

Before me the undersigned authority personally appeared Oscar D. Southern, who is known to me and who by me being first duly sworn, deposes and says as follows:

My name is Oscar D. Southern. I have been a resident of Shelby County, Alabama, for the past 50 years.

My wife and I purchased the following described property, along with other property, in August, 1944, as shown at page 591 Deed Book 116, Office of the Judge of Probate, Shelby County, Alabama.

0.552 acres more or less out of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, Township 19-S, Range 2-East, more particularly described as follows: Commence at the NW corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 11, Township 19-S, Range 2-East, run south along the west boundary line 598.6 feet, thence south 69 deg. 20 min. East a distance of 311.4 feet to fence, and point of beginning; thence South 70 deg. 08 min. East along said fence a distance of 150.20 feet to the West R.O.W. line of U. S. Hwy. 231; thence North 23 deg. 19 min. East along the West R.O.W. line of said Hwy. a distance of 157.30 feet; thence North 67 deg. 25 min. West, a distance of 150.0 feet; thence south 23 deg. 09 min. West, a distance of 164.60 feet to the point of beginning. Containing less than one acre. Situated in Shelby County, Alabama.

My wife and I conveyed said above described property to Jimmie R. Spates and wife, Mary Joyce Spates, on March 20, 1959, as shown at page 219, Deed Book 200, Office of the Judge of Probate, Shelby County, Alabama.

My wife and I conveyed the following described property to our son, Edward R. Southern and wife, Joette Southern, in May 1957, as shown at page 484 Deed Book 186, office of the Judge of Probate of Shelby County, Alabama:

Beginning at the NW corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 11, Township 19 S, Range 2 East Shelby County, Alabama; thence East 755 feet to West side of U. S. Highway 231, right of way; thence South 517 feet along U. S. Highway 231, right of way to SE corner of lot for point of beginning; thence continue South 23 $\frac{1}{2}$ deg W 150 feet to stake, SW corner of lot; thence right 90 deg (or N. 66 $\frac{1}{2}$ degrees W.) and go 150 - - to stake NW corner of lot; thence right 90 deg (or South 23 $\frac{1}{2}$ deg E.) and go 150 feet to stake NE corner of lot; thence right 90 deg (or South 66 $\frac{1}{2}$ deg. E) and go 150 feet to stake, SE corner of lot to point of beginning, containing .5165 acres of land and is a part of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ Section 11 Township 19 S., Range 2 East located in Shelby County, Alabama.

Said Edward R. and Joette Southern have occupied and possessed said property since said conveyance and until the present date, and on May 20, 1957, they executed a mortgage to St. Clair Federal Savings & Loan Association describing the mortgaged property as said property was described in the said conveyance which my wife and I made to said Edward R. and Joette Southern.

The description contained in the said deed to Jimmie R. Spates and wife, was prepared by Frank W. Wheeler, a registered land surveyor. Mr. Wheeler found the NW corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 11, Township 19 S., Range 2 East, (to which said description is tied) and then he staked out the corners of said lot as showed by me and prepared the description for said conveyance.

The North line of the property, as described in said Jimmie R. Spates and wife's deed, is the same as the South line of the property as described in said Edward R. Southern and wife's deed and in said mortgage to St. Clair Federal Savings & Loan Association. There is no overlapage of said lots as said lots lie on the ground. Edward R. Southern and wife, Joette Southern, have never occupied or possessed any part of the property which Jimmie R. Spates and wife now occupy and possess and which is described in the said deed of said Jimmie R. Spates and wife, and hence the said mortgage from Edward R. Southern and wife, Joette Southern, to St. Clair Federal Savings & Loan Association does not in any way conflict with the lot of Jimmie R. Spates and wife as located on the ground and as described in said deed of Jimmie R. Spates and wife.

Oscar D. Southern
Oscar D. Southern

Sworn and subscribed to before me this 4th day of April, 1959.

My commission Expires
January 16, 1961

Heaven H. Southern
Justice of the Peace

STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within Deed was filed for record the 4th day of April 1959 at 8 o'clock P.M. and the Mortgage Tax recorded in Deed Record 200 at page 272 has been paid.

Conrad M. Fowler
Judge of Probate