

1045

THE STATE OF ALABAMA |
COUNTY OF SHELBY |

BOOK 164 PAGE 37

Declaration of Vacation of a Portion of
Blocks 253 and 264 Of the Map and Survey
of Calera

As hereinafter referred to, the "Map and Survey of Calera" has reference to that map or survey of the Town of Calera, Shelby County, Alabama, which was made by John H. Dunstan, Engineer, on 1 October 1886, and which map or survey was never recorded in the Office of the Judge of Probate of Shelby County, Alabama, although there are several printed copies in existence. A copy of the portion of the said Map and Survey of Calera which is affected by this declaration of vacation is attached hereto and marked "Exhibit A".

We, the undersigned, being all of the owners of the lots and lands abutting on those certain streets or alleys shown in the Map and Survey of Calera known and designated on the map or plat thereof as that portion of a twenty-foot street or alley running North and South a distance of 200 feet and lying immediately South of Twenty-first Avenue and the twenty-foot street or alley running North and South a distance of 190 feet and lying North of Twenty-first Avenue, the said streets or alleys being more particularly described as follows:

20-Foot Alley in Block 264: As the point of beginning, begin at the Southeast corner of Lot 9 of Block 264 of said Map and Survey of Calera and run northerly along the East boundary line of Lots 9, 8, 7, and 6 of said Block 264 a distance of 190 feet to the Northeast corner of Lot 6; thence run easterly along the North boundary line of Block 264 a distance of 20 feet to the Northwest corner of Lot 4; thence run southerly along the West boundary line of Lots 4, 3, 2, and 1 a distance of 190 feet to the Southwest corner of Lot 1; thence run westerly along the North boundary line of Twenty-first Avenue a distance of 20 feet to the point of beginning.

Portion of 20-Foot Alley in Block 253: As the point of beginning, begin at the Southeast corner of Lot 12 of said Block 253 of said Map and Survey of Calera and run northerly along the East boundary line of Lots 12, 11, 10, and 9 a distance of 200 feet to the Northeast corner of Lot 9; thence run Easterly along the South boundary line of Twenty-first Avenue a distance of 20 feet to the Northwest corner of Lot 8; thence run southerly along the West boundary line of Lots 8, 7, 6, and 5 a distance of 200 feet to the Southwest corner of Lot 5; thence run westerly along a line parallel to the South boundary line of Twenty-first Avenue a distance of 20 feet to the point of beginning.

do hereby make this declaration and do hereby declare both of
or portions thereof
said streets or alleys/as described above vacated and annulled in
their entirety. The vacation of the said streets or alleys of
the said Map and Survey of Calera is in compliance with Section
17, Title 56, Code of Alabama of 1940.

Convenient means of ingress and egress to and from their
property are afforded to all other property owners owning proper-
ty in the tract of land embraced in the said Map and Survey of
Calera by other streets or alleys in existence, and also by other
streets or alleys being dedicated by the undersigned Bart T.
Skelton and his wife, Ruby H. Skelton, in a resubdivision of a por-
tion of said Block 264 and a portion of the said Block 253 of the
Map and Survey of Calera, a map or plat of which will be placed
upon record in the Probate Office of Shelby County, Alabama, upon
the vacation of the said streets or alleys hereinabove described.

This vacation is made for the purpose of destroying the
force and effect of the dedication by the map, plat or survey
known as the Map and Survey of Calera and to divest all public
rights, including any rights which may have been acquired by pre-
scription in that part of the streets or alleys aforementioned,
thus to make possible a resubdivision by the undersigned Bart T.
Skelton and Ruby H. Skelton of a portion of said Block 264 and a
portion of said Block 253. The said streets or alleys being va-
cated hereby have not been used by the public and are unimproved.

The vacation of the said portion of the said Map and Sur-
vey of Calera being within the corporate limits of the City of
Calera, County of Shelby, State of Alabama, a municipality of the
said State, the assent of the Mayor and ~~Aldermen~~ ^{Councilmen} of the City of
Calera, Alabama, to the vacation of the said portion of the said
Map and Survey of Calera has been obtained and is evidenced by a
resolution of the said Mayor and ~~Aldermen~~ ^{Councilmen} of the said City of
Calera, Alabama, a copy of which said resolution duly certified
to by the City Clerk of the said City is attached hereto.

IN WITNESS WHEREOF, the undersigned have hereunto placed their hands and affixed their seals on this the 7th day of December, 1953.

