

STATE OF ALABAMA
COUNTY OF SHELBY

20041214000682220 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
12/14/2004 10:21:00 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 3rd day of April, 2003, wherein **Michael B. Young and Rebecca A. Young** purchased the following real estate from **American Homes and Land Corporation**:

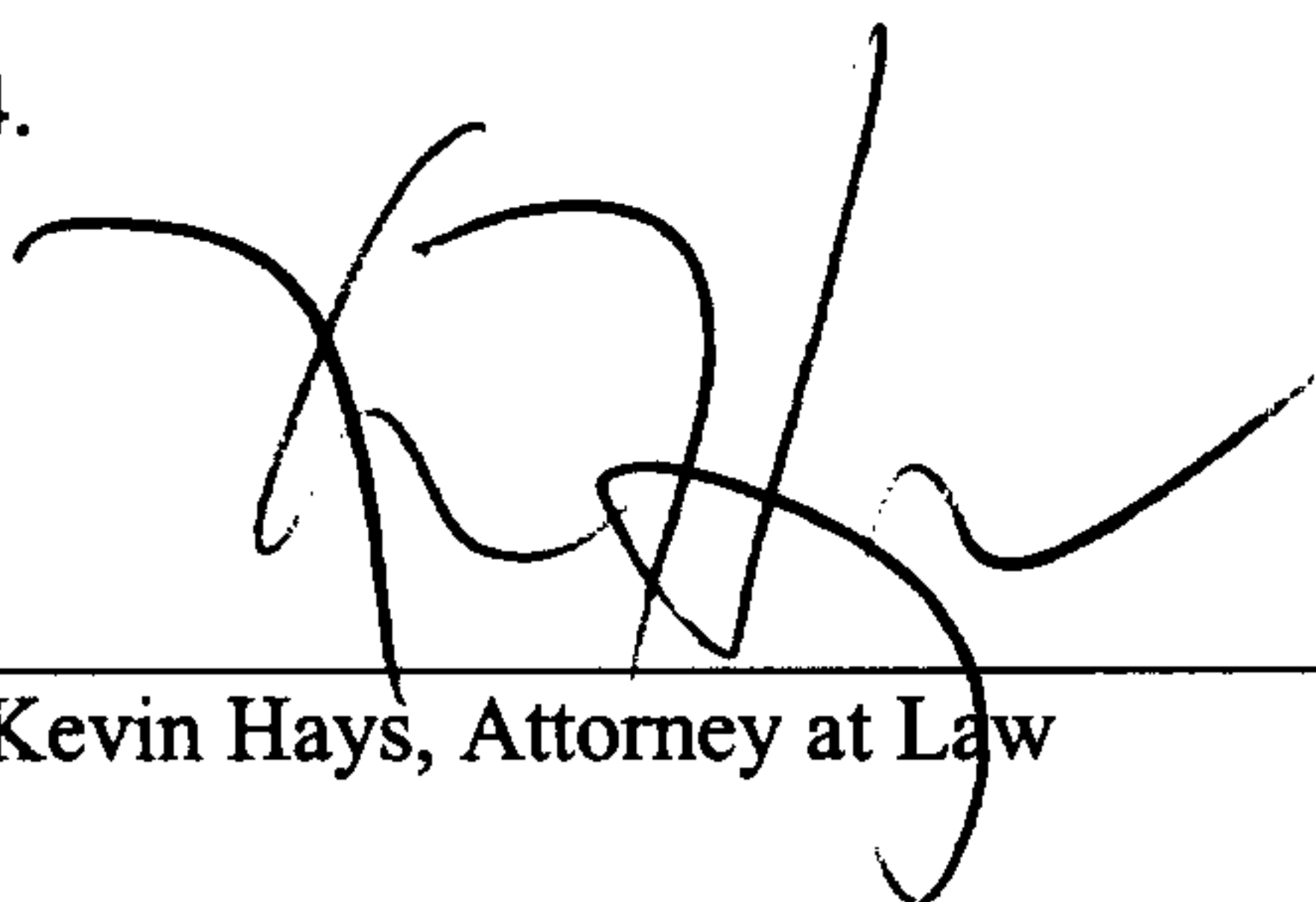
Lot 404, according to the Map and Survey of Old Cahaba, Lakewood Sector, as recorded in Map Book 25, Page 26, in the Office of the Judge of Probate of Shelby County, Alabama.

