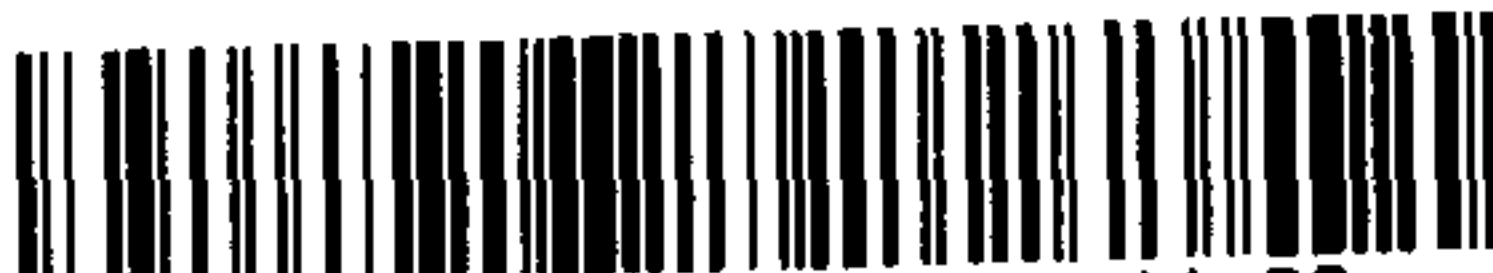


STATE OF ALABAMA )  
COUNTY OF SHELBY )

  
20041124000647880 Pg 1/1 11:00  
Shelby Cnty Judge of Probate, AL  
11/24/2004 13:37:00 FILED/CERTIFIED

SCRIVENER'S AFFIDAVIT

BEFORE ME, the undersigned Notary Public, in and for said County and State personally appeared Anne R. Strickland, Attorney at Law, who being by me first duly sworn, deposes and states as follows:

THAT, she was the Preparer of that certain Mortgage dated July 26, 2004, from Mark S. Thompson and Kathryn S. Thompson, Husband and Wife, to Mortgage Professionals, Inc. recorded under Instrument Number 200462/5563 in the Office of the Judge of Probate of Shelby County, Alabama, and Assigned from Mortgage Professionals, Inc. to Trustmark National Bank, said Assignment recorded in Instrument Number 200462/5564 in the Office of the Judge of Probate of Shelby County, Alabama and

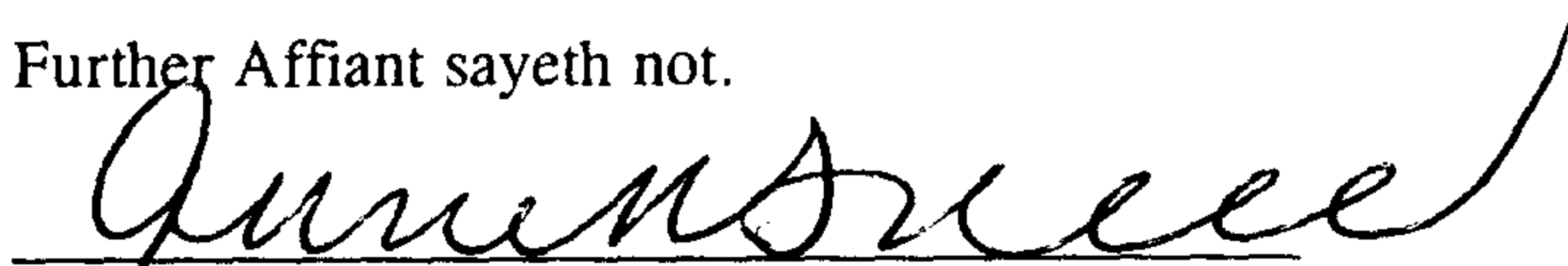
THAT the legal description in said Deed **incorrectly described** the property as follows:

BEGIN AT SW CORNER OF SE ¼ OF SE ¼, SECTION 35, TOWNSHIP 17 SOUTH, RANGE 5 WEST, RUN EAST 367.50 FEET; THEN RUN NORTH 150 FEET, THEN TURN AN ANGLE TO THE LEFT AND RUN WESTERLY AND PARALLEL TO THE SOUTH BOUNDARY OF SAID QUARTER-QUARTER SECTION 367.50 FEET; THEN TURN AN ANGLE TO THE LEFT AND RUN SOUTHWARDLY 150 FEET TO POINT OF BEGINNING


The **correct legal description** of the property is as follows:

**Begin at SW corner of SW 1/4 of SE 1/4, Section 35, Township 17 South, Range 5 West, run East 367.50 feet; then run North 150 feet, then turn an angle to the left and run Westerly and parallel to the South boundary of said quarter-quarter section 367.50 feet; then turn an angle to the left and run Southwardly 150 feet to point of beginning.**

Further Affiant sayeth not.

  
[Affiant] Anne R. Strickland

SWORN to and subscribed before me  
this 22nd day of November, 2004.

  
NOTARY PUBLIC Angela J. Keith

My Commission Expires: 10/29/06