Box 36
22756

**THIS INSTRUMENT PREPARED BY:**
**Richard W. Sebastian, Reg. #15668**
**ORTALE, KELLEY, HERBERT & CRAWFORD**
**200 Fourth Avenue North**
**Nashville, TN 37219-8985**

Davidson County AFFIDAVIT
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20071214-0144101

**SCRIVENER'S AFFIDAVIT**

**STATE OF TENNESSEE]**
**COUNTY OF DAVIDSON]**

**WHEREAS,** by Warranty Deed of record in Instrument No. 20071024-0125862, Register's Office for Davidson County, Tennessee, wherein Regent Homes, LLC, a Tennessee Limited Liability Company, conveyed property therein described to Gregory P. Bruss and Mary J. Bruss, husband and wife;

**WHEREAS,** by Deed of Trust, Assignment of Rents and Leases, Security Agreement, and Financing Statement of record in Instrument No. 20071024-0125863, Register's Office for Davidson County, Tennessee, wherein Gregory Bruss, Individual and wife, Mary Bruss, Individual, conveyed property therein described to Kenneth Clark Hood, Trustee, to secure an indebtedness to GreenBank; and

Comes now, Richard W. Sebastian, Attorney at Law, a resident of Davidson County, Tennessee, hereinafter referred to as **"Affiant,"** being duly sworn according to law, states as follows:

**WHEREAS,** through error and inadvertence said property contained an error in the legal description in the Warranty Deed and Deed of Trust. Also, the Supplemental Master Deed Restrictions referenced as Exception Number 3 of the Warranty Deed contained an error in which a portion of the Instrument Number was omitted;

**NOW THEREFORE,** in order to correct said error and inadvertence, this Scrivener's Affidavit is made, and for the consideration expressed in said Warranty Deed and Deed of Trust, the undersigned do hereby agree that all the descriptions of the property contained in said Warranty Deed and Deed of Trust and reference to the Supplemental Master Deed Restrictions shall be stricken and the following be substituted in lieu thereof:

Legal Description:

Land in Davidson County, Tennessee, being Condominium No. 324-C of the Town Center at Lenox Village, shown as part of Unit A on Exhibit "B" of Instrument No. 20070830-0104305 and Instrument No. 20070830-0104306 in the Register's Office for Davidson County, Tennessee, annexing lots 317-324 of Lenox Village, Phase 5, of record as Instrument No. 20051020-0007427, said Register's Office, into a condominium form of ownership and use in the manner provided under the provisions of Tennessee Code Annotated, Title 66, Chapter 27, Section 101, et seq., as amended. Said Instrument No. 20070830-0104305 and Instrument No. 20070830-0104306 amend the Supplemental Instruments of record as Instrument No. 20070103-0001283 and Instrument No. 20070103-0001284 in said Register's Office.

Supplemental Master Deed Restrictions:

Master Deed Restrictions of record as Instrument No. 20020315-0032825, as made applicable by Supplemental Master Deed Restrictions of record as Instrument No. 20040526-0062221 in said Register's Office; and

It is expressly agreed that all other terms and provisions of said Warranty Deed and Deed of Trust shall remain in full force and effect.

Executed at Nashville, Tennessee, this the 13th day of December, 2007.

**Richard W. Sebastian, Affiant**

**STATE OF TENNESSEE, COUNTY OF DAVIDSON**

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

Witness my hand and official seal at Nashville, Tennessee, this 13th day of December, 2007.

NOTARY PUBLIC

BOBBIE COOPER STATE OF TENNESSEE NOTARY PUBLIC DAVIDSON COUNTY

NOTARY PUBLIC
Bobbie Cooper
My Commission Expires
January 24, 2009
STATE OF TENNESSEE