Davidson County DEEDWARR
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20040922-0113908

State of Tennessee
County of Davidson

Scrivener's Affidavit of Preparation of Warranty Deed and Deed of Trust Legal Description

(reference to Warranty Deed of record Instrument No. 20040105-0001090)
(reference to Deeds of Trust of record Instrument No. 20040105-0001091 and 20040105-0001093)

Comes now Realty Title and Escrow Company, Inc. 1187 Old Hickory Blvd Suite 100, Tennessee, by and through its authorized agent, and states on oath:

1. That Realty Title and Escrow Company prepared a certain Warranty Deed dated December 22, 2003, wherein Robert W. Bolster, Sr. and wife, Alice T. Bolster, were the grantors and David Chad Ellis and wife, Teresa Lynn Ellis was the grantee;
2. That Realty Title prepared a legal description that was attached to a certain Deed of Trust wherein David Chad Ellis, married, and Teresa Lynn Ellis, married were the mortgagors and Freeman Webb Mortgage Corporation was the mortgagee executed on December 24, 2003;
3. That Realty Title prepared a legal description that was attached to a certain Tennessee Deed of Trust (Home Equity Line of Credit) wherein David Chad Ellis and Teresa Lynn Ellis were the mortgagors and First Tennessee Bank National Association was the mortgagee executed on December 24, 2003;
4. That said Warranty Deed and Deeds of Trust incorrectly omitted part of the legal description containing part of Lot 449 Block C;
5. That said complete correct legal description is attached hereto and marked as Exhibit "A";
6. That said Warranty Deed was originally recorded with the Register of Deeds of Davidson County, Tennessee in **Instrument No. 20040105-0001090** on January 5, 2004;
7. That said Deed of Trust in favor of Freeman Webb Mortgage Corporation was originally recorded with the Register of Deeds of Davidson County, Tennessee in **Instrument No. 20040105-0001091** on January 5, 2004;
8. That said Tennessee Deed of Trust (Home Equity Line of Credit) in favor of First Tennessee Bank National Association was originally recorded with the Register of Deeds of Davidson County, Tennessee in **Instrument No. 20040105-0001093** on January 5, 2004;
9. That the correct legal description on said Warranty Deed and Deeds of Trust should include part of Lot 449 which is more fully set out in Exhibit "A" and said instruments are hereby corrected to include said Lot;
10. That this affidavit is given to explain these mistakes and to assist the present owner, as well as all future owners, lenders, title examiners and insurers.

DONNA J. VANDERMEER NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.
9-22-07

Realty Title and Escrow Company, Inc.
By: Brian Payne

Subscribed and sworn to before me the undersigned on this 1st day of June, 2004.

Notary Public

State of Tennessee
County of Davidson

My Commission Expires ~~OCT. 25, 2003~~

Personally appeared before me, the undersigned, a notary public in and for said county and state the within named Brian Payne, with whom I am personally acquainted, and who acknowledged that he executed the within instrument for the purposes therein contained.

Witness my hand and seal at Brentwood, Tennessee, this 2nd day of September, 2004.

Notary Public
My commission expires: 9-22-07

This instrument prepared by:
Realty Title and Escrow Company, Inc.
1187 Old Hickory Blvd Suite 100
Brentwood, TN 37027

DONNA J. VANDERMEER NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.
9-22-07

My Commission Expires ~~OCT. 25, 2003~~

Exhibit A

Land in Davidson County, Tennessee, being Lot No. 445 and the southwesterly part of Lot 449, on the Map of the Richland Realty Company's Subdivision "C" of record in Book 421, Page 31, Register's Office for Davidson County, Tennessee.

Said Lot No. 445 fronts sixty feet on the southerly side of Meadowbrook Avenue and runs back between parallel lines 200 feet to an alley.

The southwesterly part of Lot No. 449 being more particularly described as follows:

BEGINNING at the southwest corner of said lot, at the intersection of two alleys; thence along the margin of an alley, North 68 degrees 39' East 60 feet to a corner of the property as conveyed by deed of record in Book 739, Page 121, said Register's Office, said point being 9.8 feet west of the common corner of Lots Nos. 449 and 450; thence North 6 degrees 30' West 100 feet to a point; thence North 88 degrees 16' West 69 feet to a point in the easterly margin of an alley, which point is 17.8 feet south of the southeast corner of Lot No. 445; thence along the margin of an alley South 11 degrees 14' East 125.7 feet to the point of beginning.