This Instrument Prepared By and Return to:

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

SCRIVNER'S AFFIDAVIT

Davidson County DEEDWARR
Recvd: 03/15/06 11:10 6 pgs
Fees:32.00 Taxes:0.00
20060315-0029768

STATE OF TENNESSEE
COUNTY OF RUTHERFORD

Comes now, Cara Monforte, hereinafter referred to as Affiant, on this 21th day of February, 2006, and after first being duly sworn according to law, does state the following as true and correct to the best of her knowledge, information and belief:

1. That Affiant prepared a Warranty Deed dated July 14, 2005, and recorded August 3, 2005 in Instrument Number 20050803-0091336, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Jerry Michael M. Jones, a single person(Grantee).

2. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

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

Unit 106, and 2 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

4. That Affiant prepared a Warranty Deed dated July 18, 2005, and recorded August 8, 2005 in Instrument Number 20050808-0093469, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Jennifer Card, a single person(Grantee).

5. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

6. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 205, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

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Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

7. That Affiant prepared a Warranty Deed dated June 21, 2005, and recorded July 14, 2005 in Instrument Number 20050714-0081882, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Kevin S. Weldon, an unmarried man(Grantee).

8. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

9. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 305, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

10. That Affiant prepared a Warranty Deed dated June 20, 2005, and recorded June 29, 2005 in Instrument Number 20050629-0074738, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Denise A. Jarvis, unmarried(Grantee).

11. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

12. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 306, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

13. That Affiant prepared a Warranty Deed dated June 22, 2005, and recorded June 29, 2005 in Instrument Number 20050629-0074774, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Ana Carneiro, a single person(Grantee).

14. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

15. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 307, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

16. That Affiant prepared a Warranty Deed dated June 17, 2005, and recorded June 22, 2005 in Instrument Number 20050622-0071416, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and Christopher P. Bade, unmarried (Grantee).

17. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

18. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 405, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

19. That Affiant prepared a Warranty Deed dated July 29, 2005, and recorded August 8, 2005 in Instrument Number 20050808-0093357, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and, Tracy R. Gentry, unmarried(Grantee).

20. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

21. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 406, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

22. That Affiant prepared a Warranty Deed dated July 15, 2005, and recorded July 26, 2005 in Instrument Number 20050726-0086922, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and, Johanna Bengson, unmarried(Grantee).

23. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

24. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 408, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

25. That Affiant prepared a Warranty Deed dated July 6, 2005, and recorded July 14, 2005 in Instrument Number 20050714-0081916, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and, Pete M. Peters, an unmarried man(Grantee).

26. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

27. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 505, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

28. That Affiant prepared a Warranty Deed dated June 20, 2005, and recorded July 7, 2005 in Instrument Number 20050707-0077835, Register's Office for Davidson County, Tennessee between The Exchange Lofts, LLC (Grantors) and, Bobby G. De Armond, unmarried (Grantee).

29. That the legal description for the above mentioned Warranty Deed was recorded with an incorrect legal description.

30. That Affiant makes this affidavit for the purpose of amending the original Warranty Deed by correcting the legal description as follows:

Unit 506, and 1 parking space(s), The Exchange Lofts of The Banner Block Condominiums, as established under Master Deed of record in Instrument 20050527-0060419, in the Register's Office, Davidson County, Tennessee, to which master deed reference is hereby made for a more particular description of said unit.

The said Grantee, its heirs, successors and assigns, takes title to the Property subject to the following restriction relating to its use, which shall be deemed a covenant running with the land but which shall terminate and be of no further force and effect five (5) years from [date of the original conveyance from the Developer]: the Property must be rented or owned by an individual or individuals whose household earnings are eighty percent (80%) or less of the median income for household size for Nashville, Tennessee area as defined by the Department of Housing and Urban Development ("HUD"), as adjusted annually by HUD. The Property is subject to the Affordable Restrictions as provided in the Master Deed of record in Instrument Number 20050527-0060419, Register's Office for Davidson County, Tennessee.

Being a part of the same property conveyed to The Exchange Lofts, LLC, a Tennessee limited liability company by Quitclaim Deed from Metropolitan Development and Housing Agency, a public body and body corporate and politic, recorded the 8th day of July, 2004 in Instrument No. 20040708-0081242, in the Register's Office of Davidson County, Tennessee.

This conveyance is subject to any and all existing easements and restrictions as shown of record including those of record in Book 9208, page 613; Instrument Number 20020626-0076795; 20040708-0081245; 20050527-0060419; 20041001-0118481; 20050511-0053156; and Book 148, page 264, Register's Office for Davidson County, Tennessee.

The Exchange Lofts, LLC, a Tennessee limited liability company (Grantor) joins in this conveyance for the purpose of acknowledging the amended legal description.

The Exchange Lofts, LLC (Grantor):

By: Aaron White, Chief Manager

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Affiant

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Personally appeared before me, John Gleaves, 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 she executed the within instrument for the purposes therein contained.

Witness my hand and official seal at office this 21st day of February, 2005.

NOTARY PUBLIC

My Commission Expires: 7-2906

JOHN GLEAVES STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TENN.

STATE OF Tennessee
COUNTY OF Davidson

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, Aaron White, with whom I am personally acquainted or proved to me on the basis of satisfactory evidence, and who acknowledged that he/she is the Chief Manager of The Exchange Lofts, LLC, a Tennessee limited liability company, the maker, that he/she is authorized by the maker to execute the within instrument on its behalf, and who acknowledged that he/she executed the within instrument on behalf of the maker, for the purposes therein contained.

Witness my hand and official seal
on this the 21st day of February, 2005.

NOTARY PUBLIC

My Commission Expires: 7-29-06

JOHN GLEAVES STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY, TENN.