

This Instrument Prepared By John N. Randolph,
Sirote & Permutt, P.C.,
2222 Arlington Avenue South, Birmingham, Alabama 35205

Inst # 1999-41113

10/04/1999-41113

10:26 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 SNA 8.50

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA JEFFERSON COUNTY

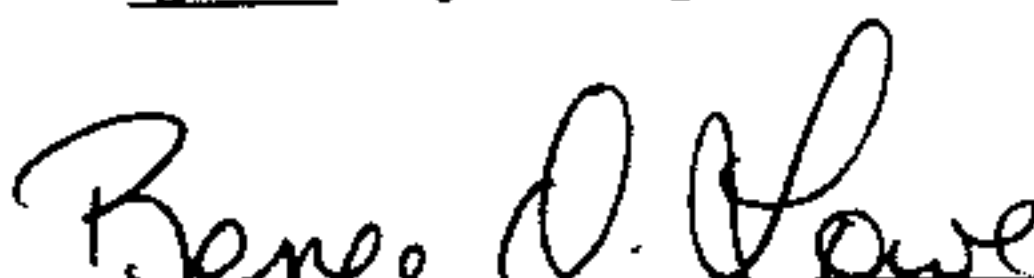
Before me, the undersigned, a Notary Public in and for said County and State, personally appeared John N. Randolph, who, being by me first duly sworn, deposes and says that he is an Attorney at Law, and, in that capacity, he prepared that certain Mortgage dated May 26, 1999, given by Jeffrey D. Smith and wife, Jennifer K. Smith, as Grantors, to The Hutson Company, Inc., as Grantee, and recorded in the Probate Court of Shelby County, Alabama, as Instrument No. 1999-22675. Affiant states that through a typographical error in the preparation of the said Mortgage, the zip code "35007" was incorrectly left out in the recital of the legal description and in the recital of the Grantor's name and marital status "husband and wife" was incorrectly left out in said recital, and this affidavit is given to confirm that fact.

This affidavit is given to induce Land Title Company of Alabama to issue its policies of insurance without exception for the aforesaid clerical errors.



John N. Randolph

Sworn to and subscribed before me this 29th day of September, 1999.



Notary Public Affix Seal

2/27/2003