

THIS VACATION WAS APPROVED AT THE NOVEMBER 26, 1990
COMMISSION MEETING. R. D. Shaw 11/22/90

APPLICATION FOR VACATION OF PROPERTY
DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL MEN BY THESE PRESENTS THAT: Whereas the undersigned parties are owners of all the property abutting, or in any way served by the property herein described, and own all of the lands abutting on or touching said property, and as such owners are desirous of vacating all the property herein described, as provided by the Statutes of Alabama, particularly Section 23-4-1 et. seq., Code of Alabama (1975).

NOW THEREFORE, the undersigned parties, being the owners of all the lands abutting on the following described property.

A right-of-way located in the NE $\frac{1}{4}$ of Section 11, Township 24 North, Range 15 East, Shelby County, Alabama, more particularly described as follows:

Commence at the NW Corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 11, Township 24 North, Range 15 East; thence run S 3 $^{\circ}$ 57'21"W, 357.21' along the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence run S 87 $^{\circ}$ 45'03"E, 2005.55' to the beginning of said centerline; thence run S 55 $^{\circ}$ 08'57"W, 22.16' along said centerline to the beginning of a curve to the right, said curve being tangent to last described course and having a central angle of 1 $^{\circ}$ 15'46" and a radius of 8230.30'; thence run Southwesterly along the arc of said curve and along said centerline, 181.39' to the end of said curve; thence run S 56 $^{\circ}$ 24'45" W, 115.06' along said centerline to the beginning of a curve to the right, said curve being tangent to last described course and having a central angle of 5 $^{\circ}$ 08'54" and a radius of 495.11'; thence run Southwesterly along the arc of said curve and along said centerline, 44.49' to the end of said curve; thence run S 61 $^{\circ}$ 33'37"W, 119.83' along said centerline to the beginning of a curve to the right, said curve being tangent to the last described course, said curve having a central angle of 2 $^{\circ}$ 44'26" and a radius of 1747.88'; thence run Southwesterly along the arc of said curve and along said centerline 83.60' to the end of said curve; thence run S 58 $^{\circ}$ 49'11"W, 89.25' along said centerline to the beginning of a curve to the left, said curve being tangent to the last described course and having a central angle of 3 $^{\circ}$ 11'30" and a radius of 860.09'; thence run Southwesterly along the arc of said curve and along said centerline, 47.91' to the end of said curve; thence run S 55 $^{\circ}$ 37'41" W, 278.60' along said centerline to a point where said centerline intersects the Easterly right-of-way line of Shelby County Road #71 (80' R.O.W.), said point being the end of said centerline.

do hereby declare the above property vacated and annulled, and all public rights and easements therein divested of the property, subject, however, to all existing rights-of-way or easements for public utilities and to all utility facilities presently situated in said area vacated subject to this provision.

The undersigned owners further declare that after vacation of the said public road located as above described, and all public rights and easements therein, convenient means of ingress and egress to and from the property will be afforded to all other property owners owning property in or near the tract of land embraced in said map, plat, or survey by the remaining streets, avenues, or highways dedicated by said map, plat, or survey.

IN TESTIMONY AND WITNESS WHEREOF, the parties hereunto have signed and affixed their hands and seals to this declaration of vacation on this the 15th day of October, 19 90.

Kenneth W. Waltrip (L.S.) Larsene Carden (L.S.)

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

90 DEC -3 AM 9:26

(L.S.) (L.S.)

(L.S.) (L.S.)

SEAL

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Shelby Co. Hwy 70
5064 Hwy 70
Columbiana
3505