

**This Instrument Prepared By:**

Burt W. Newsome  
Nelson, Dorroh & Newsome, LLC  
2216 14th Street (35401)  
P.O. Box 1788  
Tuscaloosa, AL 35403

STATE OF ALABAMA

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§ ss.

SHELBY COUNTY

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**SCRIVENER'S AFFIDAVIT**

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Burt W. Newsome, 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 Burt W. Newsome, and I am the Attorney for First National Bank of Shelby County.

On or about March 9, 2005, I prepared and recorded a mortgage foreclosure deed (Inst. No. 20050310000108730) from Chris Rutherford and Kelly D. Rutherford, said mortgage being recorded in Instrument No. 20021001000473920 in the Probate Office of Shelby County, Alabama.

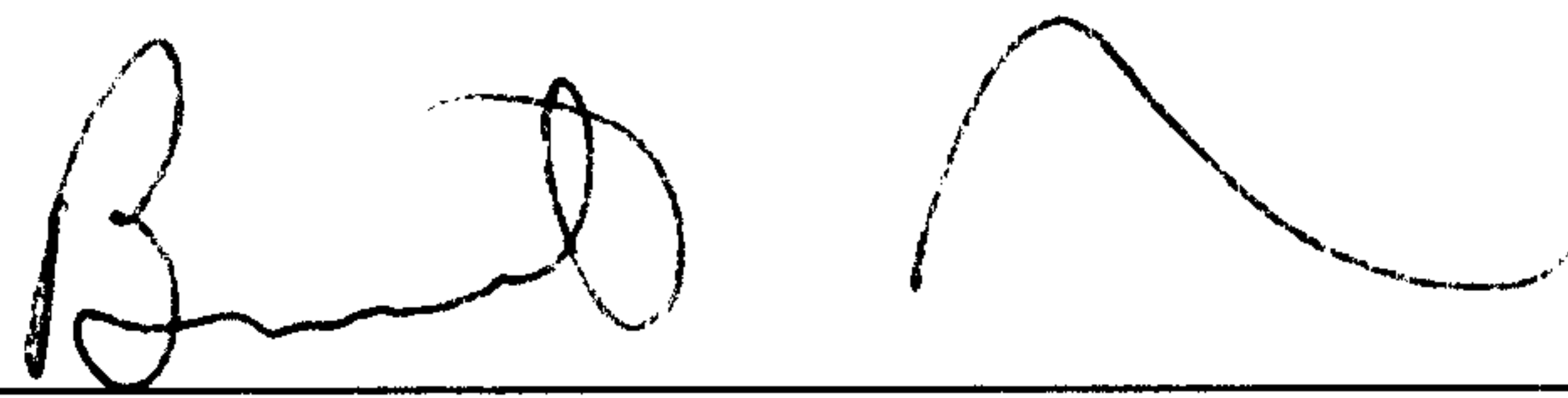
In the body of said mortgage foreclosure deed, a typographical error exists with the instrument number. The correct instrument number that the mortgage was recorded in is as follows:

Inst. No. 20021001000473920

The purpose of this affidavit is to properly list the instrument number which said mortgage was recorded in.

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

20th IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the  
day of January, 2006.

  
\_\_\_\_\_  
Burt W. Newsome



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Shelby Cnty Judge of Probate, AL  
03/02/2006 01:11:05PM FILED/CERT

STATE OF ALABAMA

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§ ss.

TUSCALOOSA COUNTY

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I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Burt W. Newsome, 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 January, 2006.

Charing H. Tate  
Notary Public  
My Commission Expires: 1-9-08