Prepared by:
Highland Title, LLC
394 West Main St, Ste B-5
Hendersonville, TN 37075

Davidson County AFFIDAVIT
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SCRIVENER'S AFFIDAVIT

State of Tennessee
County of Sumner

The undersigned, **Devon J. Sutherland**, being first duly sworn, deposes and makes oath as follows:

I prepared the following document:

> Warranty Deed dated **May 11**, from **Timothy C. Abendroth and wife Rachel D. Abendroth** to **Timothy J. Abendroth and Amber N. Abendroth, husband and wife**, which was recorded in Instrument Number 20070515-0058292, Register's Office for **Davidson** County, Tennessee;

Whereas the following language was erroneously omitted from the legal description:

> Included in the above-described real property is a manufactured home located on said land, Serial No. CLR1950, manufactured by Clayton Homes, the same being permanently affixed to the realty, and intended to constitute an improvement to real property, and not an item of personal property.

Whereas, the correct the legal description should include the above mentioned language and should read as follows:

> LAND in the 24th Civil District of Davidson County, Tennessee, being a portion of the property of James A. Johnson and wife, Lottie Morehead Johnson, as of record in Deed Book 4063, Page 896, Register's Office, Davidson County, Tennessee described as follows:
>
> COMMENCING at a point in the center of Ridgewood Road at the Northwest corner of the property of William T. Williams, Jr., (DB: 2535, pg. 621, R.O.D.C., TN.) and the Southeast corner of the property of James A. Johnson (DB:4063, pg. 896, R.O.D.C., TN.); thence leaving said road, N. 35 deg. 45' E. 176 feet to a 15" black gum tree; thence, N. 19 deg. 15' E. 159 feet to a 12" hickory tree; thence, N. 5 deg. E. 147 feet to a 20" beech tree; thence, N. 24 deg. 40' E. 218.5 feet to a 8" beech tree; thence, N. 19 deg. 20' E. 211 feet to a 18" white oak tree; thence, N. 0 deg. 30' E. 239 feet to a 20" sugar tree; thence, N. 11 deg. 15' E. 243 feet to a 16" red oak tree; thence, N. 13 deg. E. 180 feet to a 18" poplar tree and the point of beginning; thence, S. 67 deg. W. 525.9 feet to a point; thence, N. 14 deg. 09' E. 1220 feet to a point in the center of Sycamore Creek; thence with the center of same, S. 59 deg. 30' E. 220 feet, S. 45 deg. 45' E. 70 feet, S. 29 deg. 20' E. 76 feet, S. 6 deg. W. 64 feet, S. 78 deg. 30' W. 80 feet, S. 9 deg. 30' W. 71 feet, S. 20 deg. E. 180 feet. S. 42 deg. 30' E. 260 feet to a point in said creek; thence leaving creek, S. 54 deg. 40' W. 151 feet to a 5" sugar tree; S. 35 deg. 20' W. 187.5 feet to the point of beginning, containing 9.27 acres, more or less.
>
> Included in the above-described real property is a manufactured home located on said land, Serial No. CLR1950, manufactured by Clayton Homes, the same being permanently affixed to the realty, and intended to constitute an improvement to real property, and not an item of personal property.
>
> BEING the same property conveyed to Timothy J. Abendroth and Amber N. Abendroth, husband and wife, by Warranty Deed from Timothy C. Abendroth and wife, Rachel D. Abendroth, dated May 11, 2007, recorded May 15, 2007, in

Instrument Number 20070515-0058292, Register's Office for Davidson County, Tennessee.

Further the affiant saith not.

Witness my hand this 17th day of August, 2007.

Affiant
Name: Devon J. Sutherland

STATE OF TENNESSEE
COUNTY OF SUMNER

Personally appeared before me, the undersigned, a Notary Public in and for said County and State, **Johnna L. Smith**, the within named Affiant, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), who made oath that the statements contained in the foregoing Affidavit are true of Affiant's own knowledge and who acknowledged that she executed the within instrument for the purposes therein contained.

Witness my hand and official seal at Hendersonville, TN, this 17th day of August, 2007.

Notary Public – Johnna L. Smith

My Commission Expires: 09/22/07

JOHNNA L. SMITH
NOTARY PUBLIC AT LARGE
DAVIDSON COUNTY, TENN.