

STATE OF ALABAMA
COUNTY OF SHELBY

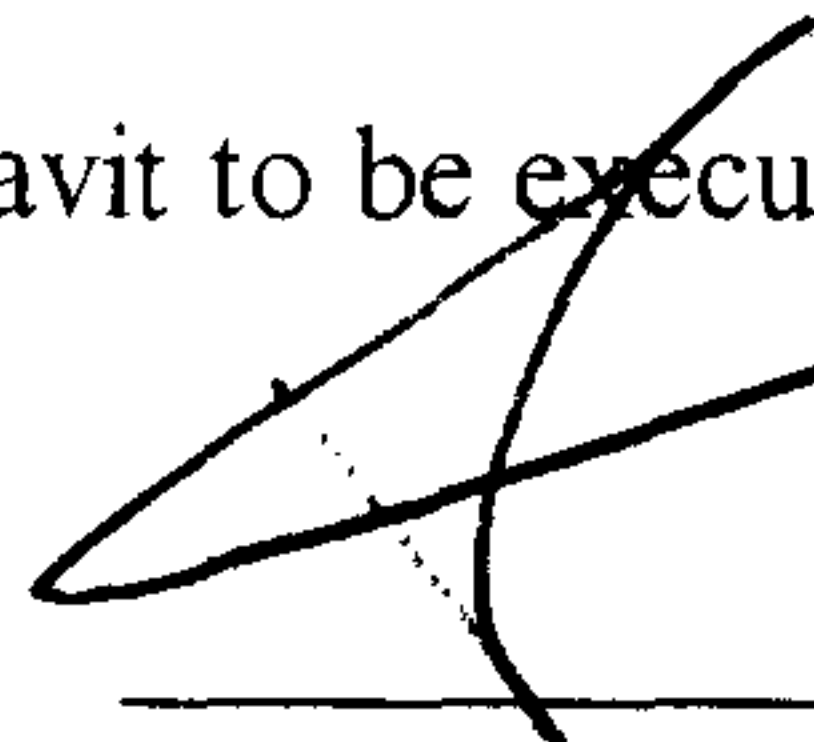
SCRIVENER'S AFFIDAVIT

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared B. Christopher Battles, who, after being duly sworn by me, deposes and says:

Affiant prepared that certain deed from Kathleen H. Cole a/k/a Kathleen N. Cole, an unmarried woman to GNC, LLC and W. A. McNeely, III dated December 16, 2003 and recorded in Instrument No. 2003-81288 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description contained an error. This Scrivener's Affidavit is executed by B. Christopher Battles, said scrivener as stated hereinabove and is given for the purpose of giving the correct legal description of the property being conveyed. The legal description should read as follows:

See Exhibit "A" Legal Description attached hereto and made a part hereof.

In Witness Whereof, the undersigned has caused this affidavit to be executed on this 5th day of October, 2004.

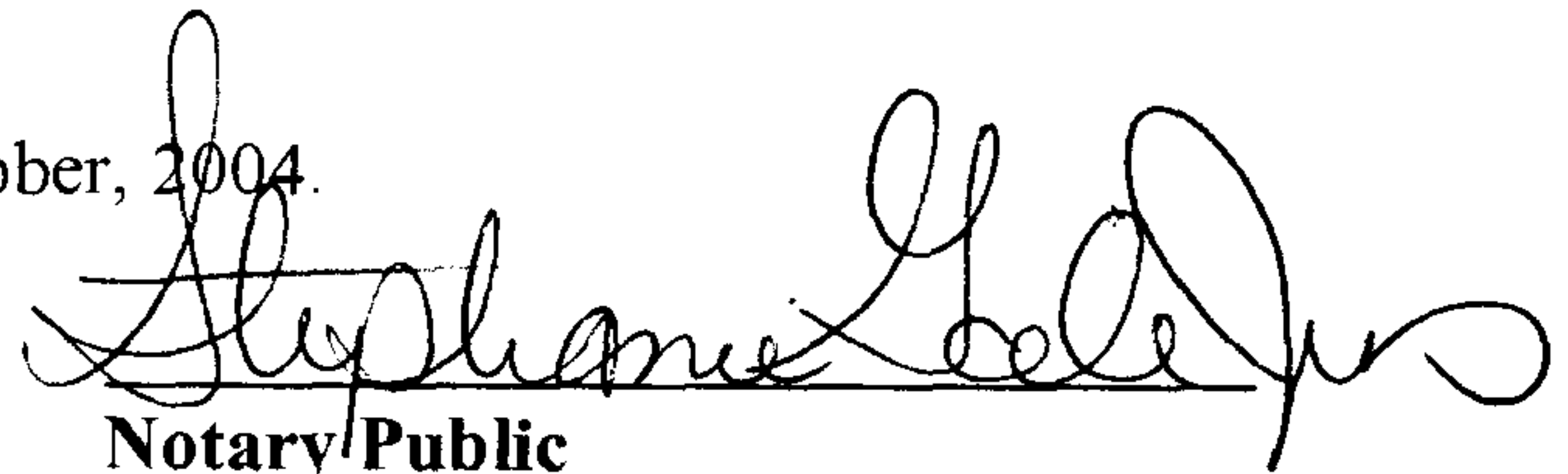


B. Christopher Battles

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said county in said state, hereby certify that B. Christopher Battles, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 5th day of October, 2004.



Notary Public

My Commission Expires: 02-26-05

Battles

EXHIBIT "A"

LEGAL DESCRIPTION

A parcel of land located in the East ½ of the NE ¼ of Section 5, Township 21 South, Range 3 West, situated in Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of said Section 5 and run S 0 deg. 25 min. 31 sec. W along the East line of said Section 5 for a distance of 454.00 feet to the point of beginning; thence continue S 0 deg. 25 min. 31 sec. W along the East line of said Section 5 for a distance of 2227.32 feet to the Southeast corner of the East ½ of the NE ¼ of said Section 5; thence N 87 deg. 32 min. 29 sec. W for a distance of 1327.70 feet to the Southwest corner of the East ½ of the NE ¼ of said Section 5; thence N 0 deg. 38 min. 52 sec. E for a distance of 2160.65 feet; thence S 86 deg. 58 min. 02 sec. E for a distance of 840.00 feet; thence N 4 deg. 45 min. 05 sec. E for a distance of 64.00 feet; thence S 88 deg. 50 min. 51 sec. E for a distance of 474.55 feet to the point of beginning.

Together with an easement for roadway and utility lines over and along the following described property situated in the NE ¼ of the NE ¼ of Section 5, Township 21 South, Range 3 West, and in the SE ¼ of the SE ¼ of Section 32, Township 20 South, Range 3 West, situated in Shelby County, Alabama, being more particularly described as follows:

Begin at the Northeast corner of said Section 5 and run S 0 deg. 25 min. 31 sec. W along the East line of said Section 5 for a distance of 454.00 feet; thence N 88 deg. 50 min. 51 sec. W for a distance of 60.00 feet; thence N 0 deg. 25 min. 31 sec. E for a distance of 455.26 feet; thence N 0 deg. 44 min. 11 sec. E for a distance of 173.74 feet to the Southerly Right of way of Shelby County Road #266; thence N 87 deg. 25 min. 10 sec. E along the Southerly right of way of Shelby County Road #266 for a distance of 60.11 feet to the East line of the SW ¼ of the SW ¼ of said Section 32; thence S 0 deg. 44 min. 11 sec. W along the East line of said ¼ ¼ for a distance of 178.91 feet to the point of beginning.

All being situated in Shelby County, Alabama.