

STATE OF ALABAMA
COUNTY OF SHELBY

20030129000053050 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
01/29/2003 10:27:00 FILED/CERTIFIED

SCRIVENER'S AFFIDAVIT

Before me, the undersigned Notary Public in and for said County and State, personally appeared Kevin Hays, Attorney at Law, who states the following:

My name is Kevin Hays, and I am a real estate closing attorney in Birmingham, Alabama. I was the closing attorney/settlement agent for a real estate transaction on or about the 20th day of December, 2002, wherein **Brandon M. Davis** purchased the following real estate from **American Homes and Land Corporation**:

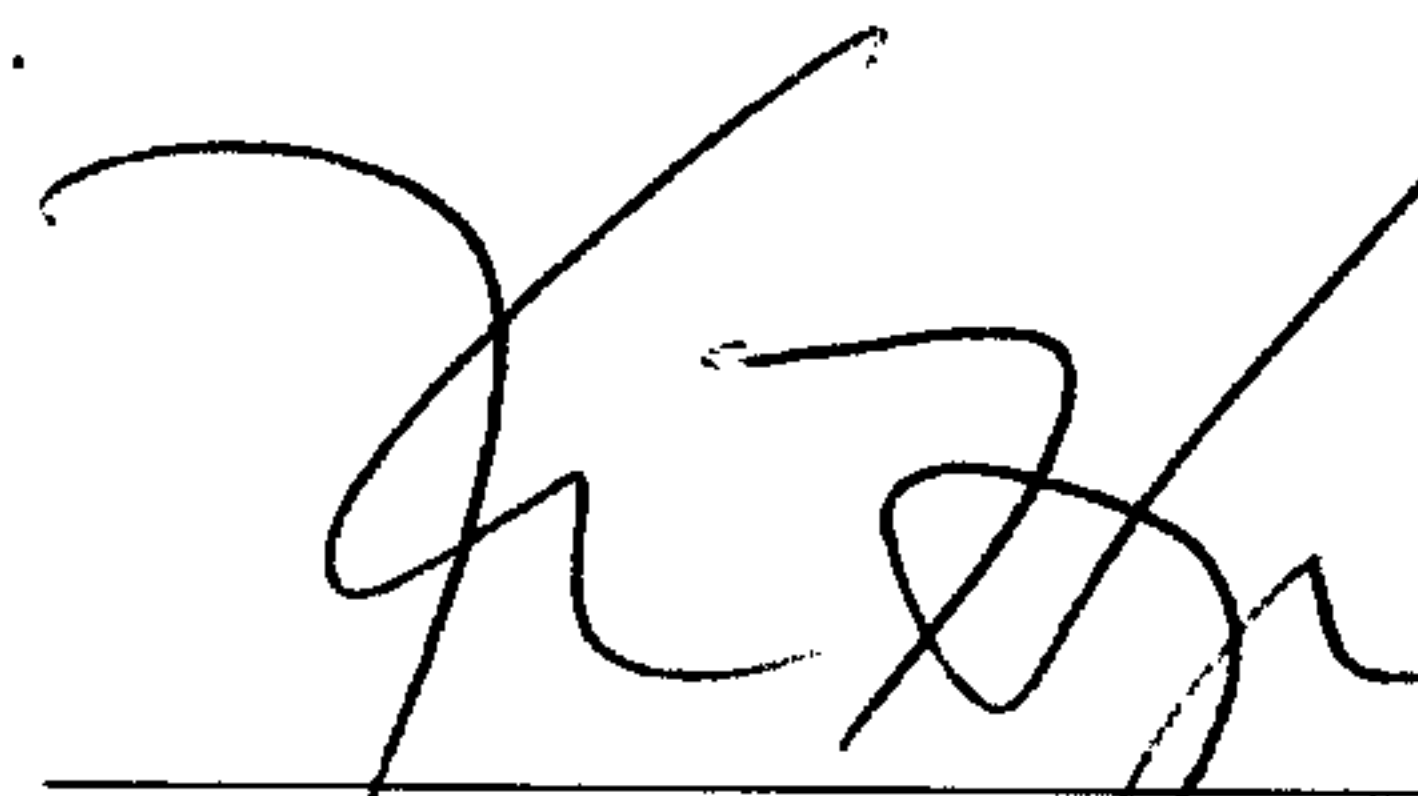
Lot 105, according to the Map and Survey of Forest Lakes Sector 2-Phase 2, as recorded in Map Book 29, Page 127, in the Judge of Probate of Shelby County, Alabama.

Address: 2185 Forest Lakes Lane
Chelsea, Alabama 35043

The Warranty Deed, dated December 20, 2002, and recorded in Shelby County, Alabama as **Instrument Number 2002-1126000592690**, and Mortgage/Security Instrument given by the above-referenced Purchaser to New South Federal Savings Bank, also dated December 20, 2002 and recorded in Shelby County, Alabama as **Instrument Number 2002-1126000592700**, contain an incorrect legal description as provided by the Title Insurance company issuing title for the transaction (as to the phase number and Map Book and Page number). The correct legal description for the property subject to this transaction shall be corrected to read as follows:

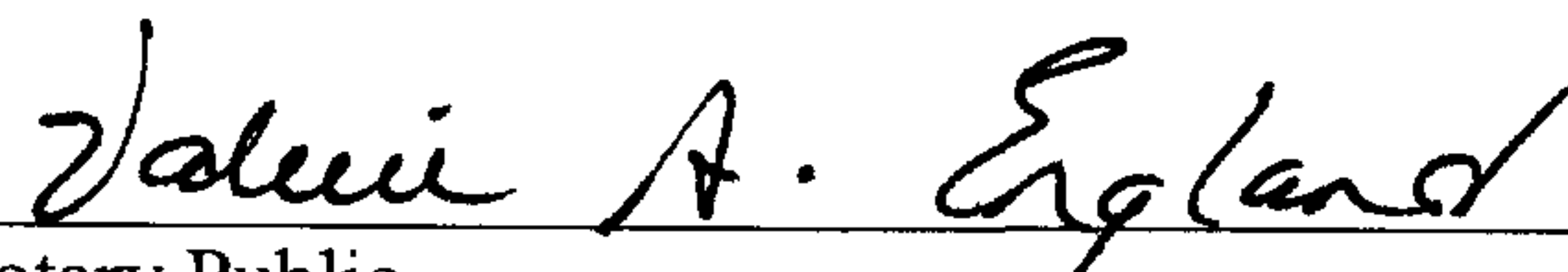
Lot 105, according to the Map and Survey of Forest Lakes Sector 2-Phase 1, as recorded in Map Book 29, Page 114, in the Probate Office of Shelby County, Alabama.

Done this the 27th day of January, 2003.



Kevin Hays, Attorney at Law

Sworn to and subscribed before me on January 27, 2003.



Notary Public

Commission Expires: February 25, 2004