

SCRIVENERS AFFIDAVIT

STATE OF ALABAMA
COUNTY OF Jefferson

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Patricia K. Martin, who after being duly sworn, deposes and says and follows:


1. My name is Patricia K. Martin. I am a practicing attorney. My address is 2090 Columbiana Rd., Birmingham, Al. 35216.

2. I prepared a Mortgage from James W. Bynum and his wife Jane A. Bynum to New South Federal Savings Bank. This Mortgage was recorded in Instrument No. 2001/34172 on August 13, 2001 in the Probate Office of Shelby County, Alabama.

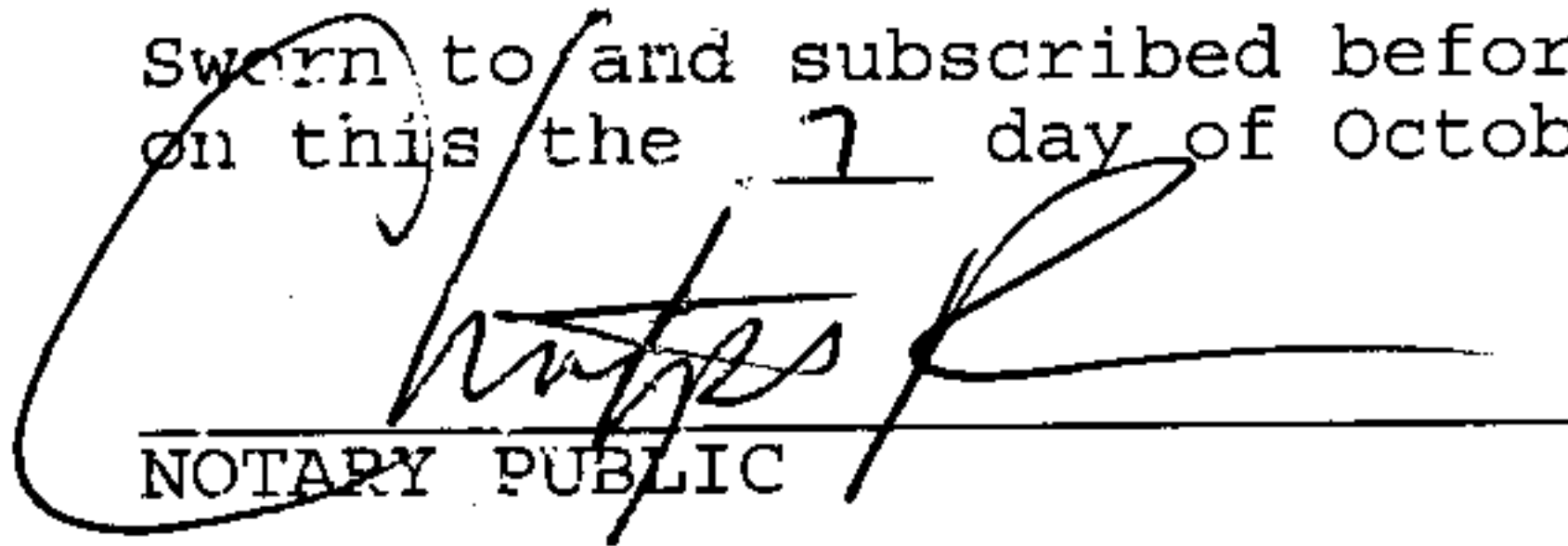
3. Said Mortgage left off the date of the Note (August 6, 2001) under Item (D) "NOTE".

4. The purpose of this affidavit is to correct said mortgage to read under Item (D) "NOTE": as follows:

(D) "Note" means the promissory note signed by Borrower dated August 6, 2001.


PATRICIA K. MARTIN

Sworn to and subscribed before me
on this the 7 day of October, 2001


NOTARY PUBLIC

11/16/2001-49699
09:14 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CH 11.00

Inst # 2001-49699