

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 WILLIAM YORK to THE ESTATE of KATHERINE C. SHEPHERD dated July 21, 2000, and recorded July 28, 2000 at 2000-25310, in the Probate Office of Shelby County, Alabama.

The Borrower was listed on the mortgage as follows:

William E. York

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

William E. York, an unmarried person

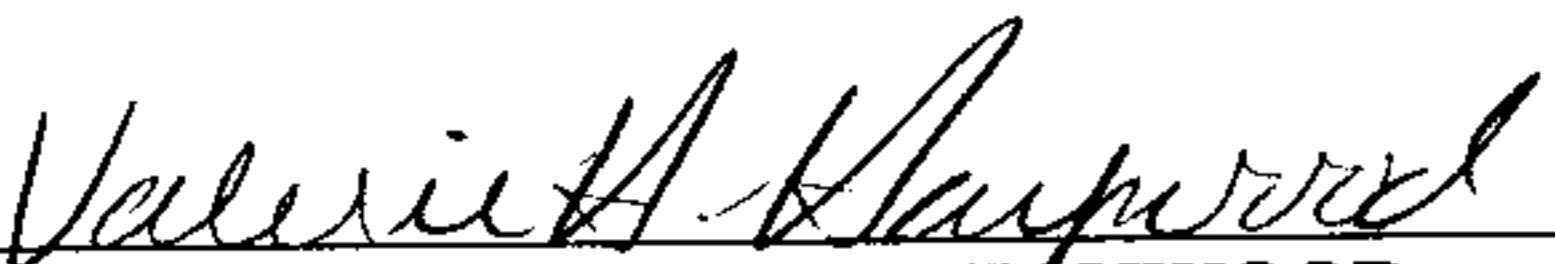
This affidavit is made for the purpose of duly acknowledging the scrivener's error in the drafting of said mortgage recorded at 2000-25310 in the Probate Office of Shelby County, Alabama.

FURTHER, affiant saith not.



JOHN A. GANT

Sworn to and subscribed before me this the 10th day of September, 2001.



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

Inst # 2001-40398

09/18/2001-40398
12:58 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

001 MSB 11.00