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Shelby

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Shelby Cnty Judge of Probate, AL
01/04/2005 09:41:00 FILED/CERTIFIED

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA)
SHELBY COUNTY)

Before me the undersigned notary public, personally appeared Frank K. Bynum, who, after being sworn, deposes and says as follows:

My name is Frank K. Bynum; I am over the age of nineteen (19) years and have personal knowledge of the facts set out herein.

I am a member in good standing with the Alabama State Bar. In my capacity as an attorney at law, I had prepared at my direction and under my supervision, that certain deed, which was subsequently recorded in Instrument #2002/15056, in the Office of Probate of Shelby County, Alabama.

That in preparation of the aforesaid deed an error was made, that mistake being as follows:

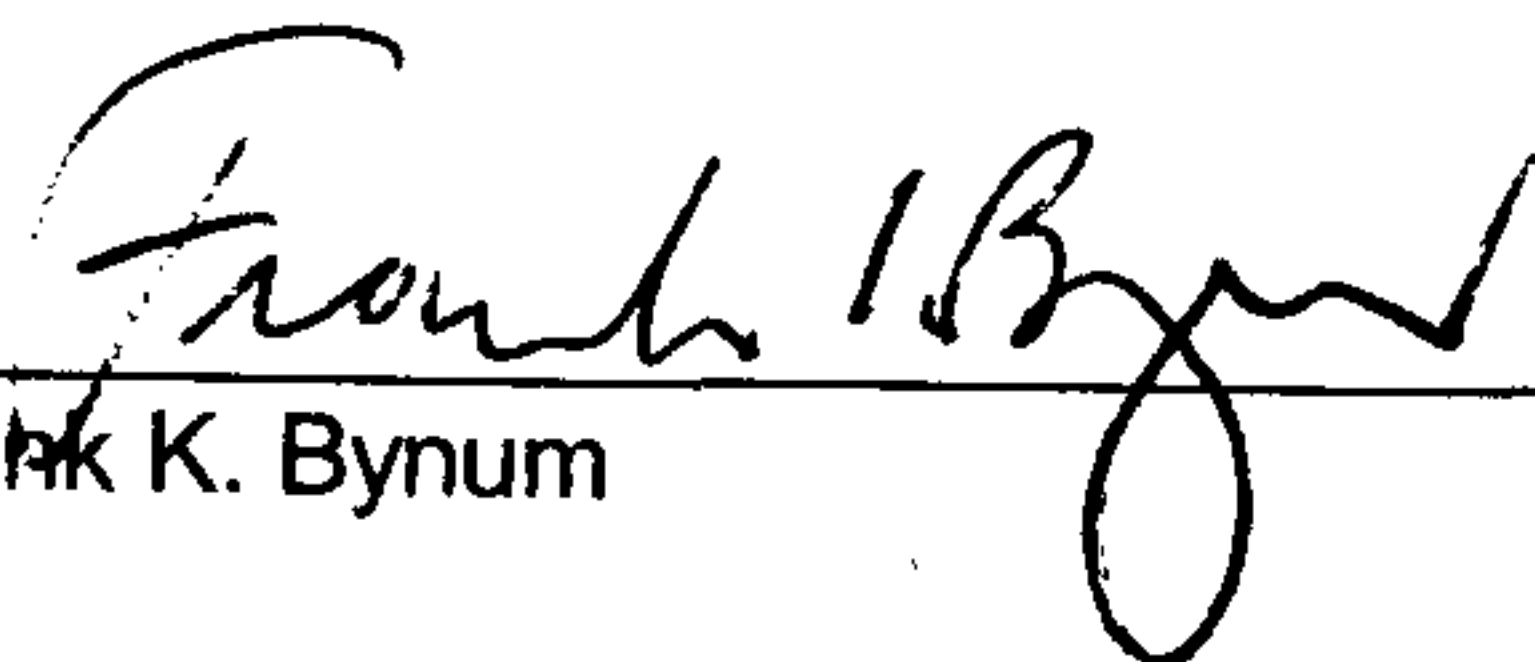
The notary acknowledgement in said deed is incorrect in that it states that the signature of Rufus Leon Dudley was witnessed, but said deed was signed Rufus Leon Dudley, Jr. The correct acknowledgement should have read as follows to wit:

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Rufus Leon Dudley, Jr. and wife Margaret S. Dudley whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

That the purpose of this affidavit is to correct the Probate Records of Shelby County, Alabama, and specifically, to correct that certain deed which is recorded in Instrument #2002-15056, in the Probate Office of Shelby County, Alabama, and that the error made in the preparation of said deed was not a contractual obligation between the sellers, Rufus Leon Dudley, Jr. and Margaret S. Dudley, and the purchasers, Patricia R. Moore and Paul E. Moore, but merely an error on the part of the preparer.

Further affiant saith not.

In witness thereof, the undersigned has caused this affidavit to be executed on this the 10th day of December, 2004.


Frank K. Bynum

Sworn to and subscribed before me on this the 10th day of December, 2004.


Notary Public

My Commission Expires: 6/9/08

NOTE TO PROBATE COURT: Please index under the names of the sellers and purchasers as stated herein.