


**This Instrument Prepared By:**

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Shelby Cnty Judge of Probate, AL  
06/02/2011 11:58:23 AM FILED/CERT

STATE OF ALABAMA           §  
   § ss.  
SHELBY COUNTY           §

**SCRIVENER'S AFFIDAVIT**

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Tracy Smith, whose name is signed to this affidavit and who is known to me and who being by me first duly sworn, does depose and say as follows:

My name is Tracy Smith and I am a Vice President at Merchants and Farmers Bank d/b/a M & F Bank.

On or about September 22, 2010, Merchants and Farmers Bank prepared a mortgage from Crescent City Homes, Inc. to Merchant and Farmers Bank and recorded said mortgage on September 27, 2010 in Instrument #20100927000317270 in the Probate Office of Shelby County, Alabama.

In the legal description of said mortgage, a typographical error exists with the phase number of the plat of record. The correct legal description that the mortgage encumbers is as follows:

Lots 12, 13, 14 and 15, according to the Final Plat of Sterling Gate, Sector 2, Phase 2, as recorded in Map Book 36, Page 86, in the Probate Office of Shelby County, Alabama.

The purpose of this affidavit is to properly list the phase number in the legal description of the mortgage.

I give this affidavit of my own personal knowledge of the facts set out herein.

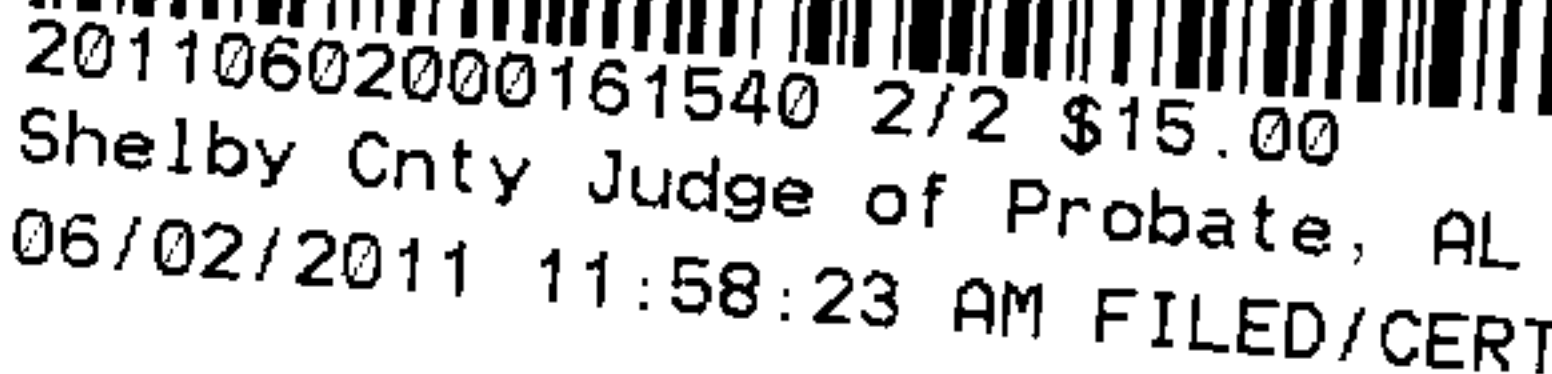
20<sup>th</sup> IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the day of May, 2011.

MERCHANTS AND FARMERS BANK  
d/b/a M & F Bank

By: Tracy Smith

Its:

Vice President



§

§

SS.

§

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Tracy Smith as Vice President of Merchants and Farmers Bank d/b/a M & F Bank, whose name is signed to the foregoing, and who is known to me, acknowledged before me on this day that, being informed of the contents of the foregoing, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 20<sup>th</sup> day of May, 2011.

*Russell Harris*  
Notary Public

Notary Public

My Commission Expires: 2/19/2015

