BILL GARRETT, Davidson County
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SCRIVENER'S AFFIDAVIT

THIS INSTRUMENT PREPARED BY:
MICHAEL J. PHILBIN, P.C.
2021 RICHARD JONES ROAD, SUITE 220
NASHVILLE, TN 37215-2860
(615) 345-0025
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MAP/PARCEL 114-7-A-23.CO

STATE OF TENNESSEE)

COUNTY OF DAVIDSON)

Comes now Michael J. Philbin, a licensed attorney in the State of Tennessee whose address is 2021 Richard Jones Road, Suite 220, Nashville, TN 37215 and would state as follows:

On the 30TH day of July, 2009, the law Office of Michael J. Philbin, P.C. prepared the below described Warranty Deed. One of this firm's duties was to insert the Unit Number assigned to the property described in said Warranty Deed.

Recorded as Instrument No. 20090804-0073064 in the Register's Office for Davidson County, Tennessee is a Warranty Deed that names Beazer Homes Corp., a Tennessee Corporation, as Grantor, and Jacques J. Shaninger and wife, Joyce B. Shaninger, as Grantees. The description that appears of record in this Warranty Deed is as follows:

> Land in Davidson County Tennessee, being Unit No. * on the plan of Townhomes of Treamore Village, as established by Declaration of Covenants, Conditions and Restrictions of record in Instrument No. 200070323-0035561; amended and restated in Instrument No. 20080318-0027145, and as shown as an Exhibit Plat to the amendment in Instrument 20080808-0081934, Register's Office for said County, to which plan reference is hereby made for amore complete description.

The foregoing description contains a scrivener's error in that it omitted the number of the unit being conveyed to the Grantees. This error was inadvertent and unintentional.

The proper legal description that should have appeared in the instrument recorded at Instrument No. 20090804-0073064 is as follows:

> Land in Davidson County Tennessee, being **Unit 23** on the plan of Townhomes of Treamore Village, as established by Declaration of Covenants, Conditions and Restrictions of record in Instrument No. 200070323-0035561; amended and restated in Instrument No. 20080318-0027145, and as shown as an Exhibit Plat to the amendment in Instrument 20080808-0081934, Register's Office for said County, to which plan reference is hereby made for amore complete description.

This Affidavit is made of my personal knowledge for the purpose of correcting the above described error.

EXECUTED this 17th day of August, 2009.

Affiant

Michael J. Philbin

OATH AND ACKNOWLEDGMENT

Personally appeared before me the within named Michael J. Philbin who made oath that he has read the foregoing Affidavit and that the statements contained therein are true and correct based upon his knowledge, information and belief. The Affiant further acknowledged that he executed the within described document for the purpose of correcting the scrivener's error herein described.

SUBSCRIBED AND SWORN TO before me this 17th day of August, 2009.

My Commission Expires: 01-07-13 Ida Hawkins
Notary Public

IDA HAWKINS
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY, TENN.