

STATE OF ALABAMA)  
Shelby County )

A F F I D A V I T

Before me, the undersigned Notary Public in and for said County in said State, personally appeared Cheryl Hay, who being known to me, and who being by me first duly sworn, deposes under oath and says as follows:

1. That the undersigned is over the age of twenty-one (21) years and a resident of Birmingham, Jefferson County, Alabama, with knowledge and information pertaining to the facts in this affidavit.

2. That, at the direction of the undersigned, a mortgage of a certain parcel of real property (as described on the attached sheet), was prepared and recorded in the Probate Court of Shelby County, Alabama at the book and page listed below:

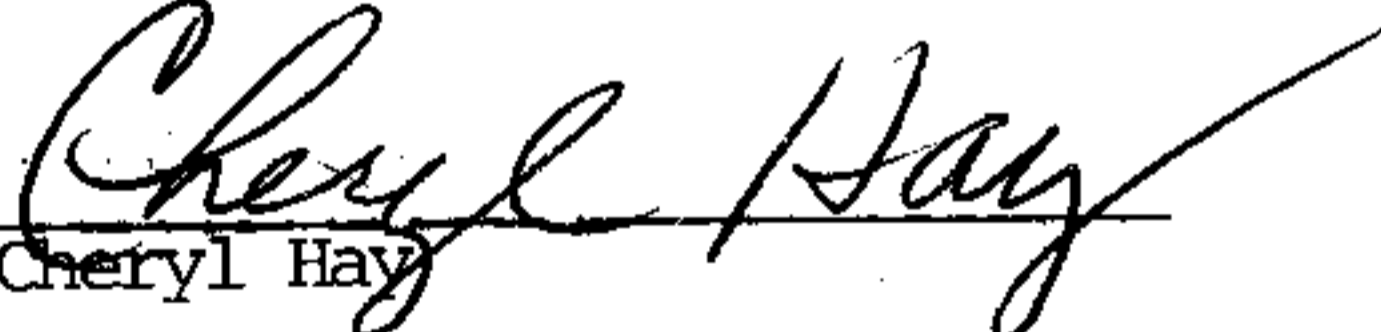
An Equity Assetline Mortgage from David P. Cowden and wife, Betsy R. Cowden to First Alabama Bank Shelby County recorded in Inst. # 1994-08405 on March 15, 1994


3. That a part of the contents of the first page of the mortgage contained an error. The maximum amount of indebtedness was left out. This part of the mortgage should read:

That the maximum indebtedness at any one time shall not exceed Twenty-Five Thousand and no/100----- (\$ 25,000.00)

4. That the incorrect contents on the first page of the mortgage is a scrivener's error and this affidavit is given for the purpose of correcting such scrivener's error.

IN WITNESS WHEREOF, I have set my hand and seal on this 30th day of March, 1994.

  
Cheryl Hay

  
Notary Public  
My Commission expires \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA

Sworn to and subscribed before me this 30th day of March 1994.

First Alabama Bank Shelby County  
P O. Box 216  
Pelham, Alabama 35124

Inst # 1994-11319

04/07/1994-11319  
08:59 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.00

Inst # 1994-11319

*[Faint, illegible text]*

SCHEDULE "A"

Lot 35, according to the Survey of Brook Highlands, First Sector, as recorded in Map Book 12, Page 62 A & B in the Probate Office of Shelby County, Alabama.  
Situated in Shelby County, Alabama.

Inst # 1994-11319

04/07/1994-11319  
08:59 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MCD 11.00