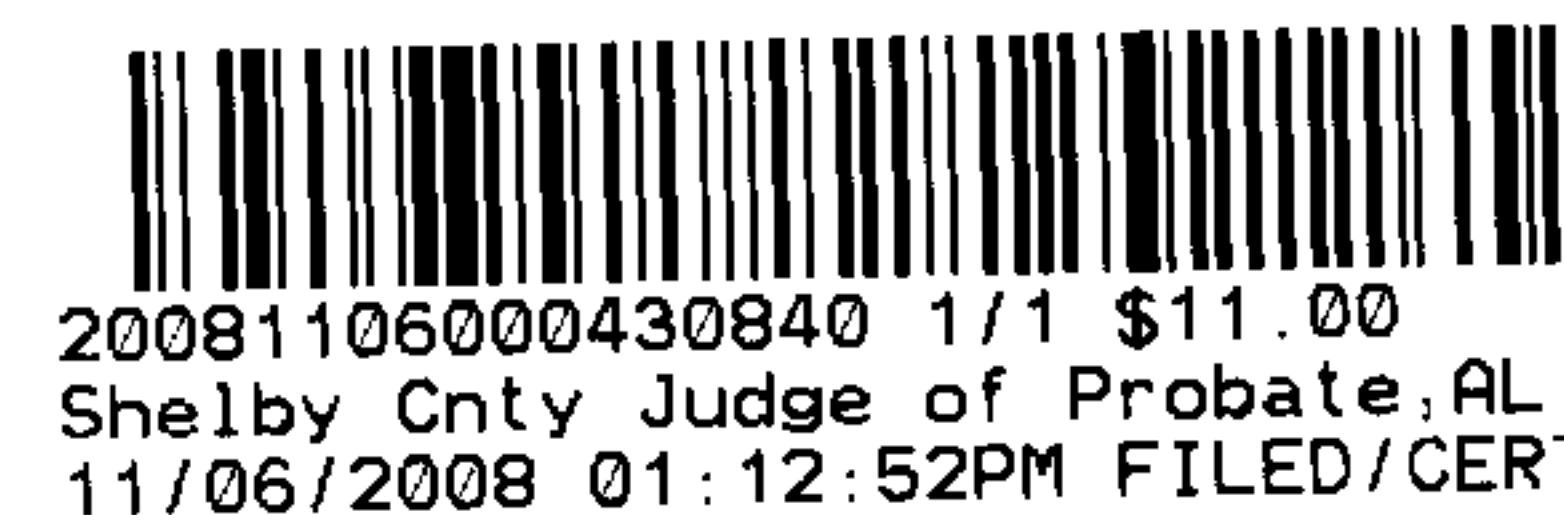


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STATE OF ALABAMA)
COUNTY OF SHELBY)



AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared Erin Terrell, as Loan Operations Specialist II of ServisFirst Bank, N.A., who being duly sworn deposes and says as follows:

My name is Erin Terrell, as Loan Operations Specialist II of ServisFirst Bank, N.A. I hereby certify that I have personal knowledge of the matters set forth herein.

On June 30, 2008, **Ken Underwood Properties, L.L.C.**, an Alabama Limited Liability Company, by Ken Underwood, as Manager, executed a mortgage in favor of ServisFirst Bank, N.A. Said mortgage being recorded in Instrument **20080716000287570** in the Probate Office of Shelby County, Alabama. The undersigned has examined said mortgage and finds that there was an error in the title of the signer for Ken Underwood Properties, L.L.C., listed on the mortgage as **President**. The true and correct title of signer for Ken Underwood Properties, L.L.C. is **Manager** as shown on the Articles of Organization recorded in Instrument 1998-37518, in the Probate Office of Shelby County, Alabama.

Lot 4, According to the Survey of Airport Commons, as recorded in Map Book 36, Page 139, in the Probate Office of Shelby County, Alabama

This Affidavit is made for the purpose of duly acknowledging the scrivener's error made by ServisFirst Bank, N.A. in the drafting of said mortgage.

FURTHER, Affiant saith not.

ServisFirst Bank, N.A.

By: Erin Terrell,
Loan Operations Specialist II

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

Sworn to and subscribed before me this 7TH day of OCTOBER, 2008

Notary Public

My Commission Expires: _____

KRISTY M. REDFORD
Notary Public, State of Alabama
Alabama State At Large
My Commission Expires
January 24, 2010