

STATE OF ALABAMA)

SHELBY COUNTY)

Come now the Seaboard Coast Line Railroad Company and The City of Pelham, Alabama, a municipal corporation, hereinafter referred to as "Petitioners" and respectfully represent and shows unto the City Council of the City of Pelham, Alabama, as follows:

That petitioners are the owners of all of the land abutting that certain street, alley, highway, avenue, or roadway, or portion thereof, described on Exhibit "A" attached hereto and made a part and parcel hereof as fully as if set out herein: that the petitioners desire to vacate said street, alley, highway, roadway or avenue or portion thereof described on said Exhibit "A"; that there are no sidewalks or curbing located on this area of said street and that said street is not open for the use by the public and has not been used by the public as a public street, alley, avenue, highway, or roadway for many years; that the lands comprising said portion of said street desired to be vacated are needed for use by petitioners and that said property is of no use to the public; that said street, alley, highway, avenue or roadway or portion thereof to be vacated is located in the City limits of the City of Pelham, Alabama.

WHEREFORE, petitioners pray unto the City Council of The City of Pelham, Alabama as follows: That a Resolution be adopted by the City of Pelham, Alabama, assenting to the vacation of that certain street, alley, highway, avenue, or roadway or portion thereof, described on Exhibit "A" attached hereto as above stated, which lies within the corporate limits of said City; that a certified copy of said Resolution be furnished to petitioners to be attached to, filed and recorded with the declaration of vacation as provided by Title 56, Section 32, Code of Alabama 1940 (Recomp. 1959), as amended.

Witness our hands and signatures on this the 3rd day of March, 1975.

ATTEST:

Hellie Mae Dennis
Secretary

ATTEST:

Hellie Mae Dennis
City Clerk

SEABOARD COAST LINE RAILROAD COMPANY

By:

W.L. Petrie
W.L. Petrie, District Sales Manager

CITY OF PELHAM, ALABAMA, A Municipal Corporation

By:

Paul Yeager
Mayor, City of Pelham, Alabama

19750424000020000 1/7 \$.00
Shelby Cnty Judge of Probate, AL
04/24/1975 12:00:00AM FILED/CERT

Filed this 11 day of April 1975
CONRAD M. FOWLER
Judge of Probate

BOOK 291 PAGE 871

STATE OF ALABAMA)

SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS, That the underigned,desiring to vacate the hereinafter unnamed street,road,avenue,highway or alley,or portion thereof hereinafter described,do hereby vacate,discontinue,abandon and annul the following described street,road,avenue,highway or alley,or portion thereof described as follows,to -wit:

Commence at the N.E. Corner of Section 23,Township 20,Range 3 West and run west along the north boundary of said section a distance of 111.7 feet to the point of beginning; thence continue along section line a distance of 33.80 feet to a point;thence turn an angle of 117 degrees and 25 minutes to the left and run southeasterly a distance of 726.94 feet to a point,turn an angle of 102 degrees and no minutes to the left and run a distance of 30.7 feet to a point,thence turn an angle of 78 degrees and no minutes to the left and run a distance of 706.34 feet to a point, said point being the point of beginning. All of the herein described parcel of land being and lying in the North East quarter of the North East Quarter,Section 23 of the North West Quarter of the North West Quarter of Section 24,Township 20 South,Range 3 West Shelby County,Alabama.

That the undersigned Seaboard Coast Line Railroad Company and The City of Pelham,Alabama do hereby consent,agree and declare that the above street,alley,road, avenue,highway or portion thereof described above be vacated,discontinued,adnadoned and annulled,so as to destroy the full force and effect of any didication by map, plat, use or otherwise,and to divest any and all rights of the public,including any rights which may have been acquired by prescription or otherwise,in that portion of said street,alley. avenue,roadway or highway hereby vacated: we do further certify,state and decalre that the above described street,alley,highway,avenue roadway,or portion thereof to be vacated lies within the city limits of the City of Pelham,Alabama,a municipal corporation, and that said avenue,street, or alley,or portion thereof to be vacated has not been used,nor is the same being used as a road,highway,street,alley, avenue,but on the contrary,has not been opened for use by the public or for use by any other person firm,or corporation for more than twenty five years. We do hereby further certify,stat and decalre that the undersigned are all owners of the lands abutting the above described street,alley,avenue,highway,or portion thereof to be vacated.

Given our hands and seals on this the 31st day of March,1975.

