


**STATE OF ALABAMA  
COUNTY OF SHELBY**

  
20050812000414970 1/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
08/12/2005 10:37:10AM FILED/CERT

**SCRIVENER'S AFFIDAVIT**

Before me, the undersigned authority, a Notary Public for stated County in the State of Alabama, personally appeared HARRY W. GAMBLE, who being by me first duly sworn, deposes and says:

My name is Harry W. Gamble. I am an attorney at law and am licensed to practice law in the State of Alabama. I am over the age of 19 years and am competent to give this testimony.

I was the scrivener of that certain mortgage from William Jay Stuman and Tana L. Stuman, Mortgagors, to Covenant Bank, Mortgagee, dated 5/03/05 and recorded as Instrument # 20050517000236320 in the Probate Office of Shelby County, Alabama.

It has come to my attention that a scrivener's error exists on the mortgage in that the legal description to Parcel #2 did not indicate that the mortgage, as to Parcel #2, was second and subservient to another mortgage.

This error is a scrivener's error or draftsman's error and does not reflect the intention of the person who signed the instrument. The correct legal description for the mortgage is:

**PARCEL #1:**

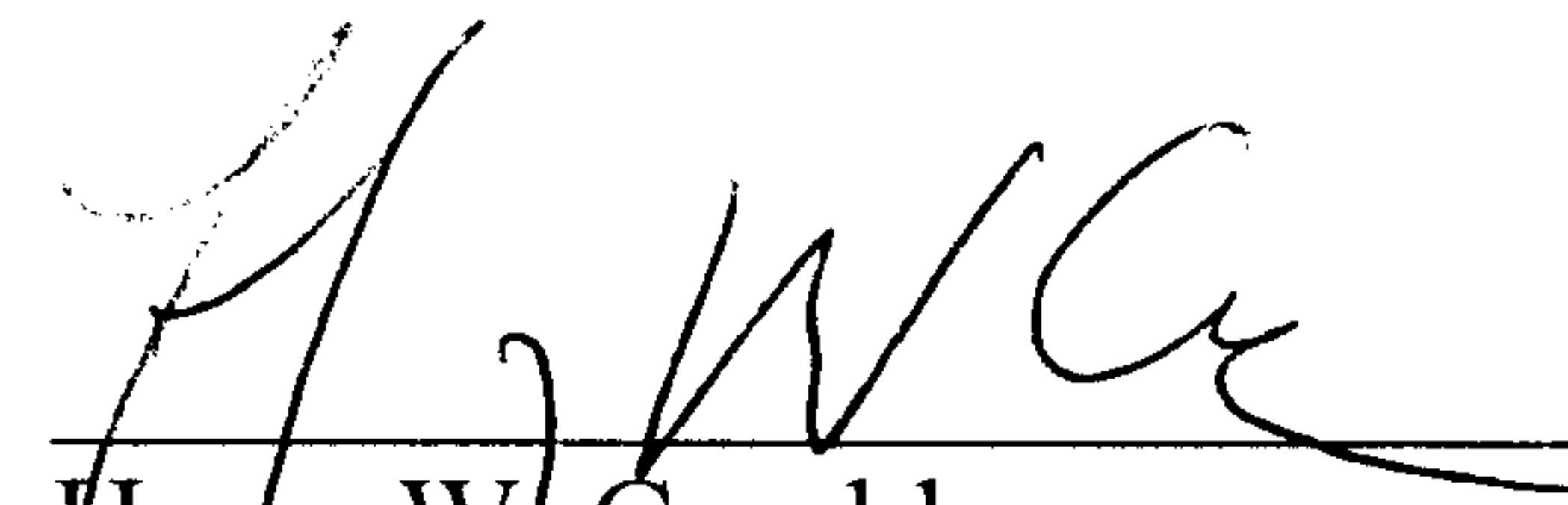
Lot 27, according to the Survey of Third Addition Riverchase West, as recorded in Map Book 7, Page 139, in the Probate Office of Shelby County, Alabama.

**PARCEL #2:**

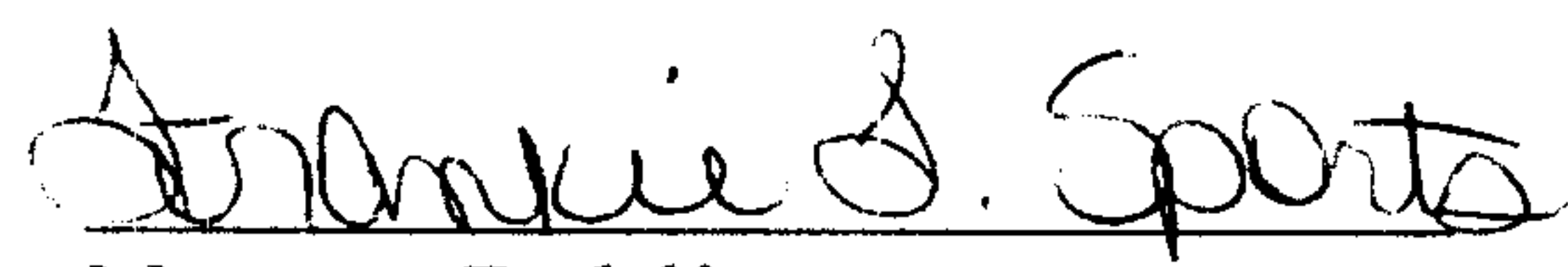
The following described real property is located in Shelby County of Alabama, from the Southeast corner of the Southwest quarter of Northeast quarter of Section 28, Township 20 South, Range 3 West, run Westerly along the South Boundary line of said quarter-quarter section for 105.0 feet to a point on the West right of way line of Shelby County Road No. 17 for the point of beginning of the land herein described; thence continue Westerly along the south boundary line of said quarter-quarter section for 330.0 feet; thence turn 81° 48' to the right and run northwesterly 170.0 feet; thence turn 98° 12' to the right and run easterly 330.0 feet, more or less, to a point on the west right of way line of said county road; thence turn 81° 48' to the right and run southeasterly along the west right of way line of said road 170.0 feet to the point of beginning.

This mortgage, as to Parcel #2, is second and subservient to that mortgage from Tana L. Stuman and William Jay Stuman, Mortgagors, to Wells Fargo Home Mortgage, Inc., which mortgage is dated September 30, 2003 and filed for record in the probate office of Shelby County, Alabama as Instrument # 20031106000740580

DONE this 5<sup>th</sup> day of August, 2005

  
Harry W. Gamble

Sworn to and subscribed before  
me on this the 5th day of  
August, 2005.



Notary Public

My commission expires: 7/12/09