**THIS INSTRUMENT PREPARED BY:**
Nashville Title Insurance Corporation
2818 Bransford Avenue
Nashville, TN 37204

| | |
|---|---|
| Davidson County | AFFIDAVIT |
| Recvd: 11/15/12 13:59 | 3 pgs |
| Fees:17.00 Taxes:0.00 | |
| **20121115-0105507** | |

# AFFIDAVIT OF SCRIVENER'S ERROR

This Affidavit is being executed for the purpose of correcting the martial status of the grantees on the Executor's deed of record as **Instrument Number 20120405-0028901,** Register's Office for Davidson County, Tennessee. Said deed was granted by **Barbara Robbins and Charles E. Whyde, Jr., Co-Executors of The Estate of Lillie U. Whyde** to **Barbara Robbins and Charles W. Whyde, Jr. as tenants-in-common**

Comes now ERIC E. ROGERS, who, having first been duly sworn according to law, depose and say:

1. I, Eric E. Rogers, am an attorney licensed to practice in the State of Tennessee

2. On or about the 16th day of December, 2011, I prepared a Executor's Deed in which **Barbara Robbins and Charles E. Whyde, Jr., Co-Executors of The Estate of Lillie U. Whyde** conveyed a certain parcel of land in Davidson County to **Barbara Robbins and Charles W. Whyde, Jr. as tenants-in-common,** which Warranty Deed is of record as **Instrument Number 20120405-0028901,** Register's Office for said County.

3. Said Warranty Deed erroneously spelled the name of Grantee as **"Barbara Robbins and Charles W. Whyde, Jr. as tenants-in-common".**

4. The correct spelling of the Grantor should read as **"Barbara Robbins and Charles E. Whyde, Jr. as tenants-in-common".**

5. That the property description on Warranty Deed contain an incorrect legal description, in the following particular, to wit:

   **Being Lot No. 10 on the plan of Parma Heights, Section 2, of record in Book 2083, page 71, Register's Office for Davidson County, Tennessee, described ass follows:**

   **SAID Lot No. 212 fronts 76.6 feet on the easterly side of Glencliff Road and extends back 191.8 on the northerly line and 165 feet on the southerly line, to a line in the rear on which it measures 104.5 feet.**

   **Beginning at a point in the southwesterly margin of Colby Drive at the corner of Lots No. 9 and 10 on said plan; thence southwardly with the line between said Lots, 142.6 feet to a point in the rear line of Lot No. 14; thence with the line between Lots Nos. 10 and 14, southeastwardly 78 feet to a point, the common corner of Lots Nos. 10, 12 and 14; thence with the line between Lots Nos. 10 and 12 southeastwardly 38.2 feet to a point, the common corner of Lots Nos. 10, 11 and 12; thence with the line between Lots Nos. 10 and 11 northeastwardly 119 feet to a point in the southwesterly margin of Colby Drive; thence with margin of the same northwestwardly 108.7 feet to the beginning.**

6. That the intent of the parties to the transaction was to convey the following:

   **Being Lot No. 10 on the plan of Parma Heights, Section 2, of record in Book 2083, page 71, Register's Office for Davidson County, Tennessee, described ass follows:**

   **Beginning at a point in the southwesterly margin of Colby Drive at the corner of Lots No. 9 and 10 on said plan; thence southwardly with the line between said Lots, 142.6 feet to a**

**point in the rear line of Lot No. 14; thence with the line between Lots Nos. 10 and 14, southeastwardly 78 feet to a point, the common corner of Lots Nos. 10, 12 and 14; thence with the line between Lots Nos. 10 and 12 southeastwardly 38.2 feet to a point, the common corner of Lots Nos. 10, 11 and 12; thence with the line between Lots Nos. 10 and 11 northeastwardly 119 feet to a point in the southwesterly margin of Colby Drive; thence with margin of the same northwestwardly 108.7 feet to the beginning.**

Further affiants say not.

Eric E. Rogers
ERIC E. ROGERS

STATE OF TENNESSEE }
COUNTY OF DAVIDSON }

Sworn to and subscribed before me this 9th day of November, 2012.

My commission expires:
September 9, 2014

Paula J. Cagle
NOTARY PUBLIC

PAULA J. CAGLE
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

State of Tennessee }
County of Davidson }

Personally appeared before me, the undersigned authority, a Notary Public in and for said county and State, ERIC E. ROGERS, with whom I am personally acquainted (or proved to me on the basis of satisfactory evidence), who did say upon oath that the facts recited in this instrument are true, and who acknowledged that she executed the within instrument for the purposes therein contained.

WITNESS my hand and official seal at office this 9th day of November, 2012.

My Commission expires:
September 9, 2014

Paula J. Cagle
NOTARY PUBLIC

PAULA J. CAGLE
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

I, Andy Maloney, do hereby make oath that I am a licensed attorney and/or the custodian of the electronic version of the attached document tendered for registration herewith and that this is a true and correct copy of the original document executed and authenticated according to law.

Signature

State of TN
County of Davidson

Personally appeared before me, Carl E. Dunphy, II, a notary public for this county and state, Andy Maloney, who acknowledges that this certificate of an electronic document is true and correct and whose signature I have witnessed.

Notary's Signature

My commission expires: 1-6-2015

CARL E. DUNPHY II
STATE OF TENNESSEE NOTARY PUBLIC
DAVIDSON COUNTY, TENN.

NOTARY PUBLIC
AT LARGE
Carl E. Dunphy II
My Commission Expires
1-6-2015
STATE OF TENNESSEE