

STATE OF ALABAMA)

JEFFERSON COUNTY)

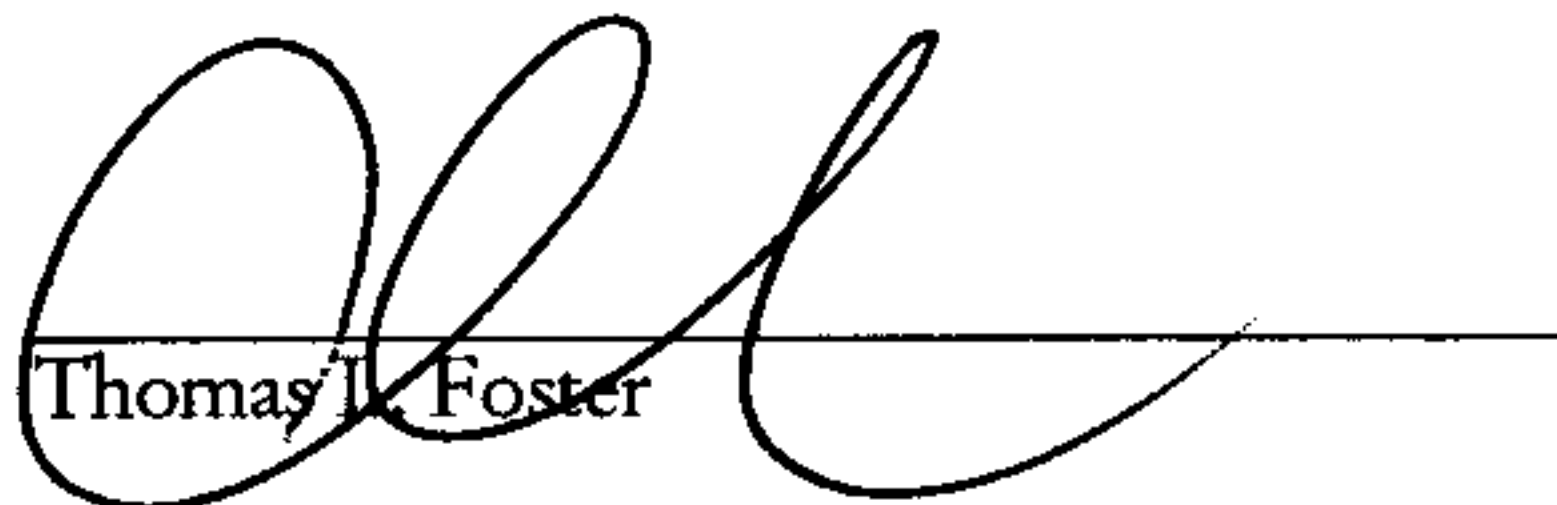
Before me, the undersigned, a Notary Public in and for said County and in said State, personally appeared, Thomas L. Foster, Attorney, who after being by me first duly sworn, deposes and says as follows:

My name is Thomas L. Foster. I am a practicing attorney in Jefferson and Shelby County, Alabama. I was the attorney who prepared the mortgage and assignment from Daniel E. Hoskins and wife, Janet W. Hoskins to MortgageSouth, LLC recorded in Instrument #2001-03597 and Instrument #2001-03598 in the Probate Office of Shelby County, Alabama. Also, I prepared the warranty deed from Ahmad Abdu-Hasib Lightfoot and wife, Laronica K. Lightfoot to Daniel E. Hoskins and Janet W. Hoskins in Instrument #2001-03596.

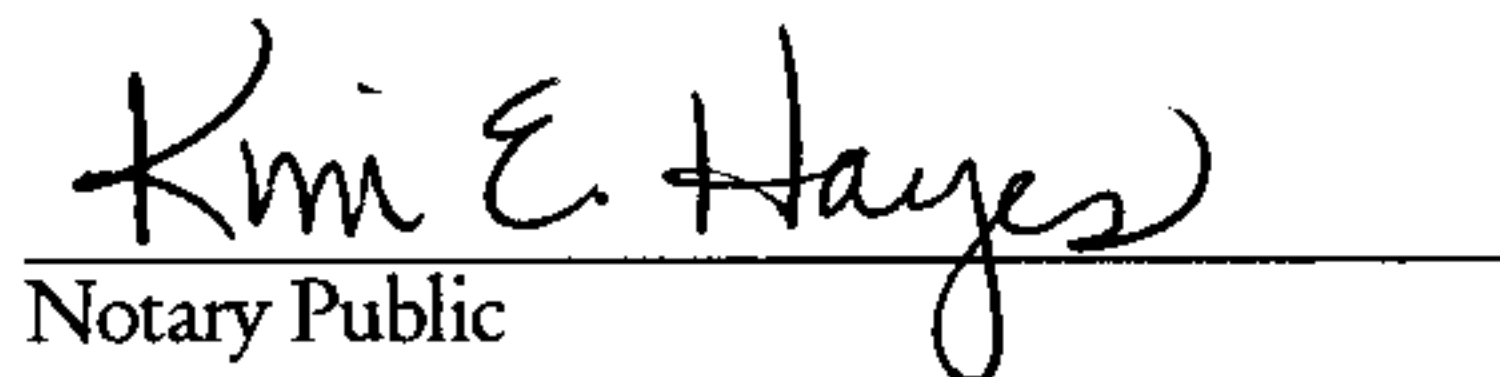
This affidavit is given for the purpose of certifying that in preparation of the said mortgage, assignment and deed an error was made in the legal description. The correct legal description of the property is: "Lot 12-A of a Resurvey of Lots 12 and 15 of Eagle Point, First Sector, Phase I, as recorded in Map Book 18, Page 14 in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama". An error was made in the original mortgage, assignment and deed, wherein "Phase I" was left off.

This affidavit is given to induce Stewart National Title, Inc. to issue its final title policy without exception for the above stated error.

Further affiant saith not.


Thomas L. Foster

Sworn to and subscribed before me this the 22nd day of October, 2001.


Notary Public

11/19/2001-49950
09:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MEL 11.00

Inst # 2001-49950