A call meeting of the Town Council of the Town of Helena, Alabama, was held at the following location: Office of Mayor in the Town of Helena, Alabama, the regular place for holding meetings of said Council on the 22 day of August, 1949, at 8 o'clock P.M. and there were present at said meeting, Floyd Naish, Mayor and the following councilmen:

Joe Powell, Jack Johnsey, Luther Naish and Louie Cates the same consituting a quorum.

The said meeting having been specially called for the purpose of adopting a resolution giving the assent of the Mayor and Town Council for the following described portions streets and avenues in the Town of Helena, Alabama to be vacated, namely:

Begin at the point where the north line of 3rd Avenue intersects the east line of 4th Street according to Joseph Squire's Map of Helena and run east along the north line of 3rd Avenue 98 feet; thence in a northeasterly direction and along the east line of Lot 5 in Block 10 according to said survey 75 feet; thence run in an easterly direction, being an extension of the north line of that portion of said lot 5 belonging to Floyd Naish, 40 feet, more or less, to the west line of 3rd Street, as now

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thence in a southerly direction along said street, as now located
located, fil8 feet to the south side of said 3rd Avenue according to said map of Joseph Squire; thence west
along the south line of said 3rd Avenue according to said map 116 feet to the east line of 4th
Street according to said map; thence in a northwesterly direction along the east line of said 4th
Street 50 feet, more or less, to the north line of said 3rd Avenue to the point of beginning;

being situated in Shelby County, Alabama,

Also that portion of 4th Street according to Joseph Squire's map of the Town of Helena, Alabama, beginning on the west line of 3rd Street and extending in a northwesterly direction along 4th Street to a line parallel with and 70 feet northwesterly of an extension of the north line of 3rd Avenue; being situated in the Town of Helena, Shelby County, Alabama;

And each of the members of the Council named below having waived notice of said meeting which said waiver is in words and figures as follows:

WAIVER NOTICE OF SPECIAL MEETING

We, the undersigned members of the Town Council of Helena, Alabama hereby waive notice of the calling of a special meeting for the purpose of adopting a resolution giving the assent of the Mayor and Town Council for those portions of 3rd Street, 3rd Avenue and 4th Street, according to Joseph Squire's Maz of the Town of Helena, Alabama, more particularly described below, to be vacated, namely:

Begin at the point where the north line of 3rd Avenue intersects the east line of 4th Street according to Joseph Squire's map of Helena and run east along the north line of 3rd Avenue 98 feet; thence in a northeasterly direction and along the east line of Lot 5 in Block 10 according to said survey 75 feet; thence run in an easterly direction, being an extension of the north line of that portion of said lot 5 belonging to Floyd Naish, 40 feet, more or less, to the west line of 3rd Street, as now located; thence in a southerly direction along said street, as now located, 118 feet to the south side of said 3rd Avenue according to said map of Joseph Squire; thence west along the south line of said 3rd Avenue according to said map 116 feet to the east line of 4th Street according to said map; thence in a northwesterly direction along the east line of said 4th Street 50 feet, more or less, to the north line of said 3rd Avenue to the point of beginning; being situated in Shelby County, Alabama;

Also that portion of 4th Street according to Joseph Squire's map of the town of Helena, Alabama, beginning on the west line of 3rd Street and extending in a northwesterly direction along 4th street to a line parallel with and 70 feet northwesterly of an extension of the north line of 3rd Avenue; being situated in the town of Helena, Shelby County, Alabama;

and do consent that said meeting for said purpose be held at the following location, office of Mayor in the town of Helena, Alabama, at 8 o'clock P.M., on the 22 day of August, 1949.

(signed) Jack Johnsey (Signed) Joe Powell (signed) Luther Naish (Signed) Louie Cates

The Mayor having declared the meeting open for business, there was a general discussion of an application by Floyd Naish and wife, Eloise Naish; Dr. J.M. Ryan and wife, Mae Ryan; Luther Naish and wife, Ethel Naish; R.B. Davidson and wife, Ruth Davidson; John W. Davidson and wife, Frankie Davidson; J.S. Davidson and wife, Emmie Davidson; and Ada Lowery, a widow, to vacate those portions of streets and avenue described in said petition. Whereas it appears that convenient means of ingress and egress to and from their property is and shall be afforded to all other property owners owning property in the tract of land embraced in said Joseph Squire's Map of the town of Helena, Alabama, by the remaining streets and alleys dedicated by such map. And it appearing further that the portions of the streets and avenue being vacated have never been and are not being used as a public road or street. Whereupon Councilman Joe Powell introduced the following Resolution:

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF HELENA, ALABAMA, AS FOLIOWS:

That the assent of the Mayor and Town Council of said Town be and the same is hereby given for those portions of 3rd Street, 3rd Avenue and 4th Street, according to Joseph's Squire's Map of the Town of Helena,

Alabama, to be vacated, namely:

Begin at the point where the north line of 3rd Avenue intersects the east line of 4th Street according to Joseph Squire's Map of Helena and run east along the north line of 3rd Avenue 98 feet; thence in a northeasterly direction and along the east line of Lot 5 in Block 10 according to said survey 75 feet; thence run in an easterly direction, being an extension of the north line of that portion of said lot 5 belonging to Floyd Naish, 40 feet, more or less, to the west line of 3rd Street, as now located; thence in a southerly direction along said street, as now located, 118 feet to the south side of said 3rd Avenue according to said map of Joseph Squire; thence west along the south line of said 3rd Avenue according to said map 116 feet to the east line of 4th Street according to said map; thence in a northwesterly direction along the east line of said 4th Street 50 feet, more or less, to the north line of said 3rd Avenue to the point of beginning; being situated in Shelby County, Alabama.

Also that portion of 4th Street according to Joseph Squire's map of the Town of Helena, Alabama, beginning on the west line of 3rd Street and extending in a northwesterly direction along 4th Street to a line parallel with and 70 feet northwesterly of an extension of the north line of 3rd Avenue; being situated in the Town of Helena, Shelby County, Alabama.

Said Resolution was read at length, and thereupon Councilman Joe Powell moved that unanimous consent of the Mayor and Council be given for the immediate consideration of, and action upon said Resolution, which motion was seconded by Councilman Jack Johnsey. Said motion for unanimous consent was submitted to a vote of the Mayor and Council and said vote resulted as follows:

Floyd Naish, Mayor, voted "Aye"

Jack Johnsey, Councilman voted "Aye"

Joe Powell, Councilman, voted "Aye"

Luther Naish, Councilman, voted "Aye"

Louie Cates, Councilman, voted "Aye"

Whereupon, the Mayor in Open Council declared said motion carried and unanimous consent given for the immediate consideration of, and action upon, said Resolution.

Councilman Joe Powell moved that said Resolution be adopted, which motion was seconded by Councilman Luther Naish said motion for the adoption of said resolution was submitted to a vote of the Mayor and Council and said vote resulted as follows:

Floyd Naish, Mayor, voted "Aye"

Jack Johnsey, Councilman, voted "Aye"

Joe Powell, Councilman, voted "Aye"

Luther Naish, Councilman, voted "Aye"

Louie Cates, Councilman, voted "Aye"

Thereupon, the Mayor, in Open Cauncil, declared said motion carried and said Resolution adopted. Therebeing no further business to come before the Council, it was motioned adjourned.

Floyd Naish

Emmie Davidson

Mayor

Town Clerk

(SEAL)

Filed in the office of the Probate Judge the 12th day of September, 1949 at 9 o'clock R.M. and recorded in the Deed Record 139 on page 283 on this the 7th day of October, 1949.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate