B0436

THIS INSTRUMENT PREPARED BY:
Richard W. Sebastian, Attorney
ORTALE, KELLEY, HERBERT & CRAWFORD
200 Fourth Avenue North, Third Floor, Noel Place
Nashville, TN 37219
File No. 24042

BILL GARRETT, Davidson County
Trans:T20090056454 AFFIDAVIT
Recvd: 08/18/09 14:28 2 pgs
Fees:12.00 Taxes:0.00
20090818-0077743

SCRIVENER'S AFFIDAVIT

Whereas, by Warranty Deed of record as Instrument No. 20090724-0069728 in the Register's Office for Davidson County, Tennessee, Regent Homes, LLC, a Tennessee Limited Liability Company, Grantors, conveyed to Erica Dunville and husband Nicholas Dunville and Gary Lee Smith, an unmarried man, Grantees, certain property described therein; and

Whereas, said Warranty Deed contained an error in the (description) (or whatever and wherever the error appears).

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

That Affiant, a partner of Ortale, Kelley, Herbert & Crawford, did on July 24, 2009, prepare said Warranty Deed by and between the above parties to convey real property in Davidson County; that said deed contained an error in the legal description as follows:

> Land in Davidson County, Tennessee, being Townhome Unit No. 5452 (a/k/a Unit 8) as set forth in the Master Deed Establishing Brighton Village, and use in the manner provided under the provisions of Tennessee Code Annotated, Title 66, Chapter 27, Section 101, et seq., as amended, of record as Instrument No. 20080117-0005582 in the Register's Office; said Lots also being shown as part of Exhibit "E" to said Master Deed.
>
> Being part of the same property conveyed to Regent Homes, LLC, a Tennessee Limited Liability Company by Deed from Brighton Village, LLC, a Tennessee Limited Liability Company of record as Instrument No. 20080118-0005978 in the Register's Office for Davidson County, Tennessee.

That Affiant makes this Affidavit solely for the purpose of correcting said error contained in the Warranty Deed of record in 20090724-0069728 in Register's Office for Davidson County, Tennessee, as follows:

> Land in Davidson County, Tennessee, being Townhome Unit No. 5452 (a/k/a Unit 8) as set forth in the Master Deed Establishing Brighton Village, and use in the manner provided under the provisions of Tennessee Code Annotated, Title 66, Chapter 27, Section 101, et seq., as amended, of record as Instrument No. 20080117-0005582 in the Register's Office; said Lots also being shown as part of Exhibit "E" to said Master Deed.
>
> Being part of the same property conveyed to Regent Homes, LLC, a Tennessee Limited Liability Company by Deed from Brighton Village, LLC, a Tennessee Limited Liability Company of record as Instrument No. 20080421-0040455 in the Register's Office for Davidson County, Tennessee.

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

AFFIANT

STATE OF TENNESSEE, COUNTY OF DAVIDSON

On this 17th day of August 2009, personally appeared before me, the undersigned a Notary Public in and for said County and State, the within named Richard W. Sebastian, 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.

June E. Rowell

NOTARY PUBLIC

My Commission Expires:



NOTARY PUBLIC
AT LARGE
June E. Rowell
My Commission Expires
May 22, 2010
STATE OF TENNESSEE