Bok 36

THIS INSTRUMENT PREPARED BY:
Douglas A. Brace, Reg. #3485
ORTALE, KELLEY, HERBERT & CRAWFORD
200 Fourth Avenue North, Third Floor, Noel Place
Nashville, TN 37219

BILL GARRETT, Davidson County
Trans:T20090025915 AFFIDAVIT
Recvd: 04/20/09 13:53 2 pgs
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20090420-0035651

SCRIVENER'S AFFIDAVIT

Whereas, by Substitute Trustee's Deed of record as Instrument No. 20071003-0117977 in the Register's Office for Davidson County, Tennessee, Douglas A. Brace, Substitute Trustee, Grantor, conveyed to First Tennessee Bank, N.A., Grantee, certain property described therein; and

Whereas, said Substitute Trustee's Deed contained errors in the date and the Instrument No. of a Deed of Trust described in the 2nd paragraph of said deed, being also the 1st paragraph beginning "Whereas", and in the derivation clause of the legal description for Tract II.

Now, therefore, comes Douglas A. Brace, a resident of Davidson County, Tennessee, hereinafter referred to as "Affiant," being duly sworn according to law, who states as follows:

That Affiant prepared said Substitute Trustee's Deed by and between the above parties to convey real property in Davidson County; that said deed contained errors in the 2nd paragraph and that said paragraph is corrected to read as follows:

"WHEREAS, by a Deed of Trust dated June 29, 2006, of record as Instrument No. 20060630-0078297 in the Register's Office for Davidson County, Tennessee, Great Southern Homes, Inc., conveyed to James M. McGrew, Jr. and Jeffrey McKee, Trustee for First Tennessee Bank, National Association ("Lender"), the hereinafter described real estate, to secure payment of a Promissory Note (Draw Down Line of Credit) dated June 29, 2006, and all other obligations owed to lender as described in the Deed of Trust; and".

That Affiant further corrects the derivation clause of the legal description of Tract II on said Substitute Trustee's Deed to read as follows:

"Being part of the same property conveyed to Great Southern Homes, Inc., a Tennessee corporation, by Warranty Deed dated April 22, 2005, of record as Instrument No. 20050426-0046339, Register's Office for Davidson County, Tennessee."

That Affiant makes this Affidavit solely for the purpose of correcting said errors contained in the Substitute Trustee's Deed of record as Instrument No. 20071003-0117977 in Register's Office for Davidson County, Tennessee.

Executed at Nashville, Tennessee, this the 17th day of April, 2009.

Douglas A. Brace, Affiant

STATE OF TENNESSEE,
COUNTY OF DAVIDSON

On this 17th day of April, 2009, personally appeared before me, the undersigned a Notary Public in and for said County and State, the within named Douglas A. Brace, 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.

Cecilia M. Benton
NOTARY PUBLIC

My Commission Expires: 11/14/09

CECILIA M. BENTON
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

NOTARY PUBLIC
Cecilia M. Benton
My Commission Expires
November 14, 2009
STATE OF TENNESSEE