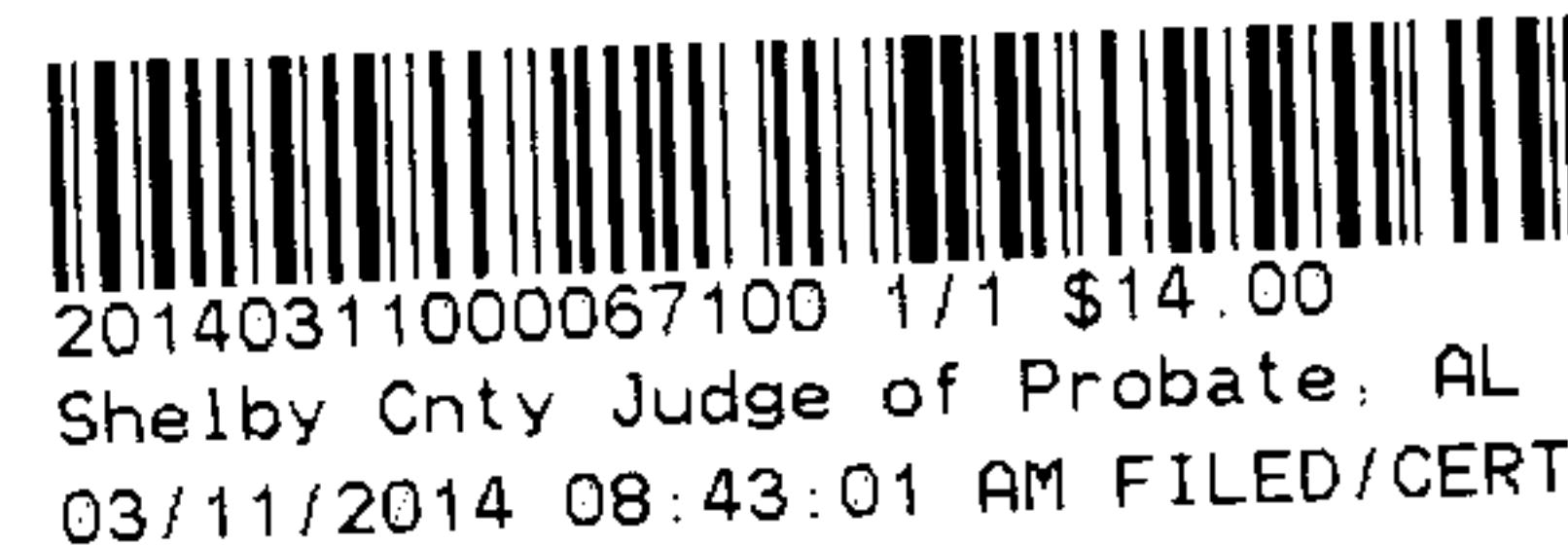


THIS INSTRUMENT WAS PREPARED BY:

CHRISTOPHER R. SMITHERMAN  
ATTORNEY AT LAW  
P.O. BOX 265  
MONTEVALLO, AL 35115

STATE OF ALABAMA  
SHELBY COUNTY



SCRIVENER'S AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Christopher R. Smitherman, who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Christopher R. Smitherman, and I am a practicing attorney in Shelby County, Alabama, over the age of 21 years, and I am familiar with the following facts:

I was the preparer of that certain mortgage from Cheryl P. Gaines, single woman to Progress Bank & Trust, dated November 5, 2012, recorded as Instrument #2012111300043354, in the Probate Office of Shelby County, Alabama, covering the following described property, to-wit:

Lot 41, Harvest Ridge, Ph 2

It has been brought to my attention that said legal description is only an abbreviated legal description, which does not include the Map Book and Page of the Lot. I do know that the property conveyed, located at 138 Chestnut Drive, Alabaster, AL 35007, should have been more accurately described as follows:

Lot 41, according to the survey of Harvest Ridge, Second Sector, as recorded in Map Book 12, Page 49, in the Probate Office of Shelby County, Alabama.  
Being situated in Shelby County Alabama.

This affidavit is given to clarify the legal description as contained in the above described mortgage, and to induce Shelby County Abstract & Title Company, to issue its final title policies in Case No. S-12-19992.

Further the affiant saith not.

  
Christopher R. Smitherman - Affiant

Sworn to and subscribed to before me  
This 20 day of January, 2014.

  
Notary Public

My commission expires: 8/23/16