

STATE OF ALABAMA)
SHELBY COUNTY)

Return to: Gregory A. Kennemer
2908 Crescent Avenue
Birmingham, AL 35209

SCRIVENER'S AFFIDAVIT

Before me, the undersigned notary public, personally appeared Gregory A. Kennemer who after being properly sworn deposes and says as follows:

That my name is Gregory A. Kennemer, I am over the age of nineteen years and have personal knowledge of the facts set out herein.

That I am a member in good standing of the Alabama State Bar. In my capacity as an attorney I had prepared, in part, that certain mortgage which was subsequently recorded in Instrument 1999-01878, in the Office of the Judge of Probate of Shelby County, Alabama.

In the recitals to the Mortgage, there was reference to "...by and between the undersigned, Marion E. Wallace, hereinafter called Mortgagors...". The recital failed to list the marital status of Marion E. Wallace.

The recital as corrected should have read "...by and between the undersigned, Marion E. Wallace, a single woman, hereinafter Mortgagors..."

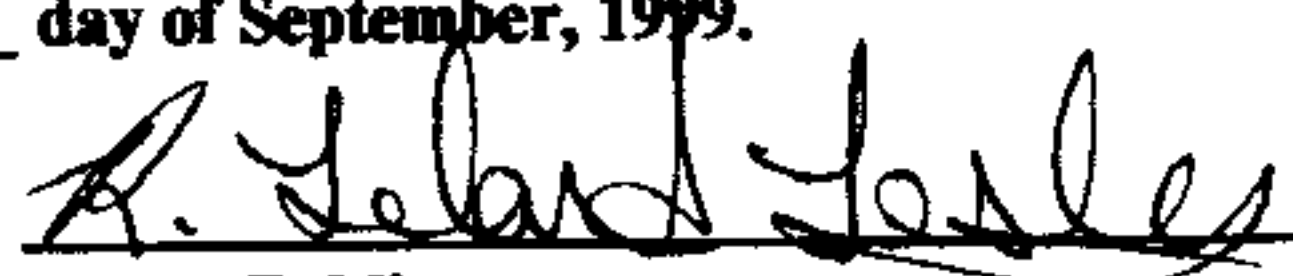
That the purpose of this affidavit is to correct the Probate Records of Shelby County, Alabama, and specifically, to correct that certain Mortgage which is recorded in Instrument 1999-01878, and subsequent the Scrivener's Affidavit (paragraph 3) recorded in Instrument 1999-29463 in the Office of the Judge 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, The Associates Financial Service Company of Delaware, Inc., and the borrowers, Marion E. Wallace, a single woman, but merely an error on part of the preparer.

Further affiant saith not.

In witness thereof, the undersigned has caused this affidavit to be executed on this 2nd day of September, 1999.


Gregory A. Kennemer, Attorney at Law
2908 Crescent Avenue, Birmingham, AL 35259

Sworn to and subscribed before me this 2nd day of September, 1999.


Notary Public

My Commission expires: 12-7-02

NOTE TO PROBATE COURT: Please index under the names of the Lender and Borrowers as Stated herein.

09/08/1999-37577
08:24 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CRH 8.50

Inst # 1999-37577