This Instrument Prepared By and Return to:

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

Davidson County DEEDWARR
Recvd: 10/11/06 13:02 2 pgs
Fees:12.00 Taxes:0.00

20061011-0126340

SCRIVNER'S AFFIDAVIT

STATE OF TENNESSEE
COUNTY OF DAVIDSON

Comes now, Cara Monforte, hereinafter referred to as Affiant, on this 2nd day of October, 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. The Affiant prepared a Warranty Deed dated July 28, 2004, and recorded August 19, 2004 in Instrument Number 20040819-0100589, Register's Office for Davidson County, Tennessee between Julie A. Bair (Grantor) and Susan A. Mizgata (Grantee).

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

3. **The Affiant makes this affidavit for the purpose of amending the original Warranty Deed to correct the legal description.**

Legal Description read:
Beginning at the Southeast corner of property on Tax Map 094-01, as Parcel 100.00, said point being on the Present Westerly R-O-W of South 14th Street, 18.23 feet left of Sta. 20+59.35 of Project 03-M-29 on file at the Public Works Department of Davidson County, TN., said point being the point of beginning.

Thence: leaving the Present R-O-W of South 14th Street, along the Southern line of the above mentioned parcel, North 83 degrees 31 ,minutes 47 seconds West, a distance of 10.00 feet to a point;

Thence: leaving the Southern line of the above mentioned parcel, with the Proposed R-O-W of South 14th Street, North 06 degrees 41 minutes 12 seconds East, a distance of 49.93 feet to a point, said point being in the Northern line of the above mentioned parcel;

Thence: with the parcels Northern line South 83 degrees 31 minutes 47 seconds East, a distance of 10.00 feet to a point, said point being the Northeast corner of the above mentioned parcel and also being on the Present Westerly R-0-W of South 14th Street;

Thence: with the Present Westerly R-O-W of South 14th Street South 06 degrees 41 minutes 12 seconds West, a distance of 49.93 feet to the point of beginning.

Said portion of land contains 499 square feet or 0.0115 acres, more or less.

Temporary Construction Easement

Being a strip of land 7.00 feet in width and 49.93 feet in length starting at 28.22 feet left of Sta. 20+59.82 running parallel and perpendicular to the Proposed Right-of-Way of South 14th Street and of the above mentioned portion of land;

Said portion of land contains 350 square feet, or 0.0080 acre.

Legal Description should have read:

Being Lot 120 on the plan of Payne, Blakemore and Cummings Addition to Nashville as shown of record in Book 57, Page 70, Register's Office for Davidson County, Tennessee. Less and Except conveyance to State of Tennessee in 20040505-0051413, further described as follows:

Beginning at the Southeast corner of property on Tax Map 094-01, as Parcel 100.00, said point being on the Present Westerly R-O-W of South 14th Street, 18.23 feet left of Sta. 20+59.35 of Project 03-M-29 on file at the Public Works Department of Davidson County, TN., said point being the point of beginning.

Thence: leaving the Present R-O-W of South 14th Street, along the Southern line of the above mentioned parcel, North 83 degrees 31 ,minutes 47 seconds West, a distance of 10.00 feet to a point;

Thence: leaving the Southern line of the above mentioned parcel, with the Proposed R-O-W of South 14th Street, North 06 degrees 41 minutes 12 seconds East, a distance of 49.93 feet to a point, said point being in the Northern line of the above mentioned parcel;

Thence: with the parcels Northern line South 83 degrees 31 minutes 47 seconds East, a distance of 10.00 feet to a point, said point being the Northeast corner of the above mentioned parcel and also being on the

Present Westerly R-0-W of South 14th Street;

Thence: with the Present Westerly R-O-W of South 14th Street South 06 degrees 41 minutes 12 seconds West, a distance of 49.93 feet to the point of beginning.

Said portion of land contains 499 square feet or 0.0115 acres, more or less.

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Being a strip of land 7.00 feet in width and 49.93 feet in length starting at 28.22 feet left of Sta. 20+59.82 running parallel and perpendicular to the Proposed Right-of-Way of South 14th Street and of the above mentioned portion of land;

Said portion of land contains 350 square feet, or 0.0080 acre.

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 she executed the within instrument for the purposes therein contained.

Witness my hand and official seal this 2nd day of October, 2006.

Notary Public

My Commission Expires: 7-24-10

Maximum Principal indebtness for Tennessee tax recording purposes is $-0-.

JOHN GLEAVES
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.