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Shelby Cnty Judge of Probate, AL
02/04/1971 12:00:00 AM FILED/CERT

1625
STATE OF ALABAMA)

SHELBY COUNTY)

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared THOMAS P. MOORE, who, after being by me first duly sworn to speak the truth deposes and says as follows:

My name is Thomas P. Moore and I am the grantee in that certain deed which was executed by Hiram Moore and wife, Jessie W. Moore, on October 15, 1953, and which said deed is recorded in Deed Book 163, page 33, in the Probate Records of Shelby County, Alabama. It has been called to my attention that the description in said deed contains a typographical error as hereinafter explained. Said deed commences at the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 14, Township 21 South, Range 2 West, and then the deed recites that you run "Northerly" direction along the section line to its intersection with the center line of the old road known as the Saginaw Cut-off road. Actually this was a typographical error and instead of running Northerly to the intersection of the centerline of the old Saginaw Cut-off Road the description should have and was intended to run "Southerly" to the intersection with the centerline of the old Saginaw Cut-off Road. The SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 14, Township 21 South, Range 2 West, is a well defined and located corner which is marked by an iron pin. Said corner lies some 49 feet North of the centerline of the intersection of the old Saginaw Cut-off Road. When I purchased the property from Hiram Moore and Jessie Moore by the aforesaid deed it was understood and agreed that the property would run down to the old road into the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 14. The property which I actually purchased and which was intended to be conveyed and which I have had in possession for the last 18 years is more particularly described as follows, to-wit:

Commencing at the SW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 14, Township 21 South, Range 2 West and run in a southerly direction along the Section line to its intersection with the center line of the old road known as the Saginaw Cut-off leading from Columbiana to Longview for the point of beginning of the land herein conveyed; run thence in an easterly direction along the center of said road to its intersection with the West boundary of the lands of Emmett Moore, being 270 yards, more or less; run thence in a northerly direction along the west boundary of the Emmett Moore property to the intersection of a spring branch, which is North of the old railroad bed of the Saginaw Lumber Company; run thence down said branch to its intersection with the East line of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said section; run thence in a northerly direction along the East boundary of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ to the NE corner; thence run in a westerly direction along the section line to the NW corner of said section; thence run southerly along section line to point of beginning; EXCEPT, therefrom a lot of about 2 acres belonging to Collins Whitfield, described in deed from Hiram Moore and wife, Jessie W. Moore to the said Collins Whitfield.

After the execution of the above said deed by Hiram Moore and wife, Jessie W. Moore, affiant went into the immediate, actual, open, notorious possession of said property and has remained in possession thereof for each and every year up to and including the date of this affidavit.

Actually, the only error which was made in the original deed from Hiram Moore and Jessie W. Moore to affiant as aforesaid, was that instead of running in a northerly direction to reach the point of beginning after leaving the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Section 14, the true and accurate description would have to be run "Southerly" along the section line to the intersection with the centerline of the old road known as the Saginaw Cut-off Road. There has never been any question or dispute concerning this.



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Thomas P. Moore
Thomas P. Moore

Sworn to and subscribed before me

this 11 day of January, 1971.

Nancy K. Brashe
Notary Public

STATE OF ALABAMA
SHELBY COUNTY
JANUARY 11, 1971
INSTRUMENT NO. 4700
1971 FEB-4 PM 2:14
U.S. DEPT. OF JUSTICE
REC. 3K. 2. PROCEEDING AS SHOWN ABOVE
JANUARY 11, 1971