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
(615) 320-3280 (FAX)

MAP/PARCEL 160-4-2

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 27th day of June, 2008, an employee of the Lawyer's Escrow Service, Inc. under the supervision of the affiant, prepared the Warranty Deed referenced below.

This Warranty Deed was recorded in Instrument No. 20080630-0067373, in the Register's Office for Davidson County, Tennessee, and names Charlie G. Nichols and wife, Lindsay Marie Nichols, as Grantors and Michael S. Kelley and wife, Jana M. Kelley, as Grantees. The description that appears of record in this Warranty Deed is as follows:

> LAND in Davidson County, Tennessee, being Lot No. **1745** on the Plan of Brentwood Hall, Section VI, of record in Book 2331, page 20, Register's Office for said County.
>
> SAID Lot No. 174 fronts 112.0 feet on the northerly margin of Oakley Drive and extends back 187.4 feet on the easterly line and 195.0 feet on the westerly line to a dead line in the rear, measuring 112.3 feet thereon.

The foregoing description contains a scrivener's error in that Lot 1745 is used instead of the correct lot number, which is Lot 174. Lot 1745 does not exist in Section VI, Brentwood Hall of record in Plat Book 2331, page 20, Register's Office This error was inadvertent and unintentional. The correct legal description which should have appeared on the aforesaid Warranty Deed is as follows:

> LAND in Davidson County, Tennessee, being Lot No. **174** on the Plan of Brentwood Hall, Section VI, of record in Book 2331, page 20, Register's Office for said County.
>
> SAID Lot No. 174 fronts 112.0 feet on the northerly margin of Oakley Drive and extends back 187.4 feet on the easterly line and 195.0 feet on the westerly line to a dead line in the rear, measuring 112.3 feet thereon.

Now, therefore, in order to correct the referenced document, I, Michael J. Philbin, do hereby affirm, certify, and confirm that this affidavit was made of my personal knowledge and that the information contained herein is consistent with the intentions of the parties and does not in any way change or alter the understanding of the parties who executed the document being corrected.

Executed this 12th day of February, 2014.

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 12th day of February, 2014.

My Commission Expires: 3-3-14

Notary Public

EMILY C. MAY
STATE OF TENNESSEE
NOTARY PUBLIC
DAVIDSON COUNTY, TENN.
My Commission Expires MAR. 3, 2014