

5414

PETITION FOR VACATING STREET

STATE OF ALABAMA

SHELBY COUNTY

TO THE HONORABLE J. R. DAVIDSON, Mayor of the Town of Helena, Alabama, and the Honorable K. L. Mullins, Town Councilman, the Honorable J. R. Lovelady, Town Councilman, the Honorable Billy Dean Harris, Town Councilman, the Honorable Marvin Lawley, Town Councilman, the Honorable Grady Wilson, Town Councilman, all of the Town of Helena, Alabama.

Now comes the undersigned James F. Shackelford and wife, Lillian J. Shackelford; Fred F. Mullins and wife, Ethel L. Mullins, all being hereinafter referred to as Petitioners, who present unto your Honors the following statement, to wit:

That Petitioners are the owners of all of the property abutting upon the following described part or portion of the following named street; to wit, Elm Street, and that they desire to vacate said part or portion of said street, and that they do, by this statement, vacate the same, said part or portion of said street being in the town of Helena, Shelby County, Alabama, and described as follows: to wit:

A fifty (50) foot right of way, the center line of which is described as follows: From the southeast corner of the N 1/2 of SE 1/4 of Section 15, Township 20 South, Range 3 West, run west along the south line of the N 1/2 of SE 1/4 for 871.9 feet, thence right 90 degrees, 20 minutes for 308.16 feet to the point of beginning, thence right 90 degrees for 420 feet, more or less, to the west line of an unnamed street (formerly a County Road) situated in Town of Helena, Alabama.

A fifty (50) foot right of way, the center line of which is described as follows: From the southeast corner of the N 1/2 of SE 1/4, Section 15, Township 20 South, Range 3 West, run west along the south line of said N 1/2 of SE 1/4 for 218.94 feet, thence right 78 degrees 20 minutes for 289.02 feet to the point of beginning; thence left 79 degrees 56 minutes for 989 feet, more or less, to Rolling Mill Road, excepting that portion of Elm Street, which is a part of Mullins East Side Addition to Helena, recorded in Map Book 4, page 25, in the office of the Judge of Probate of Shelby County, Alabama.

This is to say that the undersigned Petitioners desire to vacate the above-described part or portion of the above-named Elm Street which lies east of the east line of said Mullins East Side Addition to Helena, (said dedication recorded in the office of the Judge of Probate of Shelby County, Alabama in Deed Book 194, page 121) and to close the same and nullify the effect of the dedication of said part or portion of said street to the use of the public.

NOW THEREFORE, in consideration of the premises, Petitioners hereby request that your Honors assent to, approve, ratify and confirm the vacation of the above-described part or portion of said street to the use of the public.

The undersigned Petitioners further request that your Honors authorize and direct the Honorable J. R. Davidson, as Mayor of the Town of Helena, Alabama, a municipal corporation, to execute a quitclaim deed to Petitioners, by which deed, the Town of Helena, Alabama, a municipal corporation, shall remise, release and quitclaim unto Petitioners whatever right, title and interest the said Town of Helena, Alabama, a municipal corporation, may acquire in and to the hereinabove described part or portion of the hereinabove named street by virtue of the vacation of same, or otherwise, or have acquired by reason of its dedication, and that Mrs. Joe Davidson, Town Clerk, be authorized and directed on behalf of the Town of Helena, Alabama, a municipal corporation, to attest the same.

IN WITNESS WHEREOF, Petitioners have hereunto set their hands and affixed their seals on this the 25th day of MAY, 1967.

