

PLEASE RETURN TO:

MOSS & CONDON, LLC
300 UNION HILL DRIVE, SUITE 200
BIRMINGHAM, AL 35209

SHELBY COUNTY

20030410000218720 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
04/10/2003 10:20:00 FILED/CERTIFIED

This instrument was prepared by:
Shelly Moss
Galloway & Moss, L.L.C.
11 Oak Street
Birmingham, Alabama 35213

SCRIVENER'S AFFIDAVIT

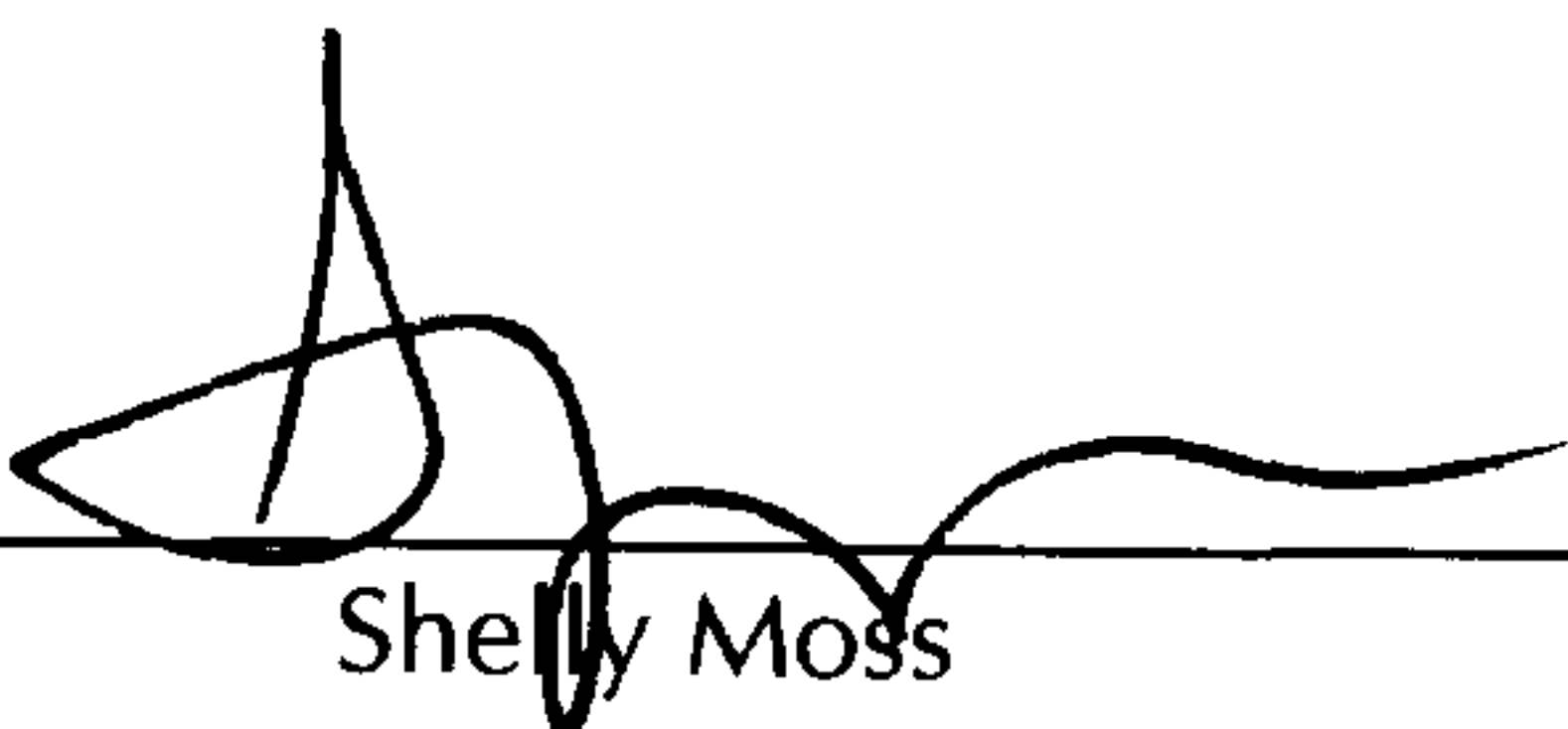
I, Shelly Moss, was the scrivener of the Mortgage dated August 20, 1999 being recorded in Instrument 2000-00234 in the Office of the Judge of Probate of Shelby County, Alabama on the January 4, 2000, said Mortgage being executed by Thomas W. Miller and Donna P. Miller, husband and wife. The Mortgage failed to recite a legal description.

The correct legal description is:

A parcel of land situated in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8, Township 18 South, Range 2 East, more particularly described as follows:

Begin at the Northeast corner of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 8, Township 18 South, Range 2 East; thence West along the North line of said $\frac{1}{4}$ $\frac{1}{4}$ a distance of 742 feet to the East right of way line of Shelby County Highway No. 55; thence Southerly along said right of way a distance of 1019 feet to the Northwest corner of land owned by Tommy Jerry Burcham by Deed Book 314, page 495; thence Easterly a distance of 1130 feet along said Tommy Jerry Burcham land to a point in the East Line of said $\frac{1}{4}$ $\frac{1}{4}$; said point being 842 feet South of the NE corner of said $\frac{1}{4}$ $\frac{1}{4}$; thence North 842 feet along said East line to the point of beginning; being situated in Shelby County, Alabama,

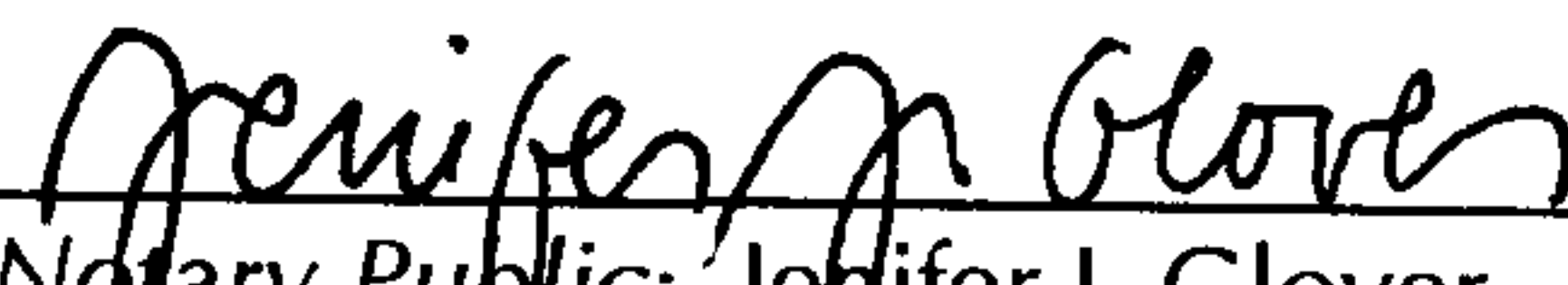
Dated this 4th day of January, 2000.


Shelly Moss

STATE OF ALABAMA)
:
JEFFERSON COUNTY)

This is to certify that Shelly Moss, whose name is signed to the foregoing and who is known to me, did sign same on the date the same bears date, and declares it to be true and correct to the best of their information, knowledge and belief.

Sworn to and subscribed before me this the 4th day of January, 2000.


Notary Public: Jennifer J. Glover
My Commission Expires: 12-2-03