Seaboard Coast Line Railroad Company

ATTEST:

Hellen Mae Dennis
Secretary

BY:

W.L. Petrie
W.L. Petrie, District Sales Manager

ATTEST:

Hellen Mae Dennis
City Clerk

City of Pelham,Alabama,a Municipal Corporation

BY:

Paul Yeager
Mayor

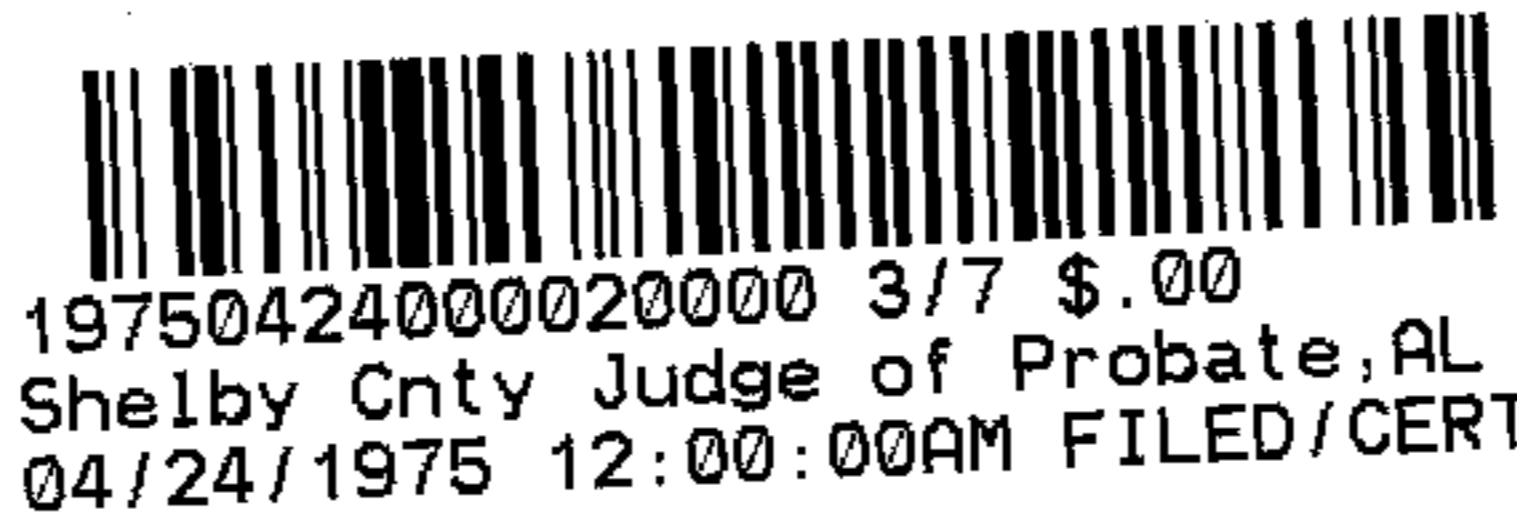
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Shelby Cnty Judge of Probate,AL
04/24/1975 12:00:00AM FILED/CERT

STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County in said State,
hereby certify that G. L. Petrie whose name as District Sales
Manager of The Seaboard Coast Line Railroad Company, is signed to the foregoing
instrument and who is known to me, acknowledged before me on this day that, being
informed of the contents of the instrument, he, as such officer and with full
authority, executed the same voluntarily for and as the act of said Seaboard
Coast Line Railroad Company.

William Mae L. Dennis
Notary Public



STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public, in and for said County in said State,
hereby certify that Paul Yeager whose name as Mayor of the City of Pelham, Alabama,
a Municipal Corporation, is signed to the foregoing instrument and who is known to me
acknowledged before me on this day that, being informed of the contents of the
instrument, he, as Mayor and with full authority, executed the same voluntarily
for and as the act of said City of Pelham, Alabama.

William Mae L. Dennis
Notary Public

EXCERPTS FROM MINUTES OF MAYOR AND CITY COUNCIL OF
THE CITY OF PELHAM, ALABAMA

A regular meeting of the Mayor and City Council of The City of Pelham, Alabama, was held at the City Hall in said City on the 3rd day of March, 1975, at _____ o'clock 7 P. M. at the usual place and date for holding said meetings. Upon roll call the Chairman declared a quorum present and the meeting opened for the transaction of business.

Thereupon Councilman Bobby Hinds read in full and introduced the following resolution:

BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PELHAM, ALABAMA AS FOLLOWS:

WHEREAS, the Seaboard Coast Line Railroad Company, and the City of Pelham, Alabama, a municipal corporation, by previous action of the Council, hereinafter referred to as "Petitioners" are the owners of all the land abutting on a street, alley, avenue, roadway, or highway or portion thereof, situated in the City of Pelham, Alabama, which is more particularly described on Declaration of Vacation which is attached to this Resolution as Exhibit "A" and made a part and parcel hereof as fully as if set out herein, and

WHEREAS, said Petitioners as owners of said abutting land have executed a Declaration of Vacation that certain street, alley, roadway, highway, or avenue, or portion thereof, as described on said Exhibit "A" attached hereto and desiring to divest any and all rights which the public or any other person, firm, or corporation may have in and to that portion of said street, alley, avenue, highway, roadway, or portion thereof to be vacated, and to the use thereof by virtue of the establishment of the same, and

WHEREAS, the City Council of the City of Pelham, Alabama, finds that a convenient means of ingress and egress is afforded to all the property owners of the area in which said street, alley, roadway, highway, or avenue, or portion thereof to be vacated is situated by the remaining streets, alleys, avenues, or roadways therein located;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PELHAM, ALABAMA, that the vacation of the street, alley, avenue, highway, roadway, or portion thereof so described on Exhibit "A" attached hereto is hereby assented to, acquiesced in and authorized by the City of Pelham Council of the City of Pelham, Alabama.

