

SCRIVENER'S AFFIDAVIT

STATE OF ALABAMA
COUNTY OF SHELBY

GRANTOR— FAITH HOMEBUILDERS, INC.
GRANTEE— WILLIAM D. RICE, JR. AND LUCY R. RICE

KNOW ALL MEN BY THESE PRESENTS: That I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that STEWART & ASSOCIATES, P.C., who is known to me and who being by me first duly sworn does on their oath depose and say as follows:

STEWART & ASSOCIATES, P.C., did prepare that certain WARRANTY DEED executed by FAITH HOMEBUILDERS, INC. to WILLIAM D. RICE, JR. AND LUCY R. RICE, HUSBAND AND WIFE, dated the 29th DAY OF JULY, 1998 and filed for record the 21st DAY OF AUGUST, 1998 in the Office of the Judge of Probate of SHELBY COUNTY, Alabama, in Instrument #1998-32633, and

THAT the Legal Description of the Property contained a clerical error which mistakenly described the legal description of the property as follows:

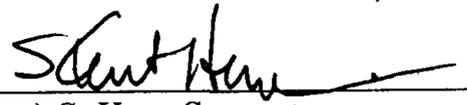
LOT 31, ACCORDING TO THE SURVEY OF EAGLE POINT, 12TH SECTOR, PHASE II, AS RECORDED IN MAP BOOK 23, PAGE 81 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

when in fact, the correct legal description is:

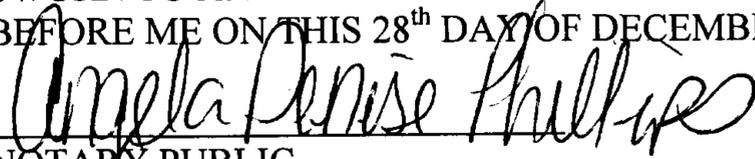
LOT 31, ACCORDING TO THE SURVEY OF EAGLE POINT, 12TH SECTOR, PHASE II, AS RECORDED IN MAP BOOK 23, **PAGE 82** IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA; BEING SITUATED IN SHELBY COUNTY, ALABAMA.

Further Affiant sayeth not.

STEWART & ASSOCIATES, P.C.


(Affiant) S. Kent Stewart

SWORN TO AND SUBSCRIBED
BEFORE ME ON THIS 28th DAY OF DECEMBER, 2004


NOTARY PUBLIC

ANGELA DENISE PHILLIPS
My commission expires: 01/16/08

PREPARED BY:
S. KENT STEWART
STEWART & ASSOCIATES, P.C.
3595 GRANDVIEW PARKWAY, #345
BIRMINGHAM, ALABAMA 35243

