Davidson County AFFIDAVIT
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20041014-0124048

This Instrument Prepared By:
American Title Company, Inc.
925 Industrial Dr
Old Hickory, TN 37138

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Cross Reference to
Instrument # 20030224-0023748
Instrument # 20030224-0023749
Davidson County Register's Office

SCRIVENER'S AFFIDAVIT

Before me, the undersigned attesting officer, came Jake Crum (the "Affiant") on behalf of American Title Company, who being sworn duly deposes as follows:

1.

American Title Company was the settlement agent on the 31st of January, 2003 representing Gary Nelson and wife Robbie Nelson (hereinafter referred to as "Grantor") and Urbano Hernandez Martinez a married man(hereinafter referred to as "Grantees") for a transaction involving the property described below, attached hereto and incorporated herein by reference:

Land in Davidson County, Tennessee, being lot No. 8 on the Plan of Whitsett Subdivision Re-Subdivision of Reserved Parcels "A" and "B", as of record in Plat Book 5190, page 254, Register's Office for Davidson County, Tennessee to which plan reference is hereby made for a more complete description thereof.

2.

In conjunction with said closing, American Title Company prepared a Warranty Deed dated January 31,2003, executed by Gary Nelson and wife Robbie Nelson and recorded as instrument number 20030224-0023748, Davidson County Register's Office and a Deed of Trust dated January 31,2003, executed by Urbano Hernandez Martinez, a married man, and recorded as instrument number 20030224-0023749, Davidson County Register's Office.

3.

A scrivener's error was made in said Warranty Deed and in said Deed of Trust in that the legal descriptions were incorrect in that they did not make mention to the master deed of Whitsett Commons filed of record as instrument number 20021017-0127717, Davidson County Register's Office. The legal descriptions are hereby corrected to read as follows:

Land in Davidson County, Tennessee, being unit 1 and unit 2 on the Master Deed of Whitsett Commons of record in instrument number 20021017-0127717 Register's Office for Davidson County, Tennessee. Also being lot No. 8 on the Plan of Whitsett Subdivision Re-Subdivision of Reserved Parcels "A" and "B", as of record in Plat Book 5190, page 254, Register's Office for Davidson County, Tennessee to which plan reference is hereby made for a more complete description thereof.

4.

The purpose of the affidavit is to put all parties on notice of the above-described error and

to correct the same.

5.

Affiant is aware that this Affiant will be relied upon by lenders, attorneys, title holders, prospective purchasers and title insurance companies.

Jake Crum

STATE OF TENNESSEE
DAVIDSON COUNTY

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, the within Jake Crum, the within named bargainor, with I am personally acquainted (or proved to me on the basis of satisfactory evidence) and who acknowledged that she executed the within instrument for the purpose therein contained.

Witness my hand and official seal this 12 day of October, ~~2003~~ 2004

C Waters
Notary Public

Commission Expiration

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C. WATERS NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

My Commission Expires MAR. 26, 2005