

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared JOHN A. GANT who being duly sworn deposes and says as follows:

My name is JOHN A. GANT, and I prepared that certain mortgage from FREDERICK F. SOMMER and WILMA S. SOMMER to HSBC MORTGAGE CORPORATION dated May 4, 2001, and recorded May 14, 2001 at Instrument # 2001-19400, in the Probate Office of Shelby County, Alabama.

The grantors on the mortgage were listed as follows:

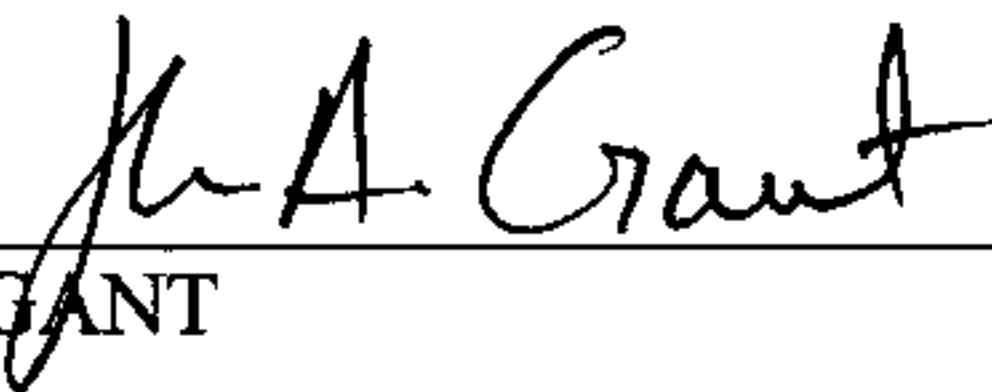
Frederick F. Sommer and Wilma S. Sommer

The grantors on the mortgage should have been listed as follows:

Frederick F. Sommer and Wilma S. Sommer, **Husband and Wife**

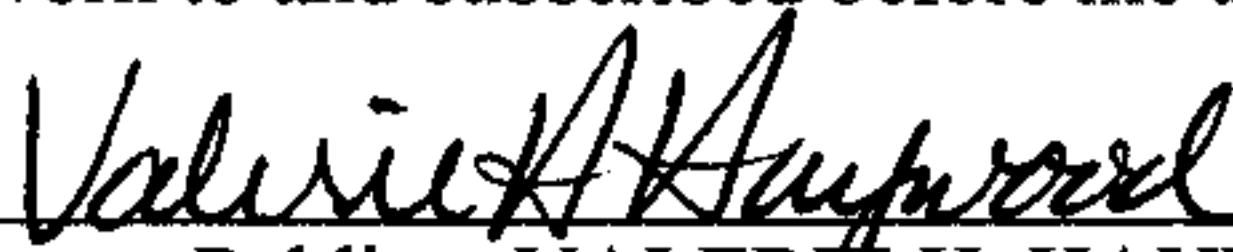
This affidavit is made for the purpose of duly acknowledging the scrivener's error in the drafting of said mortgage recorded at Instrument #2001-19400 in the Probate Office of Shelby County, Alabama.

FURTHER, affiant saith not.



JOHN A. GANT

Sworn to and subscribed before me this the 19th day of July, 2001.



Notary Public: VALERIE H. HAYWOOD
My Commission Expires: 1/22/05

Inst # 2001-31545

07/30/2001-31545
10:53 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CH 11.00