

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA)
SHELBY COUNTY)

Before me the undersigned notary public, personally appeared Frank K. Bynum, who, after being sworn, deposes and says as follows:

My name is Frank K. Bynum; I am over the age of nineteen (19) years and have personal knowledge of the facts set out herein.

I am a member in good standing with the Alabama State Bar. In my capacity as an attorney at law, I had prepared at my direction and under my supervision, that certain mortgage, which was subsequently recorded in 2002-15807 in the Office of Probate of Shelby County, Alabama.

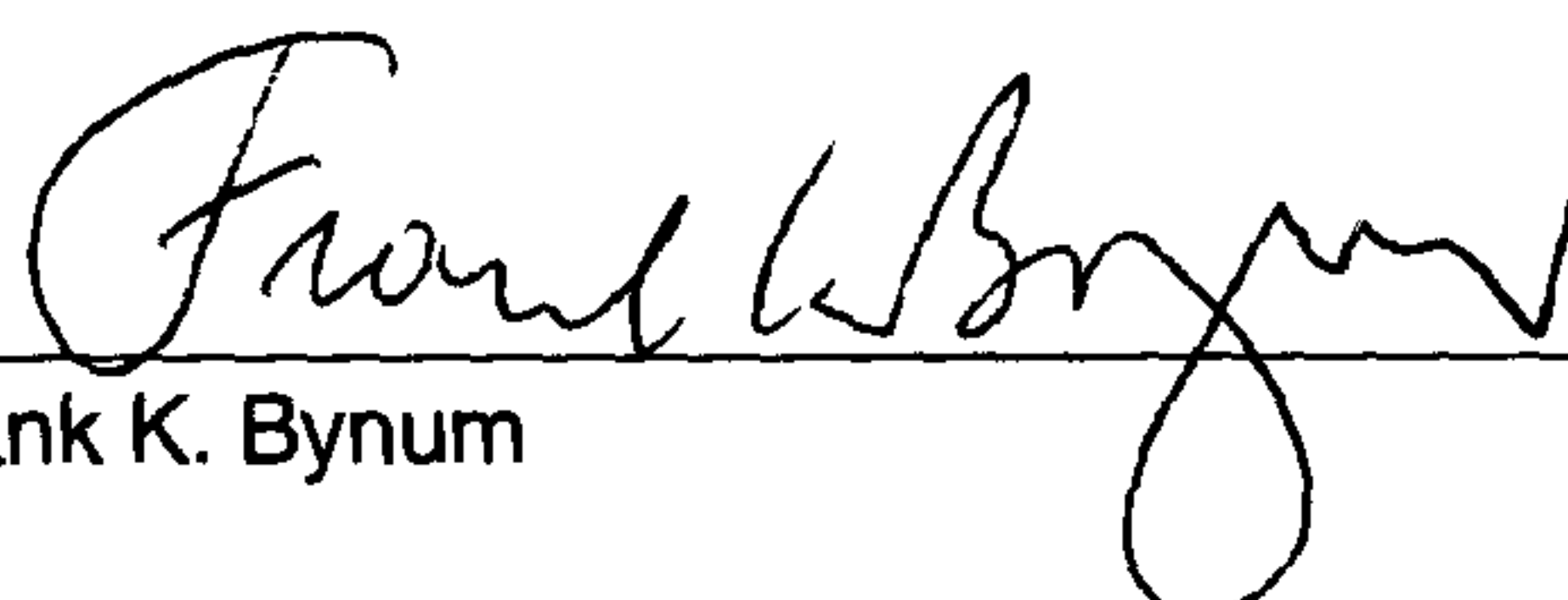
That in preparation of the aforesaid mortgage an error was made, that mistake being as follows:

Marital status should have read "Alfred Ted Powell, Jr. and wife Abbie M. Powell"

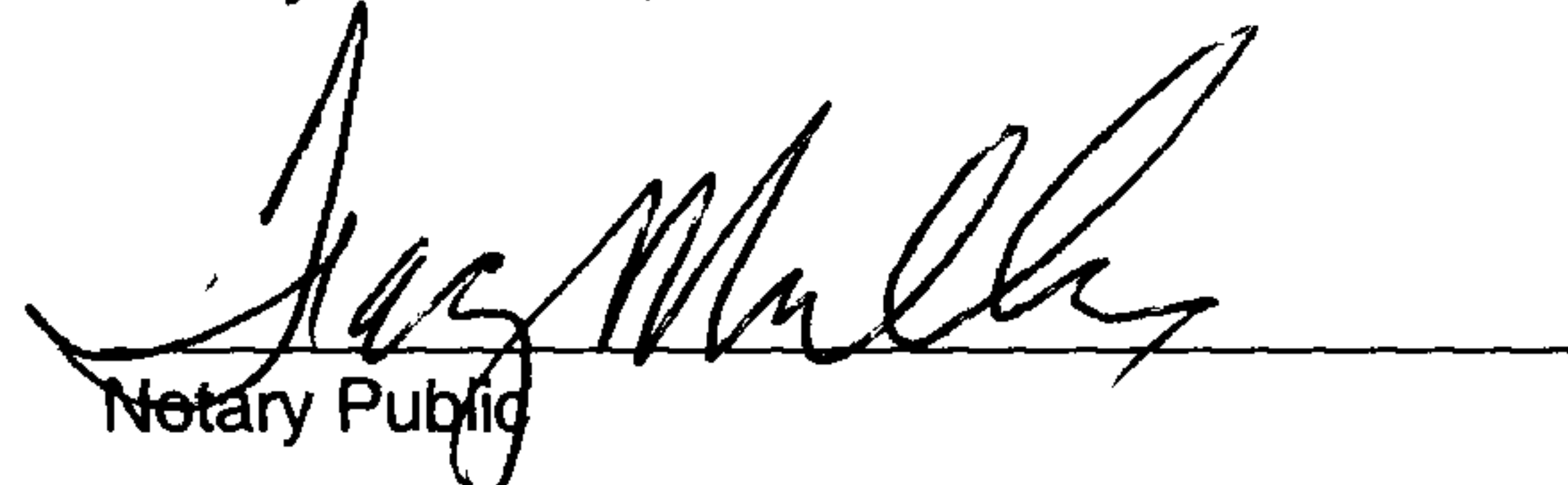
That the purpose of this affidavit is to correct the Probate Records of Shelby County, Alabama, and specifically, to correct that certain mortgage which is recorded in 2002-15807, in the Probate Office of Shelby County, Alabama, and that the error made in the preparation of said mortgage was not a contractual obligation between the Lender, Mortgage Now, Inc., and the borrowers, Alfred Ted Powell, Jr. and Abbie M. Powell, but merely an error on the part of the preparer.

Further affiant saith not.

In witness thereof, the undersigned has caused this affidavit to be executed on this the 29th day of March 2002.


Frank K. Bynum

Sworn to and subscribed before me on this the 29th day of March, 2002


Notary Public

My Commission Expires: 8-3-2003

NOTE TO PROBATE COURT: Please index under the names of the Lender and Borrowers as stated herein.