

THIS INSTRUMENT WAS PREPARED BY:

MIKE T. ATCHISON, ATTORNEY
P.O. BOX 822
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA
SHELBY COUNTY

SCRIVENER'S AFFIDAVIT


Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Mike T. Atchison, who after being by me first duly sworn, deposes and says on oath as follows:

My name is Mike T. Atchison, and I am a practicing attorney, and was the preparer of that certain mortgage from Douglas Layne Horton and Nancy Oliver Horton, to Provident Funding Associates, L.P., a California limited partnership, dated December 11, 1998, and recorded in the Probate Office of Shelby County, Alabama, on December 17, 1998, at 2:57 P.M., as Instrument #1998-50404.

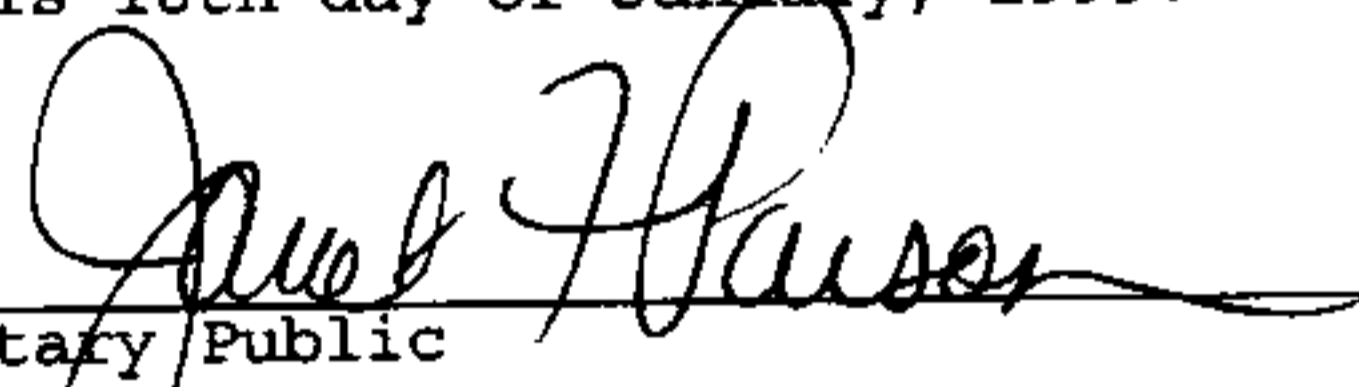
It has been brought to my attention that said mortgage fails to recite the marital status of the mortgagors. I know and do hereby certify that on December 11, 1998, Douglas Layne Horton and Nancy Oliver Horton were husband and wife.

This affidavit is given to establish the marital status of the mortgagors in the above recited mortgage and to induce Magnolia Title Services, Inc., to issue its final policy in Case No. TP-4658-98.

Further the affiant saith not.


Mike T. Atchison

Sworn to and subscribed to before me
this 18th day of January, 1999.


Notary Public

My commission expires: 10-16-2000

Inst. # 1998-02190

01/19/1999-02190

08:43 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 CRH

8.50

MTA