

SCRIVENERS AFFIDAVIT

STATE OF ALABAMA  
COUNTY OF Shelby

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Marcus L. Hunt who after being duly sworn, deposes and says as follows:

1. My name is Marcus L. Hunt. I am a practicing attorney. My address is 4320 Eagle Point Parkway, Birmingham, Al. 35242.

2. On October 27, 2008 I prepared a Mortgage from Michael J. Davis and Rebecca A. Davis, husband and wife to Superior Bank., said Mortgage being recorded in Instrument #20081029000421070 and recorded on October 29, 2008 in the Probate Office of Shelby County, Alabama for property described as:

Lot 19-25, Block 19, according to the Survey of Mt. Laurel, Phase III B, Sector 1, as recorded in Map Book 38, Page 26 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

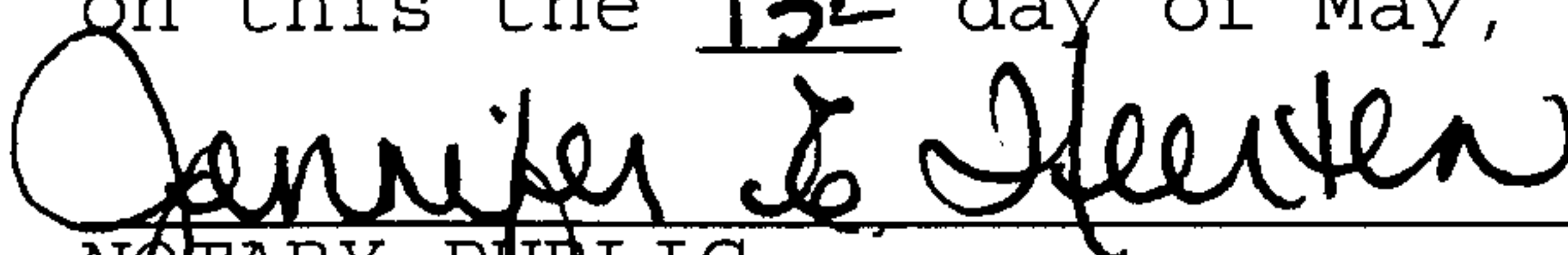
3. Said mortgage was signed under a Specific Durable Power of Attorney from Michael J. Davis to his wife Rebecca A. Davis dated October 24, 2008. There was a separate Notary Acknowledgement for the signature of Rebecca A. Davis as Attorney in Fact for Michael J. Davis. However, that separate Notary was inadvertently left off when the mortgage was recorded.

4. The purpose of this Scriveners Affidavit is to attach as Exhibit A the Notary Acknowledgment for the signature of Rebecca A. Davis, acting as Attorney in Fact for Michael J. Davis.

5. This affidavit is given to correct that Mortgage from Michael J. Davis and Rebecca A. Davis to Superior Bank, being recorded in Instrument #20081029000421070 by adding the Notary Acknowledgement which was missing from the originally recorded Mortgage.

  
MARCUS L. HUNT


Sworn to and subscribed before me  
on this the 13<sup>th</sup> day of May, 2010.

  
NOTARY PUBLIC  
My commission expires:

JENNIFER E. HEERTEN  
NOTARY PUBLIC  
STATE OF ALABAMA  
MY COMMISSION EXPIRES APRIL 3, 2012


EXHIBIT A

State of Alabama  
County OF Shelby

  
20100514000151880 2/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
05/14/2010 10:11:34 AM FILED/CERT

I, the undersigned, a Notary Public in and for said county in said state hereby certify that Rebecca A. Davis under Specific Durable Power of Attorney for Michael J. Davis, a married man 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, she in her capacity as such Attorney in Fact under Power of Attorney for Michael J. Davis has executed the same voluntarily on the day the same bears date.

Given under my hand this the 27 day of October, 2008.

  
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NOTARY PUBLIC

My commission expires: 6/21/09