

STATE OF ALABAMA
COUNTY OF SHELBY

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared B. Christopher Battles, who, after being duly sworn by me, deposes and says:

Affiant prepared that certain mortgage from Noel Todd McCann, married and Emily N. McCann, his wife to Hamilton Mortgage Corporation dated June 24, 2003 and recorded in Instrument No. 2003-45643 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description contained an error in the Map Page number. This Scrivener's Affidavit is executed by B. Christopher Battles, said scrivener as stated hereinabove and is given for the purpose of giving the correct legal description of the property. The legal description should read as follows:

Lot 13, Block 1, according to the Survey of Cedar Bend, Phase I, as recorded in Map Book 17, Page 139, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 8th day of March, 2004.

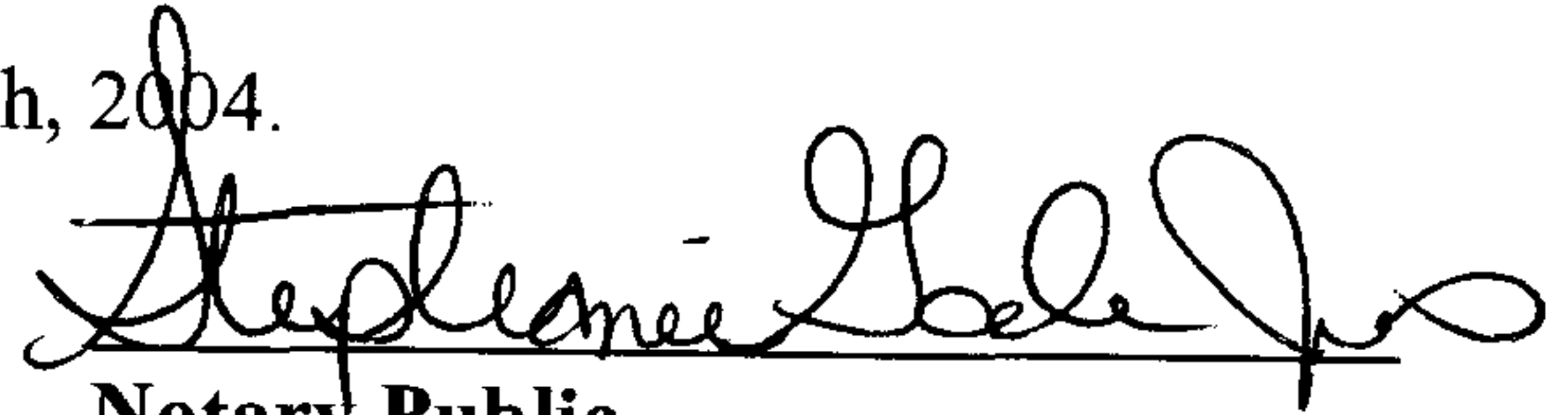


B. Christopher Battles

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that B. Christopher Battles, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 8th day of March, 2004.



Notary Public
My Commission Expires: 02-26-05