

**SCRIVENER'S AFFIDAVIT**

**STATE OF ALABAMA**

**COUNTY OF SHELBY**


Before me, the undersigned notary public in and for said state and county, personally appeared William S. McFadden, who after being duly sworn on oath deposes and says as follows:

That affiant is a practicing attorney with the law firm of McFadden, Lyon & Rouse, L.L.C. 718 Downtowner Boulevard, Mobile, Alabama 36609.


That affiant was the scrivener of that Auctioneer's Deed made by Stephen N. Herndon to Countrywide Home Loans, Inc. dated December 10th, 2002, and recorded in Instrument #20021217000631980 of the records in the Office of the Judge of Probate, Shelby County, Alabama;

Affiant further states that said Auctioneer's Deed, through typographical error, failed to reflect the correct Instrument number of the mortgage being foreclosed, the correct Instrument number is as follows: Instrument #1998-37927.

Dated this the 28th day of May, 2003.

  
William S. McFadden

Sworn to and subscribed before me this the 28th day of May, 2003.

  
Notary Public  
My Commission Expires: 9/2/2003

This instrument was prepared by

William S. McFadden  
McFADDEN, LYON & ROUSE, L.L.C.  
718 Downtowner Boulevard  
Mobile, Alabama 36609