STATE OF ALABAMA)

JEFFERSON COUNTY)

20050920000488400 1/1 $11.00
Shelby Cnty Judge of Probate,AL
09/20/2005 02:52:03PM FILED/CERT

AFFIDAVIT OF SCRIVENER

Before me, the undersigned Notary Public in and for said County in said State, personally appeared Kristy Liggan Riley, who, being known to me, and who being by me first duly sworn, deposes under oath and says as follows:

1. That the undersigned is over the age of twenty-one (21) years and a resident of Birmingham, Jefferson County, Alabama, with knowledge and information pertaining to the facts in this Affidavit.

2. That I recorded the original mortgage from **MILLER REALTY GROUP, LLC,** an Alabama limited liability company to **FRONTIER BANK** which was filed in the Office of the Judge of Probate of Shelby County, Alabama, on May 13, 2005, under Instrument #20050513000231340 (the "Mortgage").

3. That in said Mortgage there was a typographical error in the legal description of the property.

4. That the Mortgage mistakenly reads "page 2B A&B" in the legal description for Lot 58.

5. That the correct legal description should read as follows:

Lot 58, according to the Survey of Stonegate Realty, Phase Three, as recorded in Map Book 33, page 122, in the Probate Office of Shelby County, Alabama which was formerly a part of Lot 2, Stonegate realty Subdivision Map Book 27, Page 33; being situated in Shelby County.

6. That such error is a scrivener's error and this affidavit is given for the purpose of correcting such scrivener's error.

IN WITNESS WHEREOF, I have set my hand and seal this 15th day of September, 2005.

Kristy Liggan Riley (SEAL)
Kristy Liggan Riley

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, the undersigned authority, a Notary Public, in and for said County in said State, hereby certify that Kristy Liggan Riley, whose name, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she, executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this this 15th day of September, 2005.

Naom Hanon
Notary Public

My Commission Expires: 5/28/07

THIS INSTRUMENT PREPARED BY:
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