Bart T. Skelton (L.S.)
Bart T. Skelton

Ruby H. Skelton (L.S.)
Ruby H. Skelton

W. W. Howell (L.S.)
W. W. Howell

Pernie Ethel Howell (L.S.)
Pernie Ethel Howell

THE STATE OF ALABAMA I

COUNTY OF TUSCALOOSA I

I, Margala S. Sherry, a Notary Public in and for Tuscaloosa County, Alabama, do hereby certify that Bart T. Skelton and his wife, Ruby H. Skelton, whose names are signed to the foregoing Declaration of Vacation and who are known to me, acknowledged before me on this day that, being informed of the contents of the Declaration of Vacation, they executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 7th day of December, 1953.

Margala S. Sherry
Notary Public in and for
Tuscaloosa County, Alabama

THE STATE OF ALABAMA I

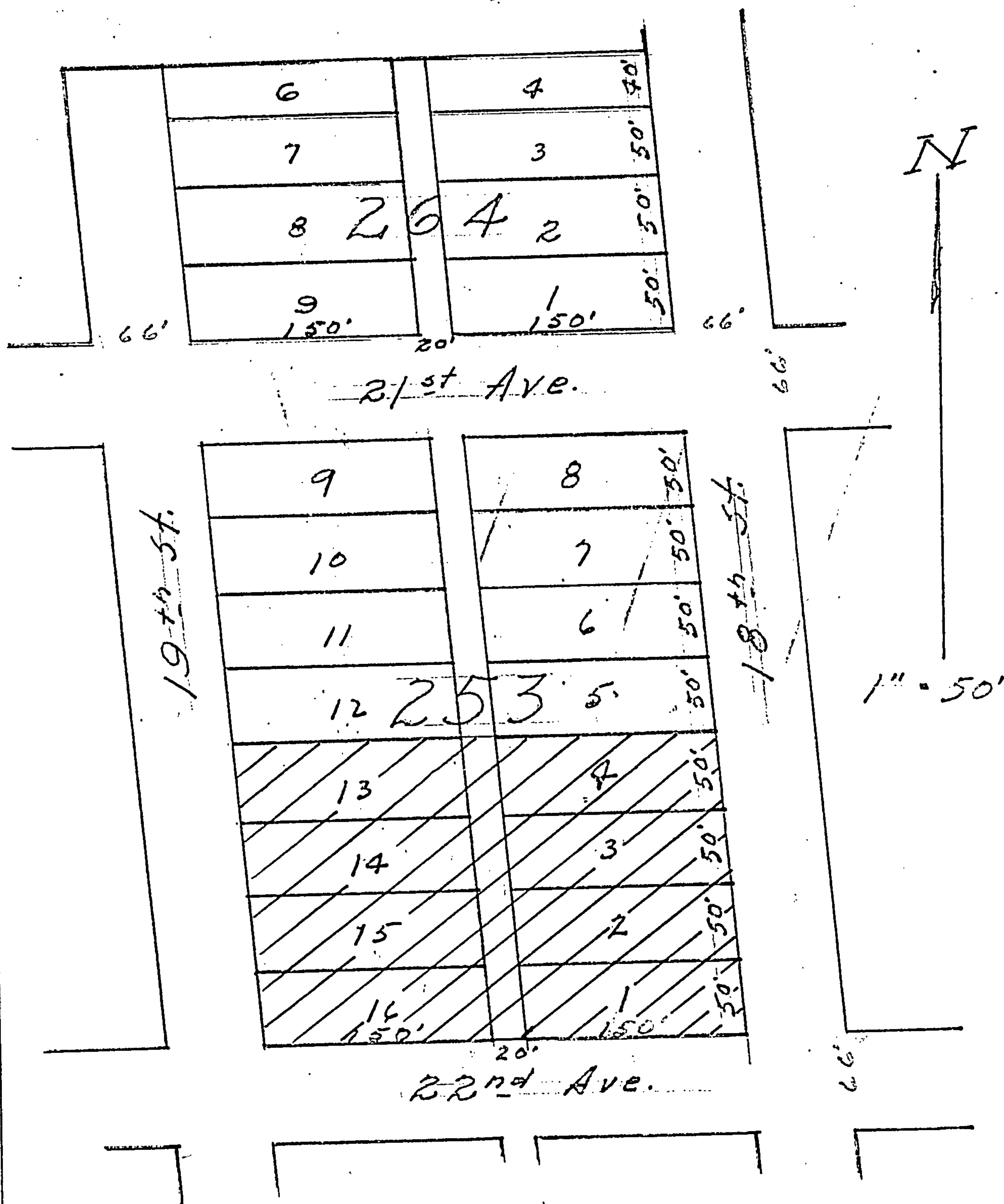
COUNTY OF SHELBY I

I, Julius S. Capron, a Notary Public in and for Shelby County, do hereby certify that W. W. Howell and his wife, Pernie Ethel Howell, whose names are signed to the foregoing Declaration of Vacation and who are known to me, acknowledged before me on this day that, being informed of the contents of the Declaration of Vacation, they executed the same voluntarily on the day the same bears date.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this the 8 day of December, 1953.

