

3135

STATE OF ALABAMA

SHELBY COUNTY

Before me, Martha B. Joiner the undersigned authority in and for said County in said State, personally appeared W. I. Capps, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is W. I. Capps. I have been a draftsman for the past 17 years and am familiar with degrees, angles, distances, land descriptions and figures and work daily on them. I am one and the same person who, along with Louise B. Capps, executed a deed to Clyde Carden and wife, Fanny Mae Carden on September 8, 1956, as shown by deed recorded in Deed Book 182 Page 461 in the Probate Office of Shelby County, Alabama. I helped B. S. Wheeler, Civil Engineer, prepare the description in said deed and I know that it correctly describes Lot 4 according to Capps Subdivision, Calera, Alabama, and Lot 5 and $S\frac{1}{2}$ of Lot 4 according to survey and map of Calmont Heights in town of Calera, Alabama, excepting therefrom the right of way of 20th Street as the same now runs along the west line of Lots 4 and 5 of Calmont Heights. It has been called to my attention a map of Calmont Heights shows the distance along 20th Street from the northwest corner of $S\frac{1}{2}$ of said Lot 4 to the south line of Freeman Base Line as being 133 feet. Since said map was recorded, the east line of 20th Street as it approaches Freeman Base Line has been extended in an easterly direction so that said east line now encroaches more upon said Lots 4 and 5 of Calmont Heights than it did and the correct line of said Street is that shown in said deed mentioned above. Therefore, the distance from the northwest corner of $S\frac{1}{2}$ of Lot 4 of Calmont Heights to the Freeman Base Line is 7.53 feet longer than that shown on the original map of said Calmont Heights. I am very familiar with said description and I know that the north line of the property sold to Clyde Carden and Fanny Mae Carden in said deed mentioned above is the north line of the $S\frac{1}{2}$ of said Lot 4 of Calmont Heights and the north line of said Lot 4 of Capps Subdivision, Calera, Alabama.

W. I. Capps
W. I. Capps

Sworn to and subscribed to before me

this the 14th day of June, 1958.

Martha B. Joiner
Notary Public

Subscribed and sworn to before me on this 14th day of June, 1958, at 4 o'clock P. M., and recorded in Record 193 Page 432 and the Mortgage Tax of \$1.00 Deed Tax of \$1.00 has been paid.
Fee \$1.00
Judge of Probate