SCRIVENER'S AFFIDAVIT

THIS INSTRUMENT PREPARED BY:
MICHAEL J. PHILBIN, P.C.
2021 RICHARD JONES ROAD, SUITE 220
NASHVILLE, TN 37215-2860
(615) 345-0025
(615) 320-3280 (FAX)

MAP/PARCEL
161-16-A-59CO

Davidson County DEEDWARR
Recvd: 05/13/05 11:12 2 pgs
Fees:12.00 Taxes:0.00
20050513-0054239

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Comes now Michael J. Philbin, who is over eighteen (18) years of age and whose address is 2021 Richard Jones Road, Suite 220, Nashville, TN 37215 and would state as follows:

On the 26th day of April, 2004, an employee of Michael J. Philbin, P.C. prepared the below described Warranty Deed. One of her duties was to insert the correct Unit number in the legal description for said property in said Warranty Deed.

Recorded at Instrument No: 20041104-0133244 in the Register's Office for Davidson County, Tennessee, is a Warranty Deed conveying certain property therein described from Beazer Homes Corp., a Tennessee Corporation as Grantor to Jeffrey Bourque, an unmarried man as Grantee.

The foregoing Warranty Deed contains a scrivener's error in the legal description reflecting the Unit being conveyed as Unit No. 53 This error was unintentional.

The Unit No. which should appear in the legal description is Unit No. 59

This Affidavit is made of my personal knowledge to correct the error above described.

EXECUTED this 12th day of May, 2005.

Affiant

Michael J. Philbin

OATH AND ACKNOWLEDGMENT

Personally appeared before me the within named Michael J. Philbin who made oath that he has read the foregoing Affidavit and the things and matters contained therein are true. The Affiant did further acknowledge that he executed the within described document for the purpose of correcting the scrivener's error herein described.

SUBSCRIBED AND SWORN TO before me this 12th day of May, 2005.

My Commission Expires: March 25 2006

Notary Public

SHELLY ABELL NOTARY PUBLIC AT LARGE DAVIDSON COUNTY, TENN.

Shelly Abell
My Commission Expires
March 25, 2006