BOX 10-A

THIS INSTRUMENT PREPARED BY:
KEVIN D. MONTGOMERY, ATTORNEY
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Nashville, Tennessee 37215

BILL GARRETT, Davidson County
Trans:T20100049439 AFFIDAVIT
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SCRIVENER'S AFFIDAVIT

WHEREAS, by deed of correction of record in Instrument No. 20090806-0073890, Register's Office for Davidson County, Tennessee, GEW Investments, G.P., a Tennessee General Partnership ("Grantor") conveyed to Sandra Loggins, ("Grantee") certain real property in Davidson County, Tennessee, said property commonly known as 1106B Biltmore Drive, Nashville, TN 37204.

WHEREAS the property conveyed in said deed of correction was described as:

Land in Davidson County, Tennessee, being Unit A of Biltmore II Townhomes, a Horizontal Property Regime with Private Elements located at Nashville, Davidson County, Tennessee, and being described in a Declaration of Covenants, Conditions and Restrictions for Biltmore II Townhomes, a Horizontal Property Regime with Private Elements, of record in Instrument No. 20061222-0158544, as amended in Instrument No. 20070831-0105024, Register's Office for Davidson County, Tennessee, to which reference is hereby made. The easements, restrictive covenants, conditions and regulations imposed upon and relating to the units, property, co-owners, and tenants of Biltmore II Townhomes, a Horizontal Property Regime with Private Elements, contained in said Declaration, the plat filed as Exhibit "B" to said Declaration appearing in Instrument No. 20061222-0158544, as amended in Instrument No. 20070831-0105024, and By-Laws appended thereto as Exhibit "C", said Register's Office, are incorporated herein by reference and made a part hereof the same as though copied herein for a more complete identification and description of said Unit.

WHEREAS a "scrivener's error" was made in the said legal description conveyed in said deed of correction.

NOW THEREFORE, Kevin D. Montgomery, ("Affiant") makes the following statements:

I am an attorney at law, licensed under the laws of the State of Tennessee and I prepared the deed of correction recorded in Instrument No. No. 20090806-0073890, said Register's Office. I was made aware of the incorrect reference to Unit A being conveyed to Sandra Loggins when in fact Unit B of Biltmore II Townhomes should have been conveyed as originally intended by the parties. Said error was the result of a "scrivener's error" by the Affiant and Unit B of Biltmore II Townhomes is in fact owned by Sandra Loggins and not Unit A.

This Affidavit is made to correct any defect in title by reason of the aforesaid defective instrument by showing that the defect resulted from a scrivener's error and not the intentional acts of the parties.

FURTHER, the Affiant sayeth not.

KEVIN D. MONTGOMERY

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 Kevin D. Montgomery, 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 within instrument for the purposes therein contained.

WITNESS my hand and official seal this 9th day of August, 2010.

Notary Public

My Commission Expires_____

CHRISTINE L. LIND
STATE OF TENNESSEE NOTARY PUBLIC
SUMNER COUNTY, TENN.
My Commission Expires OCT 21, 2013