

SCRIVENER'S AFFIDAVIT

State of Alabama
County of Shelby

Before me, the undersigned Notary Public, personally appeared William H. Halbrooks, who after being duly sworn, states as follows:

I, William H. Halbrooks, am a licensed attorney in Alabama with office at #1 Independence Plaza, Suite 704, Birmingham, Alabama. A Mortgage was prepared by me and later recorded in Instrument #20030821000554340 in Shelby County, Alabama. The Mortgage was made by Tyler W. Erwin and spouse, Nicole H. Erwin in favor of Coats & Co., Inc. The legal description was incorrect in its entirety. The correct property legal description is as follows:

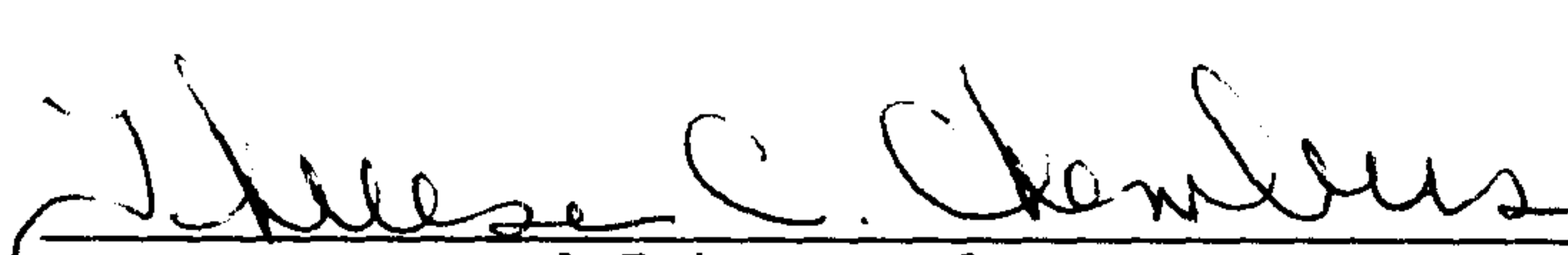
Lot 6, according to the Survey of Ashton Woods, Phase Two, as recorded in Map Book 27, Page 97, in the Probate Office of Shelby County, Alabama.

This Affidavit is given to clear title to the above described property per Land Title Company of Alabama binder #6954-M.

Further Affiant sayeth not.


William H. Halbrooks

Sworn to and subscribed before me
this 3rd day of January, 2006.


Notary Public, Theresa C. Chambers
My commission expires: 4/21/09