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Shelby Cnty Judge of Probate, AL
03/19/2010 12:30:17 PM FILED/CERT

STATE OF ALABAMA)
JEFFERSON COUNTY)

SCRIVENER'S AFFIDAVIT

My name is Alan C. Keith and I am over the age of 19 years, am competent to testify and have personal knowledge of the facts contained herein.

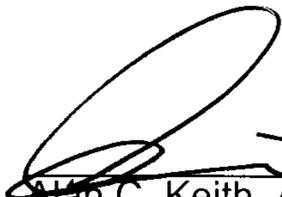
I am an attorney at law, licensed to practice in the State of Alabama. On or about December 23, 2008, I served as the closing agent for a refinance transaction in which Kenneth Robert Smith and Sylvia Love Smith, husband and wife, mortgaged the property described below with Superior Bank. For this closing there was a mortgage prepared which was filed in the Shelby County Probate Office at Instrument 20081231000481690. This mortgage had a typo in the legal description wherein the lot number was shown as Lot 535 when the correct lot number is Lot 355.

The correct description of the property, as shown on the original deed when the Smiths acquired this property, is as follows:

Lot 355, according to the Final Plat Haddington Parc at Ballantrae, Phase I, as recorded in Map Book 32, Page 12, in the Probate Office of Shelby County, Alabama.

Further the affiant saith not.

Dated: March 17, 2010


Alan C. Keith, Attorney

STATE OF ALABAMA)
JEFFERSON COUNTY)

Sworn to and subscribed before me this March 17, 2010


Notary Public

My Commission Expires:

SHERI BISHOP KEITH
Notary Public, State of Alabama
Alabama State At Large
My Commission Expires
March 28, 2012