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Shelby Cnty Judge of Probate, AL
06/24/2008 10:32:53AM FILED/CERT

STATE OF ALABAMA)
 :
COUNTY OF SHELBY) SCRIVENER'S AFFIDAVIT

BEFORE ME, the undersigned, a Notary Public in and for said county and in said state, personally appeared JEFF W. PARMER, and who, after having been first duly sworn, did depose and say as follows:

"My name is JEFF W. PARMER and I am an attorney duly licensed to practice law in and for the County of Shelby, State of Alabama. I prepared a mortgage from JOHN W. MERKL, an unmarried man and ABIGAIL H. SMITH, an unmarried woman, dated March 21, 2008, and recorded April 10, 2008, in Instrument No. 20080410000146370, Probate Records of Shelby County, Alabama. The property conveyed in said mortgage was described as follows:


Lot 59-A, according to A Resurvey of Lots 56, 57 & 60 of Portsouth 3rd Sector, as recorded in Map Book 7, Page 110, in the Probate Office of Shelby County, Alabama, which said resurvey is recorded in Map Book 7, Page 167.

It has come to my attention that the true and correct legal description of the property intended to be conveyed as described in Document No. 20080410000146370, should have been described as follows:

Lot 59-A, according to A Resurvey of Lots 56, 57, 58, 59 & 60 of Portsouth 3rd Sector, as recorded in Map Book 7, Page 110, in the Probate Office of Shelby County, Alabama, which said resurvey is recorded in Map Book 7, Page 167.

This Affidavit is given for the purpose of correcting the description in the mortgage prepared by me of record in Document No. 20080410000146370, Probate Records of Shelby County, Alabama."

Dated this 19th day of June, 2008.

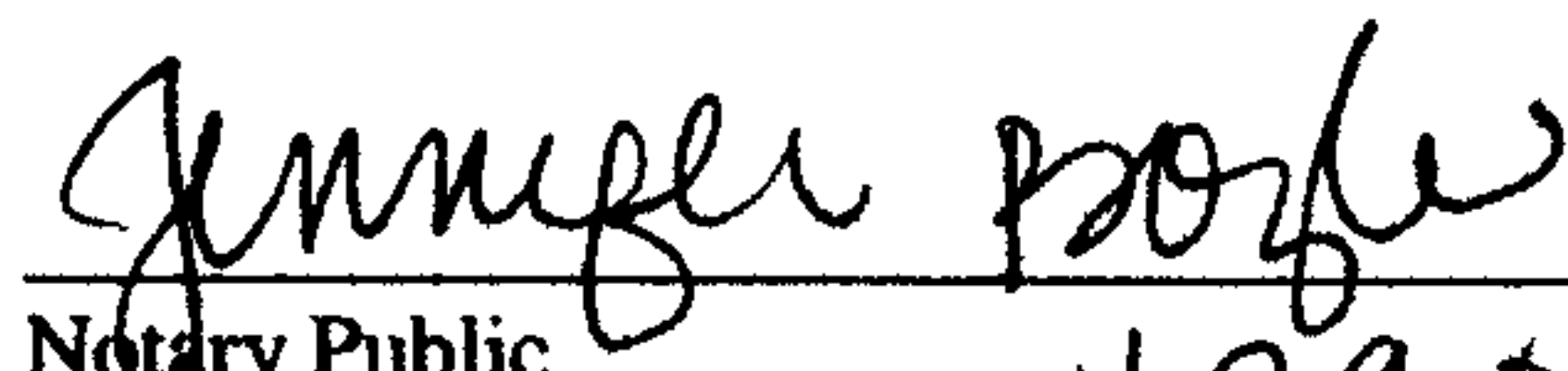


Jeff W. Parmer

STATE OF ALABAMA)
 :
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said county and in said state, hereby certify that JEFF W. PARMER, 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 the instrument, he, executed the same voluntarily on the day the same bears date.

Given under my hand this the 19th day of June, 2008.



Notary Public
My Commission Expires: 4.29.09

THIS INSTRUMENT PREPARED BY:
JAMES G. HARRISON
STEPHENS, MILLIRONS, HARRISON & GAMMONS, P.C.
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