

STATE OF ALABAMA  
COUNTY OF SHELBY

20050202000050560 Pg 1/1 11.00  
Shelby Cnty Judge of Probate, AL  
02/02/2005 08:47:00 FILED/CERTIFIED

## 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 Gary A. Philen, a single man to First Franklin Financial Corp. dated November 30, 2004 and recorded in Instrument No. 2004-66457 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description contained an error. 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 being conveyed. The legal description should read as follows:

**Lot 7, according to the Survey of Whitestone Townhomes, Phase One, as recorded in Map Book 20, Page 125, in the Probate Office of Shelby County, Alabama.**

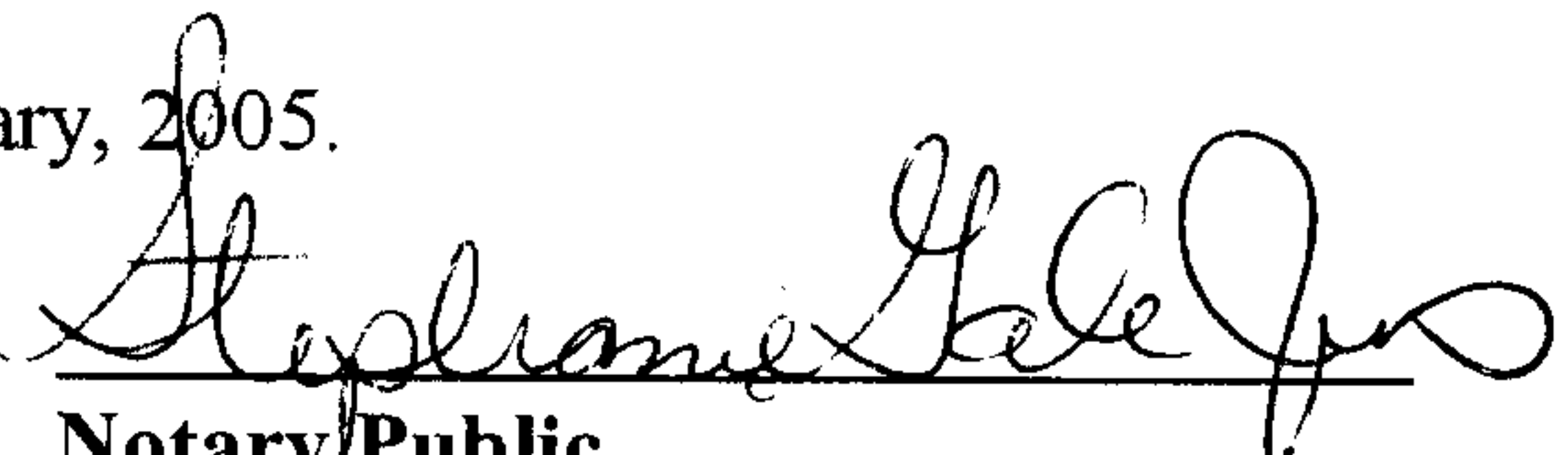
In Witness Whereof, the undersigned has caused this affidavit to be executed on this 25<sup>th</sup> day of January, 2005.

  
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**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 25<sup>th</sup> day of January, 2005.

  
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**Notary Public**  
**My Commission Expires: 02-26-05**

Battles