Fred F. Mullins
Fred F. Mullins

Ethel L. Mullins
Ethel L. Mullins

James F. Shackelford
James F. Shackelford

Lillian J. Shackelford
Lillian J. Shackelford

STATE OF ALABAMA

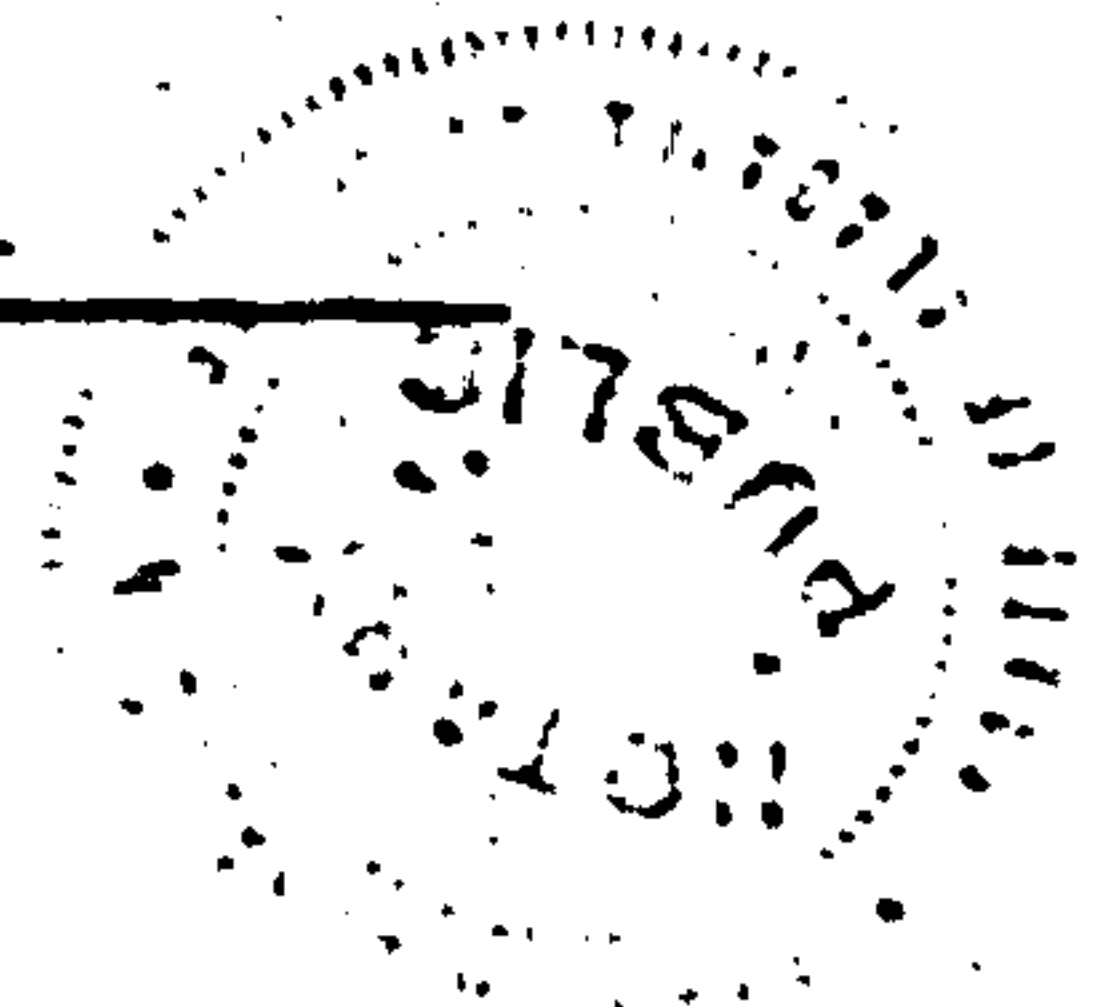
SHELBY COUNTY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Fred F. Mullins and wife, Ethel L. Mullins, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the said instrument, they executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 5 day of

June, 1967.

Frank W Donaldson
Notary Public



STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
67 JUL 11 AM 8:29
U.C.C. FILE NUMBER OR
SERIAL PAGE AS SHOWN ABOVE
Don't forget to file

STATE OF ALABAMA

SHELBY COUNTY

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that James F. Shackelford and wife, Lillian J. Shackelford, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day, that being informed of the contents of the said instrument, they executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL this 25th day of

MAY, 1967.



James F. Elliott
Notary Public

My Commission Expires 2-10-69

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VACATING STREET

2.00

REC'D
FRANK DONALDSON
NOTARY
HELLENA, ALA