

STATE OF ALABAMA
COUNTY OF SHELBY

20060207000062930 1/1 \$11.00
Shelby Cnty Judge of Probate, AL
02/07/2006 01:40:40PM FILED/CERT

SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared B. Christopher Battles, who, after being duly sworn by me, deposes and says:

Affiant prepared that mortgage deed from Joel Rogers, a married man and Lori T. Rogers, his wife to Trustmark National Bank dated December 14, 2005 and recorded in Instrument No. 20051222000660720 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description contained an error. This Scrivener's Affidavit is executed by B. Christopher Battles, said scrivener as stated hereinabove and is given for the purpose of giving the correct legal description for the property being conveyed. The legal description should read as follows:

Lot 45, according to the Survey of Third Addition to Ashford Heights, as recorded in Map Book 17, Page 144, in the Probate Office of Shelby County, Alabama.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 20th day of January, 2006.

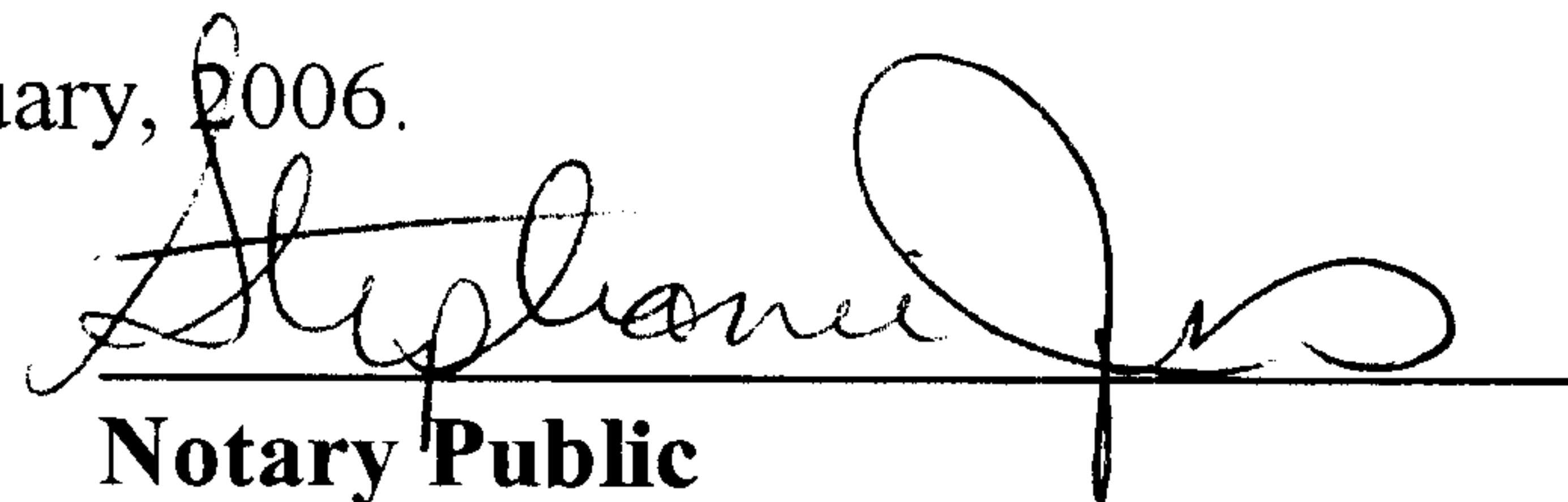


B. Christopher Battles

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that B. Christopher Battles, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 20th day of January, 2006.



Notary Public

My Commission Expires: 02-26-09

STEPHANIE JONES
Notary Public - Alabama, State At Large
My Commission Expires 2 / 26 / 2009

C. Battles