BILL GARRETT, Davidson County
Trans:T20100075345 AFFIDAVIT
Recvd: 11/30/10 13:16 2 pgs
Fees:12.00 Taxes:0.00
20101130-0095147

This instrument prepared by & return to:
Peter L. Lublin, Esq.
Rubin Lublin Suarez Serrano, LLC
119 S. Main Street
Suite 500
Memphis, TN 38103

SCRIVENER'S AFFIDAVIT

STATE OF: TENNESSEE
COUNTY OF: DAVIDSON

BEFORE ME, the undersigned Notary who is authorized to administer oaths and take testimony in the aforesaid jurisdiction, personally appeared before me, Mark Bell, Attorney (Title) of Bell & Alexander Title Services, Inc. who is well known to me and said person swore under oath and stated as follows:

1. That Bell & Alexander Title Services, Inc. prepared and submitted the following for recording:

   1) Warranty Deed dated June 14, 2004 from Daniel A. Trujillo and Brenda K. Trujillo to James Lee Bay, IV, filed for record on June 21, 2004 as Instrument No. 20040621-0073096, in the Register's Office for Davidson County, Tennessee.

   2) Deed of Trust dated June 14, 2004, in favor of Countrywide Home Loans, Inc. to Robert M. Wilson, Jr. as Trustee, filed for record June 21, 2004 as Instrument No. 20040621-0073097, in the Register's Office for Davidson County, Tennessee.

2. That the above documents contain the following Scrivener's errors:

   1) On the aforementioned Deed of Trust (Instrument No. 20040621-0073097), the Grantor's name is recited as "James Bay" but should have been recited as "James Bay also known as James Lee Bay, IV" by virtue of the aforementioned vesting Warranty Deed (Instrument No. 20040621-0073096) which vested title in the name of "James Lee Bay, IV".

   2) The legal descriptions in the aforementioned Warranty Deed and the Deed of Trust failed to include (but should have included) the following language:

   "...as created and established by the Master Deed and By Laws for River Glen, a Horizontal Property Regime of record in Book 7566 Page 571, Register's Office for Davidson County, Tennessee" and "submitted to said Master Deed and By Laws by Instrument of Record in Book 7721 Page 293, said Register's Office, to all of which reference is here made for a more complete description, together with an undivided percentage interest in the common elements allocated to said unit as set forth in the Master Deed and By Laws, as may be from time to time amended as provided therein."

3. That he/she knows that the correction of these errors to the documents are consistent with the intentions of the parties and do not in any way change or alter the understanding and intentions of the parties who executed said instrument.

4. This affidavit is given with the understanding that it will be relied upon by title insurance companies, future purchasers and future lenders.

FURTHER AFFIANT SAYS NOT.

Sworn to and subscribed before me this 15th day of November, 2010

Bell & Alexander Title Services, Inc.

By: _____
Attorney
Title

ACKNOWLEDGEMENT

STATE OF: TENNESSEE
COUNTY OF: _____

Before me, the undersigned, a Notary Public in and for the County and State, personally appeared Mark Bell, Attorney (Title) of Bell & Alexander Title Services, Inc. with whom I am personally acquainted, (or proved to me his identity on the basis of satisfactory evidence) and who, upon oath, acknowledged such person to be an officer of Bell & Alexander Title Services, Inc. authorized to execute the foregoing Affidavit and whose name is subscribed to the foregoing Affidavit, and who acknowledges that the contents of said Affidavit were true and correct and that the Affidavit was executed for the purposes therein contained.

Witness my hand and official seal at office, this 15th day of November, 2010.

My Commission Expires: 3/18/14

Jennifer Crowell
NOTARY PUBLIC

JENNIFER CROWELL
STATE OF TENNESSEE NOTARY PUBLIC
LEWIS COUNTY