

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Clay R. Carr, who, after being duly sworn by me, deposes and says:

The law firm of Boardman, Carr, Hutcheson & Bennett, P.C. prepared that certain Mortgage and Security Agreement from Mayhall Properties, Inc. to Frontier Bank, dated November 26, 2008, and recorded as Instrument 20081202000454250 in the Probate Office of Shelby County, Alabama.

It the is purpose of this affidavit to correct and clarify the legal descriptions of certain parcels described on said Mortgage and Security Agreement. The corrected legal descriptions are as follows:

Parcel 1

Lot 2, Carrington Subdivision, Sector 1, Map Book 25 page 18.

Now known as Units 1, 2 and 3 in Carrington Office Park, a Condominium, Map Book 38 page 86.

Less and except Unit 1.

This being the same property as: Units 2 and 3, in Carrington Office Park, a Condominium, as established by that certain Declaration of Condominium, which is recorded in Instrument 20070605000260500, in the Probate Office of Shelby County, Alabama, and any amendments thereto, and as recorded in Carrington Office Park, a Condominium, in Map Book 38 page 86, and any future amendments thereto, Articles of Incorporation of Carrington Office Park Condominium Association, as recorded in Instrument 20070607000266190, in the Probate Office of Shelby County, Alabama, and the By-Laws of Carrington Office Park Condominium Association, together with an undivided interest in the Common Elements assigned to said Unit, by said Declaration of Condominium, set out in Exhibit "B".

Also secures Loan No. 943754.

Parcel 3

Lot 1C, Final Plat of Park Forest Village, as recorded in Map Book 31 page 51 in the Probate Office of Shelby County, Alabama.

Less and Except Unit 400, Park Forest Village, as recorded in Map Book 31 page 51 in the Probate Office of Shelby County, Alabama.

This being the same property as: Unit 100, 200 and 300, in Park Forest Village Condominium, as established by that certain Declaration of Condominium of Park Forest Village Condominium, which is recorded in Instrument 20070726000348200 in the Probate Office of Shelby County, Alabama, and any amendments thereto, to which Declaration of Condominium a plan is attached as Exhibit "A" thereto, and recorded in the Record Plat of A Resurvey of Lot 1-C Park Forest Village, in Map Book 38 page 113, and any future amendments thereto, Articles of Incorporation of Park Forest Village Condominium Owners Association, Inc. are recorded in Instrument 20070726000348210 in the Office of the Judge of Probate of Shelby county, Alabama and to which said Declaration of Condominium and By-Laws of Park Forest Village Condominium Owners Association, Inc. are attached as Exhibit "C" thereto, together with an undivided interest in the Common Elements assigned to said Unit as set out in the Declaration of Condominium attached as Exhibit "B".

Also secures Loan No. 865540.

Parcel 8

Begin at the Southeast corner of the Northeast 1/4 of Southeast 1/4 of Section 19, Township 21 South, Range 2 West, Shelby County, Alabama; thence in a Westerly direction along the South line of said 1/4 1/4 Section for 116.31 feet to the West right of way of Shelby County No. 87; thence right 90 deg. 36 min. 22 sec. in a Northerly direction along said West right of way 381.16 feet to the point of beginning; thence continue Northerly along said West right of way 209.30 feet; thence left 89 deg. 03 min. 20 sec. in a Westerly direction 1,285.32 feet to the East right of way of Interstate

