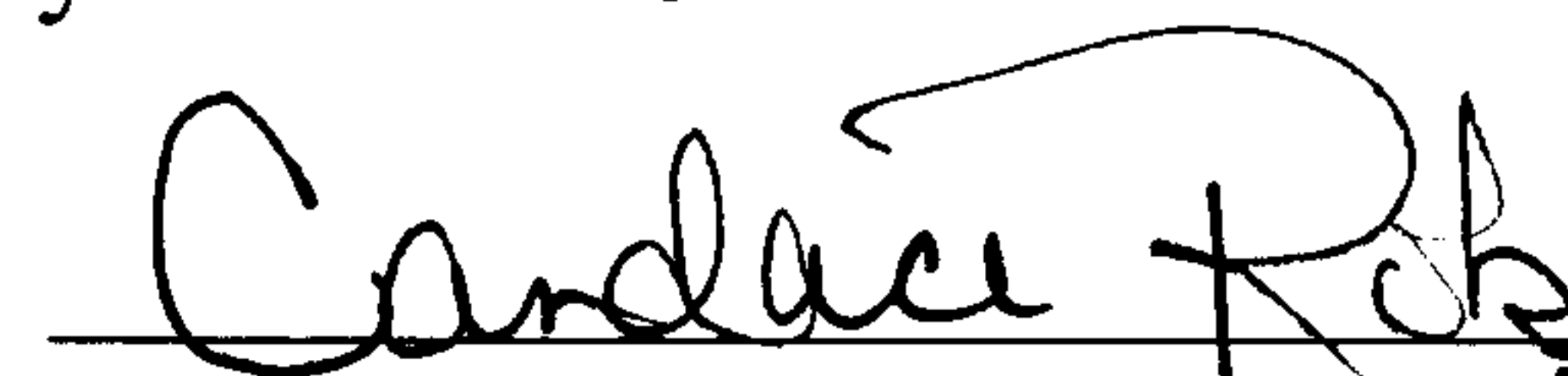
ACKNOWLEDGMENT

I the undersigned, a Notary Public, in and for said County in said State, hereby certify that R SHAN PADEN is signed to the foregoing Scrivener's Affidavit, and who is known to me, acknowledged before me on this day that, being informed of the contents of said affidavit, he executed the same voluntarily.

Given under my hand this the 5TH day of MARCH 2008.

My commission expires:

8/2/08


Notary Public