Address: 2183 Old Cahaba Place
Helena, Alabama 35080

The Warranty Deed, dated April 3, 2003, and recorded in Shelby County, Alabama as **Instrument Number 2003-0407000206920**, and Mortgage/Security Instrument given by the above-referenced Purchaser to MERS as Nominee for Republic Bank, also dated April 3, 2003 and recorded in Shelby County, Alabama as **Instrument Number 2003-0407000206930**, 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:

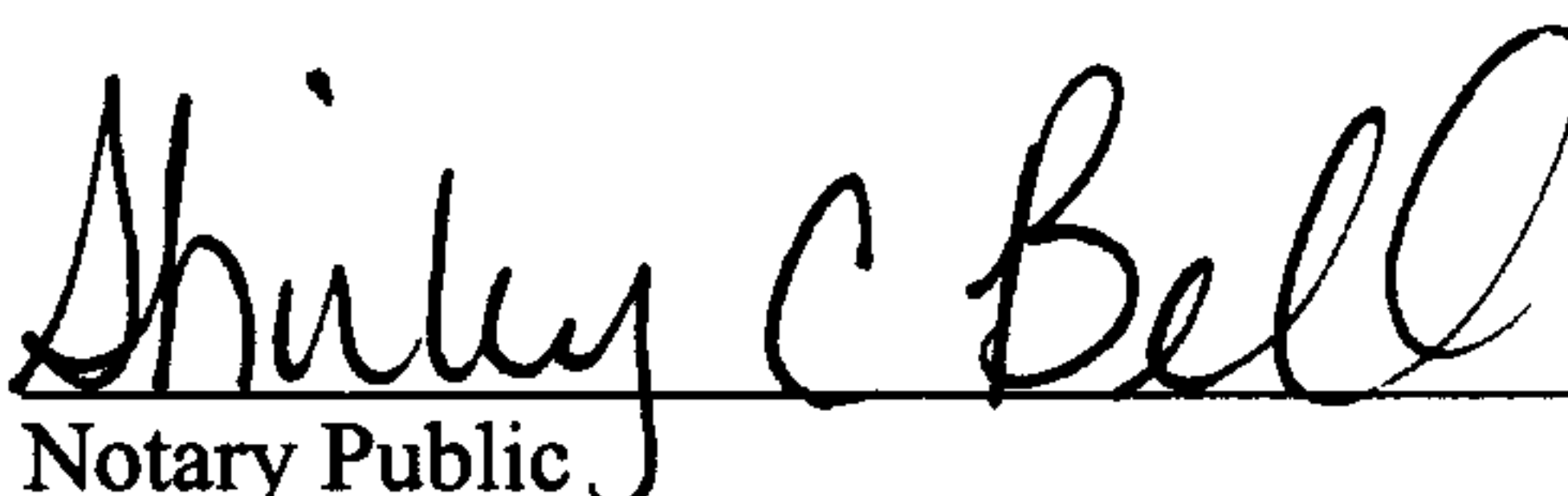
Lot 404-A, according to the Map and Resurvey of Lot 431, Old Cahaba Oakwood Sector (Map Book 28, Page 13), Lots 404 and 405, amended Map of Old Cahaba Lakewood Sector, as recorded in Map Book 29, Page 140, in the Probate Office of Shelby County, Alabama.

Done this the 13th day of December, 2004.



Kevin Hays, Attorney at Law

Sworn to and subscribed before me on December 13, 2004.



Notary Public
Commission Expires:
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Oct 19, 2008
BONDED THRU NOTARY PUBLIC UNDERWRITERS