This instrument prepared by: Jamie Bruner P.O. Box 216 Pelham, Al. 35124

STATE OF ALABAMA SHELBY COUNTY

200701100000014740 1/1 \$11.00 Shelby Cnty Judge of Probate, AL 01/10/2007 10:56:23AM FILED/CERT

SCRIVENER'S AFFIDAVIT

Before me, the undersigned Notary Public in and for said County in said State, personally appeared Donna J. Schmidt, 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, Shelby County, Alabama, with knowledge and information pertaining to the facts in this affidavit.
- 2. That, at the direction of the undersigned, a mortgage of a certain parcel of real property was prepared and recorded in the Probate Office of Shelby County, Alabama, at the Instrument Number listed below:

Mortgage from HP Builders, LLC., to Regions Bank, recorded in Instrument No.20061002000486110

3. That, the legal description on said recorded mortgage contained an error on said document and the correct legal description should read:

Lot 226 and 228, according to the final plat of Forest Ridge, Phase 2, as recorded in Map Book 32, page 62, in the Probate Office of Shelby County, Alabama.

Mineral and mining rights excepted.

4. That the incorrect legal description on said recorded mortgage 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 8th day of January, 2007,

By: Donne I Schmidt Donna J. Schmidt, Its

Assistant Relationship Manager

JAMIE L. BRUNER

NOTARY PUBLIC

STATE AT LARGE - ALABAMA

Commission Expires 4-1-2009

Sworn to and subscribed before me this 8th day of January, 2007.

Notary Public

My commission expires: