Davidson County AFFIDAVIT
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20081112-0111990

Prepared by (and upon recording please return to):

Douglas M. Kirk
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Nashville, TN 37212

SCRIVENER'S AFFIDAVIT

(Correcting Instrument no. 2008 1112 - 0111989)

STATE OF TENNESSEE)
COUNTY OF DAVIDSON)

Comes now Douglas M. Kirk, an attorney, whose address is set forth above, and states as follows:

Instrument no 20081112-0111989 recorded November 12, 2008 in the Register's Office for Davidson County, Tennessee is a Warranty Deed (the "Deed"). The **Grantor** therein is Demetra A. Scruggs and James C. Scruggs (the "Grantor"), and the **Grantee** therein is Roy M. Kabigting (the "Grantee"). The Deed contains three typographical errors in the last sentence of the first paragraph on page 2, as follows: the final three references in that sentence to "Grantor" should instead read "Grantee." The Deed was prepared by the undersigned affiant. This was an unintentional scrivener's error. The correct language is the following sentence: "It is the express intention of Grantor and Grantee that such interests of the Grantee in the Premises shall be and remain at all times separate and distinct, notwithstanding any co-existence of said interests in the Grantee at any time by purchase, termination, or otherwise and that the liens held by the Grantee against the Property created by the Deed of Trust will remain at all times valid and continuous liens against the Property."

This Affidavit is made of my personal knowledge to correct the errors above described.

EXECUTED on the 10th day of November, 2008.

Douglas M. Kirk

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 affiant, 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 at office this 10th day of November, 2008.

Notary Public

MARISSA CUNDIFF
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY
My Comm. Expires

My Commission Expires: June 3, 2011