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Shelby Cnty Judge of Probate, AL  
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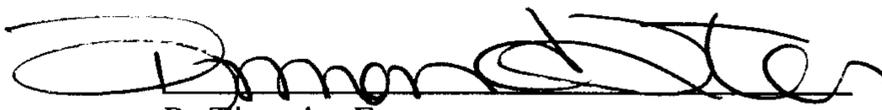
STATE OF ALABAMA )  
COUNTY OF SHELBY )

**SCRIVENER'S AFFIDAVIT**

Before me, the undersigned Notary Public in and or said County and State, personally appeared R. Timothy Estes, who, being known to me, and who being by me first duly sworn, deposes under oath and says as follows:

1. That the undersigned is over the age of twenty-one (21) years and a resident of Birmingham, Jefferson County, Alabama, with knowledge and information pertaining to the facts in this Affidavit.
2. That I prepared the Commercial Mortgage between Vance G. Blackburn, M.D. and Douglas O. Moore, M.D. (Mortgagors) and Servis 1<sup>st</sup> Bank (Mortgagee) dated December 31, 2008 and recorded in the Office of the Judge of Probate of Shelby County, Alabama, on January 07, 2009, in Instrument 20090107000004120.
3. In said Commercial Mortgage there was an error with respect to the omission of the marital status of the Mortgagors.
4. The marital status of the Mortgagors should read as follows: Vance G. Blackburn, M.D., a married man, and Douglas O. Moore, M.D., a married man. This property is not the homestead of the Mortgagors nor is the property the homestead of the Mortgagors' spouses.
5. Such error is a scrivener's error and this affidavit is given for the purpose of correcting such scrivener's error.

**IN WITNESS WHEREOF**, I have set my hand and seal this the 23<sup>rd</sup> day of February, 2009.

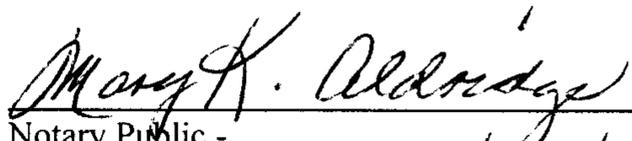
  
R. Timothy Estes

STATE OF ALABAMA )  
COUNTY OF JEFFERSON )

I, the undersigned, a Notary Public, in and for said State at Large, hereby certify that R. Timothy Estes, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, he, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23<sup>rd</sup> day of February, 2009.

SEAL

  
Notary Public -  
My Commission Expires: 7/23/11