Julius S. Capron
Notary Public in and for

Map showing Portions of Blocks 253 and 264 of the Map and Survey of Calera (The South Half of Block 253 which has diagonal lines thereon is not to be affected or changed in any way).



RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CALERA

WHEREAS, all of the owners of the lots and lands abutting on those certain streets or alleys shown in the Map and Survey of Calera known and designated on the map or plat thereof as a 20-foot-street or alley running North and South a distance of 200 feet lying immediately South of Twenty-first Avenue and the twenty-foot-street or alley running North and South a distance of 190 feet and lying North of Twenty-first Avenue, the said streets or alleys being more particularly described as follows:

20-Foot Alley in Block 264: As the point of beginning, begin at the Southeast corner of Lot 9 of Block 264 of said Map and Survey of Calera and run northerly along the East boundary line of Lots 9, 8, 7, and 6 of said Block 264 a distance of 190 feet to the Northeast corner of Lot 6; thence run easterly along the North boundary line of Block 264 a distance of 20 feet to the Northwest corner of Lot 4; thence run southerly along the West boundary line of Lots 4, 3, 2, and 1 a distance of 190 feet to the Southwest corner of Lot 1; thence run westerly along the North boundary line of Twenty-first Avenue a distance of 20 feet to the point of beginning.

Portion of 20-Foot Alley in Block 253: As the point of beginning, begin at the Southeast corner of Lot 12 of said Block 253 of said Map and Survey of Calera and run northerly along the East boundary line of Lots 12, 11, 10, and 9 a distance of 200 feet to the Northeast corner of Lot 9; thence run Easterly along the South boundary line of Twenty-first Avenue a distance of 20 feet to the Northwest corner of Lot 8; thence run southerly along the West boundary line of Lots 8, 7, 6, and 5 a distance of 200 feet to the Southwest corner of Lot 5; thence run westerly along a line parallel to the South boundary line of Twenty-first Avenue a distance of 20 feet to the point of beginning.

desire to vacate both of said streets or alleys as described above and desire to declare the same vacated; and

WHEREAS, the vacation of the said streets or alleys involves the vacation and closing of streets or alleys which are within the limits of the City of Calera, Alabama, and the assent of the City Council of the City of Calera, Alabama, must be procured; and

WHEREAS, convenient means of ingress and egress to and from their property are afforded to all other property owners owning property in the tract of land embraced in the said Map and Su

of Calera by other streets or alleys in existence and also by other streets or alleys being dedicated by Bart T. Skelton and Ruby H. Skelton in a resubdivision of a portion of the said Block 264 and a portion of the said Block 253 of the Map and Survey of Calera, a map or plat of which resubdivision will be placed upon record in the Probate Office of Shelby County, Alabama, upon the vacation of the said streets or alleys hereinabove described; and

WHEREAS, the said streets or alleys being vacated have not been used by the public and are unimproved.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Calera, Alabama, composed of the Mayor and ^{Councilmen} Aldermen, in a regular meeting assembled, the assent of the City Council of the City of Calera be, and it hereby is, given to the vacation and annulment of the above mentioned streets or alleys as shown on the Map and Survey of Calera; and

BE IT FURTHER RESOLVED that the Clerk of the City of Calera be, and he hereby is, authorized to present a copy of this Resolution duly certified as correct by him to the owners of the lots and lands abutting on the said streets or alleys described above so that the same may be attached to and be filed and recorded with their legal declaration of the vacation of the said streets or alleys.

THE STATE OF ALABAMA |
:
COUNTY OF SHELBY |

I, as Clerk of the City of Calera, a municipal corporation of the State of Alabama, do hereby certify that I am the Clerk of the City of Calera and as such have charge of the records of such municipality, and that the foregoing is a true and correct copy of a resolution duly adopted by the City Council of the City of Calera, Alabama, composed of the Mayor and ^{Councilmen} Aldermen, in a regular meeting assembled on the 15th day of December, 1953.

IN WITNESS WHEREOF, I have hereunto placed my hand and affixed my official seal on this the 15th day of December, 1953.

W. B. Blevins
City Clerk

Filed in the office of the Probate Judge on the 23 day of Dec 1953 at 2 o'clock
M. and recorded in Deed Book 164 Page 37 this 29 day of Dec 1953
Deed Tax _____ Mortgage Tax _____ has been paid.

L.C. Walker, Judge of Probate