20060731000365340 1/1 $12.00
Shelby Cnty Judge of Probate,AL
07/31/2006 08:21:12AM FILED/CERT

STATE OF ALABAMA)
: SCRIVENER'S AFFIDAVIT
SHELBY COUNTY)

Before me, the undersigned notary public, personally appeared Alan L. Foster, who, after being properly sworn, deposes and says as follows:

My name is Alan L. Foster. I am over the age of nineteen (19) years and have personal knowledge of the facts set out herein.

I am a member in good standing with the Alabama State Bar. In my capacity as an attorney at law, I had prepared at my direction and under my supervision, **the Exhibit "A" / Legal Description** attached to that certain mortgage, which was subsequently recorded in **Mortgage Book 20050919000486410 and re-recorded in 20051026000557710**, in the Office of Probate of **SHELBY** County, Alabama.

That in preparation of the aforesaid mortgage an error was made, that mistake being as follows:

Said mortgage recited an incorrect legal description attached to the mortgage. SAID MORTGAGE INCORRECTLY LISTED THE MAP BOOK AS "117" AND SHOULD HAVE READ MAP BOOK "17" IN THE LEGAL DESCRIPTION. Correct legal description is as follows:

Lot 11, according to the Survey of Apache Ridge Sector 5, as recorded in Map Book 17, Page 62, in the Probate Office of Shelby County, Alabama.

That the purpose of this affidavit is to correct the Probate Records of Jefferson County, Alabama, and specifically, to correct that certain Mortgage which is recorded in **Mortgage Book 20050919000486410 and re-recorded in 20051026000557710**, in the Office of Probate of **SHELBY** County, Alabama, and that the error made in the preparation of said mortgage was not a contractual obligation between the Lender, **Bank of America**, and the borrower(s), **Delphon R. Robinson**, an unmarried man, but merely an error on the part of the preparer.

Further affiant saith not.

In witness thereof, the undersigned has caused this affidavit to be executed on this ~~19th~~ 27th day of July, 2006.

Affiant

Sworn to and subscribed before me this ~~19th~~ 27th day of July, 2006.

Notary Public
My Commission Expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE MY COMMISSION EXPIRES: Nov 14, 2007 BONDED THRU NOTARY PUBLIC UNDERWRITERS

NOTE TO PROBATE COURT: PLEASE INDEX UNDER THE NAMES OF THE LENDER AND BORROWER(S) AS STATED HEREIN.