20050513000231220 1/1 $11.00
Shelby Cnty Judge of Probate, AL
05/13/2005 10:10:16AM FILED/CERT

AFFIDAVIT OF JAMES W. FUHRMEISTER

STATE OF ALABAMA)
COUNTY OF SHELBY)

Before me, the undersigned, a Notary Public in and for said county and said state, personally appeared James W. Fuhrmeister, who after being duly sworn, deposes and says as follows:

"My name is James W. Fuhrmeister and I am a practicing attorney in the State of Alabama. On July 24, 2003 I prepared a deed conveying certain real property located in Shelby County, Alabama and executed by Town Builders, Inc. (Grantors) to William Scott Dixon and Misty S. Dixon, husband and wife, (Grantees). This deed was recorded on September 15, 2003 and appears of record in the Office of the Judge of Probate of Shelby County, Alabama as Instrument Number 20030915000617150.

I also prepared a Mortgage in which William Scott Dixon and Misty S. Dixon are the mortgagors and MERS, as Nominee for Gadsden Mortgage Services, Inc. is Mortgagee. This mortgage was recorded September 15, 2003 and appears of record in the Office of the Judge of Probate of Shelby County, Alabama as Instrument Number 20030915000617160.

In the aforesaid deed and mortgage there was a clerical error in that the incorrect legal description was attached to the deed and mortgage. The correct legal description is as follows:

Lot 11-09A, Block 11, according to the final plat of the Cottage Lots Resurvey of Mt. Laurel – Phase II, as recorded in Map Book 30, Page 123, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

I give this affidavit of my own personal knowledge of the facts set out herein."

In Witness Whereof, I have hereunto set my hand and seal on this the 4th day of May, 2005.

JAMES W. FUHRMEISTER

Sworn to and subscribed before me this 4th day of May, 2005.

Notary Public
My Commission Expires: 8-9-05

Calaba Title, Inc.