

HSL #12206662

STATE OF Florida)

Duval COUNTY)

ACKNOWLEDGMENT AND AFFIDAVIT

Before me, the undersigned authority, on this day personally appeared Homeside Lending, Inc., ("Affiant"), who, being first duly sworn, upon their oath state as follows:

That, on the 24th day of March, 1999, Charles D. Hazel, Jr. and Vicki J. Hazel, (the "Borrowers") executed a mortgage to First Southeast Mortgage, L. L. C., said mortgage being recorded in Instrument Number 1999-13756, in the Office of the Judge of Probate of Shelby County, Alabama.

That, said mortgage was transferred and assigned to Mortgage Electronic Registration Systems, Inc., a Delaware Corporation, as Nominee for Homeside Lending, Inc., its successors and assigns by instrument recorded under Instrument Number 2001-13756.

The mortgage described the following property:

Lot 42, according to the Survey of Forest Meadows, 1st Sector, as recorded in Map Book 19, page 80, in the Probate Office of Shelby County, Alabama.

Which property has the address of: 2000 Forest Meadows Circle, Birmingham, Alabama 35242 and is owned by Thomas W. Whiting and Katherine S. Whiting.

That, this mortgage **INTENDED TO DESCRIBE** the property owned by Charles D. Hazel, Jr. and Vicki J. Hazel, **which is located at: 2004 Forest Meadows Circle, Birmingham, Alabama 35242.**

That, Homeside Lending, Inc., acknowledges the error in the legal description of its mortgage and now desires to correct the legal description in its mortgage and refile the mortgage in the Office of the Judge of Probate of Shelby County, Alabama to secure its loan to Charles D. Hazel, Jr. and Vicki J. Hazel.

Therefore, Homeside Lending, Inc., acknowledges herein that its mortgage will be corrected and refiled in the Office of the Judge of Probate of Shelby County, Alabama and that at the time of recording the corrected mortgage, Homeside Lending, Inc., will simultaneously file a release of the mortgage filed under Instrument Number 1999-13756.

01/03/2002-01651
01:07 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 CH 14.00

Inst # 2002-01651

HSL #12206662

This Affidavit is given by Homeside Lending, Inc., to certify to Lawyers Title Insurance Corporation, that it will make all efforts to correct the legal description of its mortgage and release the mortgage filed under Instrument Number 1999-13756.

Further Affiant sayeth not.

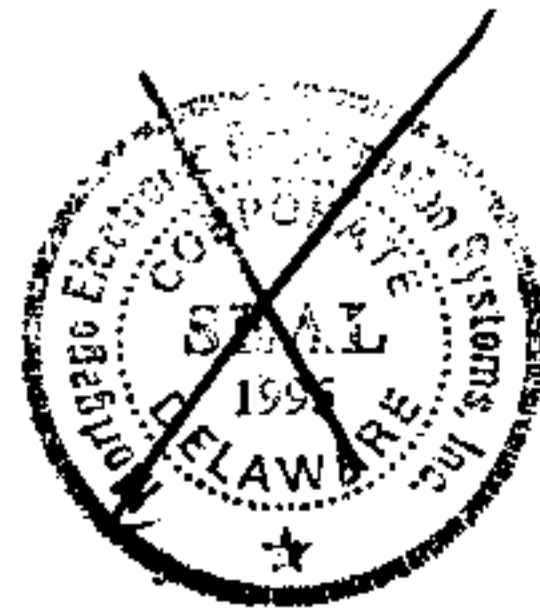
Witness our hands and seals this 7th day of January, 2002.

Affiant: Mortgage Electronic Registration Systems, Inc. as nominee for
HOMESIDE LENDING, INC.

BY: _____

Kay Barrington

ITS _____
Asst. Vice President

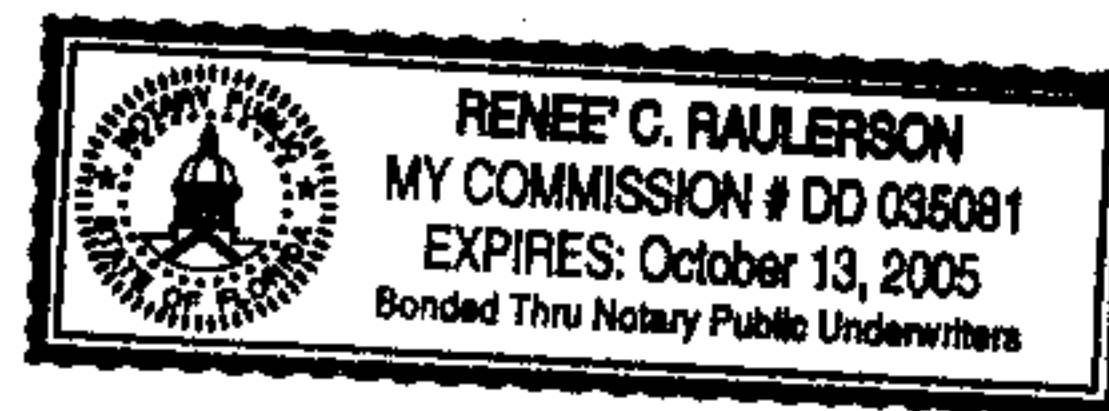


Sworn to and subscribed before me on this 7th day
of January, 2002.

Renee C. Raulerson

NOTARY PUBLIC Renee' C. Raulerson

My commission expires: 10/13/05



inst # 2002-01651

01/09/2002-01651
01:07 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 CH 14.00