

STATE OF ALABAMA
COUNTY OF SHELBY

20050202000050670 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
02/02/2005 08:47:00 FILED/CERTIFIED

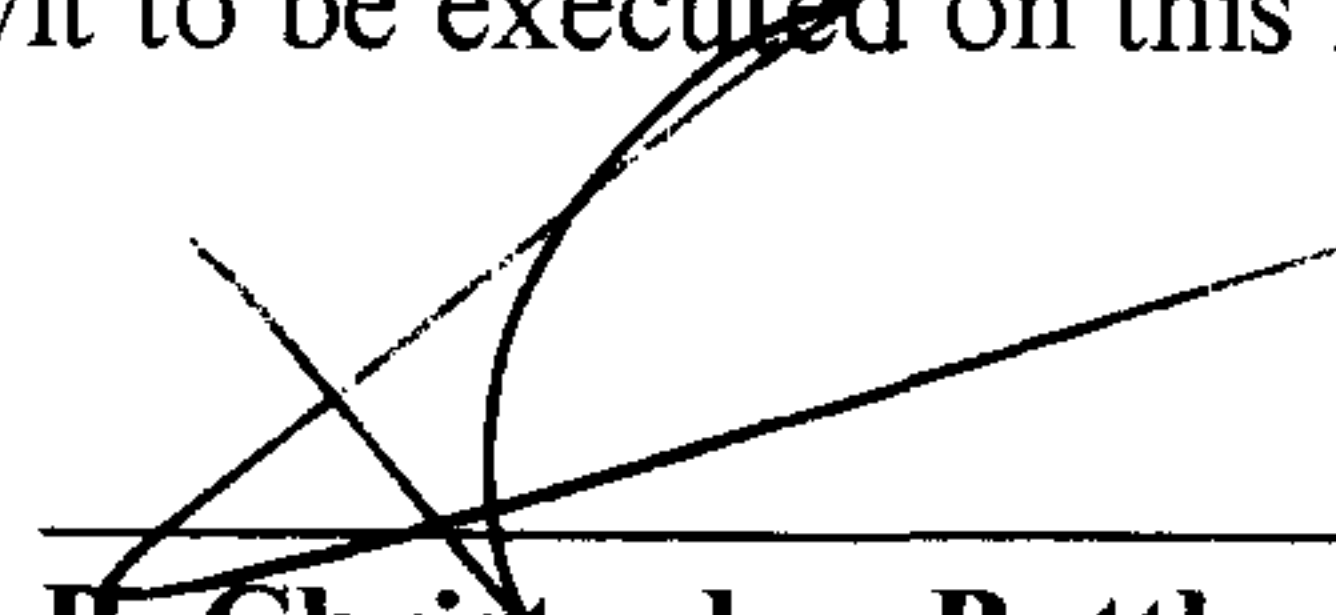
SCRIVENER'S AFFIDAVIT

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 GNC, LLC and W. A. McNeely, III, a married man to James Whittington and Karen Whittington dated November 22, 2004 and recorded in Instrument No. 2004-64907 in the Probate Office of Shelby County, Alabama. In preparation of said instrument, the legal description of the property being conveyed 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 correcting the legal description. The legal description should read as follows:

Lot 19, according to the Amended Map of Fox Valley Subdivision, as recorded in Map Book 34, Page 8, in the Probate Office of Shelby County, Alabama.

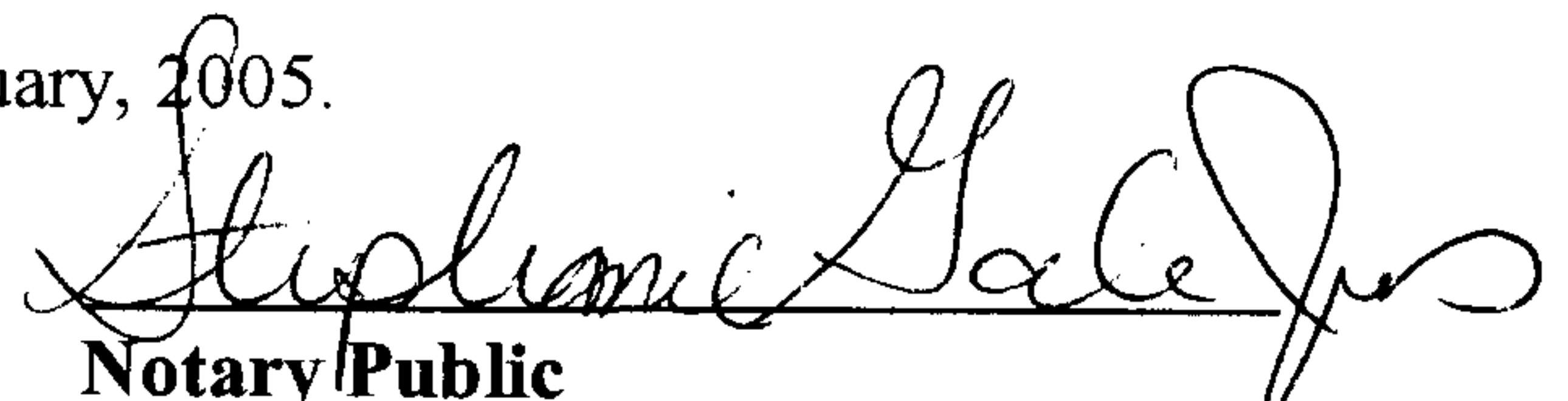
In Witness Whereof, the undersigned has caused this affidavit to be executed on this 20th day of January, 2005.


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 20th day of January, 2005.


Notary Public
My Commission Expires: 02-26-05

Battles