This Instrument Prepared By: Return to:

Rudy Title & Escrow
2012 21st Avenue South
Nashville, TN 37212

SCRIVNER'S AFFIDAVIT

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Comes now, Cara Monforte, hereinafter referred to as Affiant, on this 19th day of September, 2005, and after first being duly sworn according to law, does state the following as true and correct to the best of his knowledge, information and belief:

1. The Affiant prepared a Warranty Deed dated March 11th, 2005, and filed for record on March 15th, 2005, in Instrument Number 20050315-0028549, Register's Office for Davidson County, Tennessee between Dave W. Brooks, an unmarried man (Grantor) and Charles James Kincaid (Grantees).

2. That the above mentioned Warranty Deed was recorded with clerical errors.

3. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the Derivation as follows:

Legal Description in Instrument Number 20050315-0028549:

BEING THE EAST 68 FEET OF LOT NO. 89 ON THE MAP OF BELMONT LAND COMPANY'S SUBDIVISION CALLED "BELMONT HEIGHTS" AS OF RECORD IN BOOK 421, PAGE 34, REGISTER'S OFFICE, DAVIDSON COUNTY, TENNESSEE.

SAID PART OF LOT NO. 89 FRONTS 68 FEET ON THE NORTHERLY SIDE OF BEECHWOOD AVENUE AND RUNS BACK BETWEEN PARALLEL LINES, 188 FEET TO AN ALLEY.

BEING THE SAME PROPERTY CONVEYED TO DAVID W. BROOKS, AN UNMARRIED MAN BY QUITCLAIM DEED FROM MARY LOUISE ARMSTRONG, A MARRIED WOMAN, RECORDED THE 15TH DAY OF MARCH, 2001 IN INSTRUMENT NO. 20010315-0024679, IN THE REGISTER'S OFFICE OF DAVIDSON COUNTY, TENNESSEE. SUBJECT TO LIFE ESTATE RETAINED BY EDNA BROOKS CRAWLEY AS SET OUT IN DEED RECORDED JANUARY 20, 1991 IN BOOK 8379, PAGE 266, REGISTER'S OFFICE FOR DAVIDSON COUNTY, TENNESSEE.

Legal Description should have read:

BEING THE EAST 68 FEET OF LOT NO. 89 ON THE MAP OF BELMONT LAND COMPANY'S SUBDIVISION CALLED "BELMONT HEIGHTS" AS OF RECORD IN BOOK 421, PAGE 34, REGISTER'S OFFICE, DAVIDSON COUNTY, TENNESSEE.

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Davidson County AFFIDAVIT
Recvd: 02/28/06 13:18 2 pgs
Fees:12.00 Taxes:0.00
20060228-0022967

G-KW-05-1512

AFFIANT

State of Tennessee
County of Davidson

Personally appeared before me, the undersigned authority, a Notary Public in and for said County and State aforesaid, Cara Monforte, the within named bargainor, with whom I am personally acquainted, or proved to me on the basis of satisfactory evidence and who acknowledged that he executed the within instrument for the purposes therein contained.

Witness my hand and official seal this 19th day of September, 2005.

Notary Public

My Commission Expires: 7-24-06

JOHN GLEAVES
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.