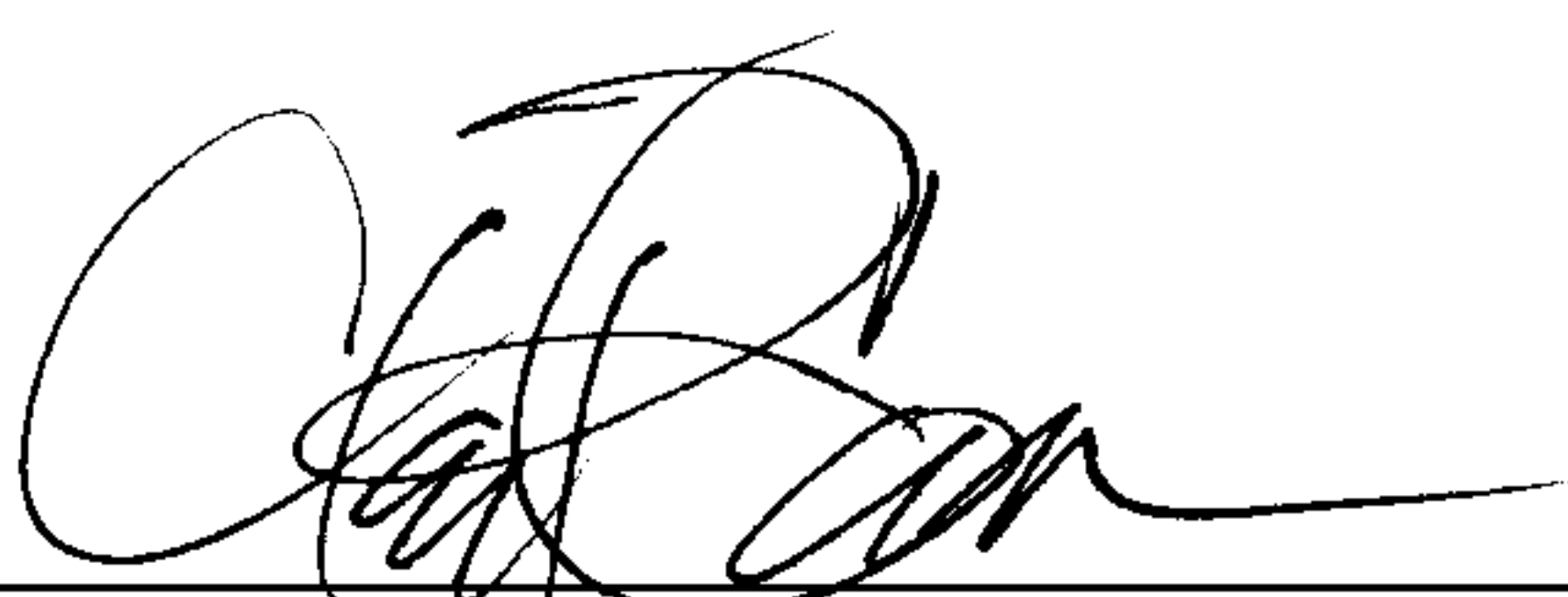
Highway No. 65; thence left 110 deg. 03 min. 49 sec. in a Southeasterly direction along said East right of way 222.79 feet; thence left 69 deg. 56 min. 11 sec. in an Easterly direction 1,212.34 feet to the point of beginning.

This being the same property as: Lot A and B, according to the Survey of Mayhall Subdivision, a commercial subdivision, as recorded in Map Book 38 page 20 in the Probate Office of Shelby County, Alabama.

Also secures Loan No. 952117 - Hwy 87.


All other particulars of said Mortgage and Security Agreement remain the same.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this the 13th day of May, 2009.



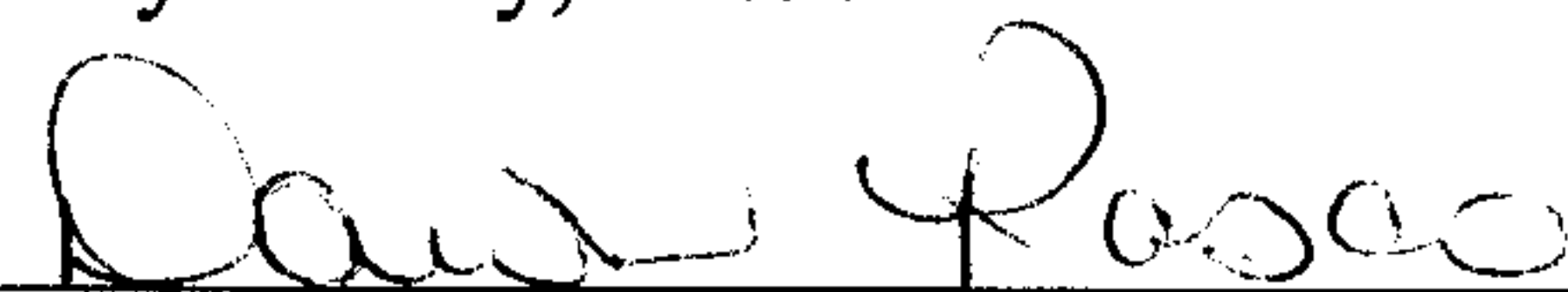
Clay R. Carr

State of Alabama
County of Shelby


20090514000181190 2/2 \$14.00
Shelby Cnty Judge of Probate, AL
05/14/2009 08:55:30 AM FILED/CERT

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that Clay R. Carr, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 13th day of May, 2009.



Notary Public
My Commission Expires: 3/24/10