

STATE OF ALABAMA)
JEFFERSON COUNTY)

AFFIDAVIT EVIDENCING SCRIVENER'S ERROR

Before me, the undersigned Notary Public, personally appeared Samuel E Wiggins III, who being duly sworn deposes and says as follows:

My name is Samuel E Wiggins III, and I am a practicing attorney in the State of Alabama, whose address is 334 Sixth Avenue South, Birmingham, Alabama 35205. I was the scrivener of that mortgage, dated November 19, 2004, with Cathy Smiley as the mortgagor, to Countrywide Home Loans, Inc., first recorded in Instrument Number 20041124000645910; in the Probate Office of SHELBY County, Alabama.

The legal description contained in said document was as follows:

Lot 30, according to the Final Plat, Wynfield Parc, Phase Three, as recorded in Map Book 32, Page 87, in the Probate Office of SHELBY County, Alabama.

The undersigned has examined said documents and finds that there is a scrivener's error in the legal description. The true and correct legal description should have been:

Lot 30, according to the Final Plat, Wynfield Parc, Phase Three, as recorded in Map Book 32, Page 37, in the Probate Office of SHELBY County, Alabama.

This affidavit is made for the purpose of duly acknowledging and correcting the scrivener's errors in the drafting of said documents first recorded in Instrument Number 20041124000645910, in the Probate Office of SHELBY County, Alabama.

FURTHER, Affiant saith not.

Samuel E Wiggins III

Sworn to and subscribed before me this
the 16th day of February, 2005.

NOTARY PUBLIC

My Commission Expires: _____

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: July 12, 2007
BONDED THRU NOTARY PUBLIC UNDERWRITERS