Thereupon, Councilman Burk Dunaway seconded said Resolution and after a thorough discussion Councilman J.T. Shelton moved that all rules and regulations which, unless suspended would otherwise prevent the immediate consideration and adoption of said resolution, be suspended. Said resolution was seconded by Councilman Allen Wilson and upon roll call the following vote was recorded;

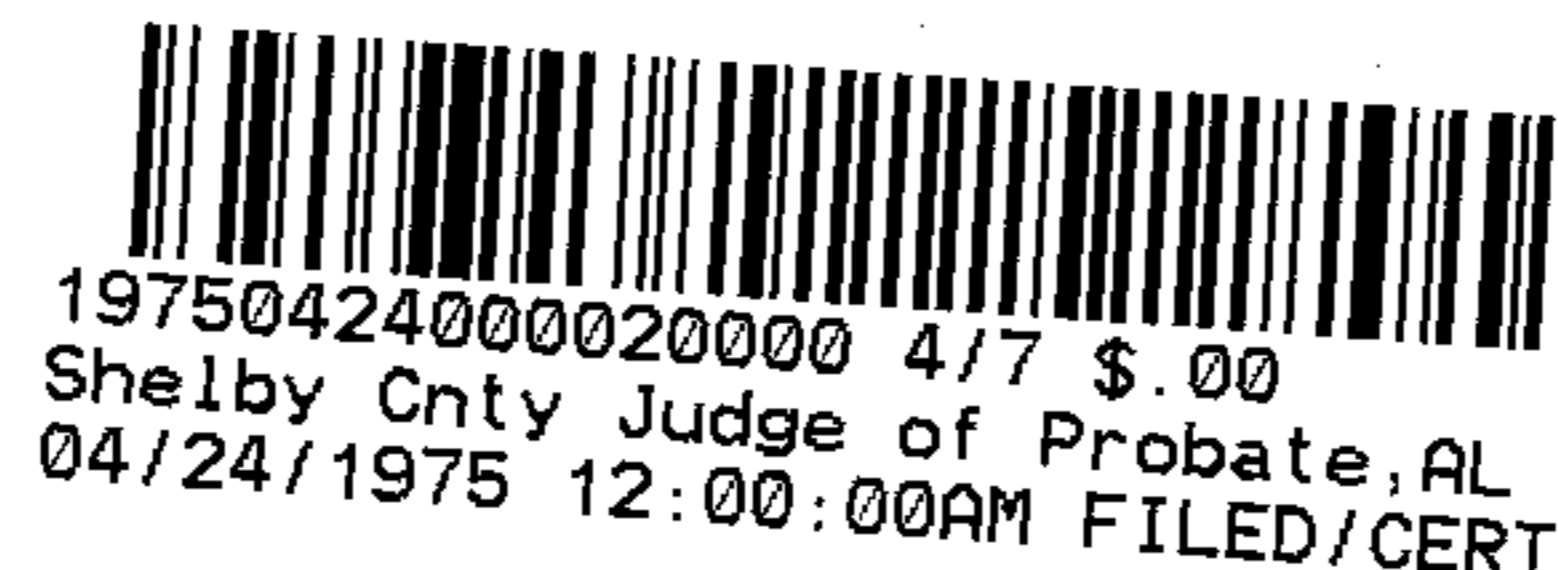
AYES

Mayor, Paul Yeager

Councilman, Burk Dunaway
Councilman, Allen Wilson
Councilman, Buddy Carter
Councilman, J.T. Shelton
Councilman, Bobby Hinds

NAYS

NONE




Thereupon, the Mayor and Chairman declared said Resolution duly and unanimously adopted and all rules and regulations suspended which would prevent the immediate consideration and adoption of said Resolution. Thereupon the question was called on the original resolution and upon roll call vote the original resolution was unanimously adopted and so declared by the Chairman.

ATTEST:

MINUTES APPROVED

Willie Mae Dennis
City Clerk

By: Paul Yeager
Mayor


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Shelby Cnty Judge of Probate, AL
04/24/1975 12:00:00AM FILED/CERT

CERTIFICATE

I, the undersigned, Willie Mae Dennis, duly constituted Clerk of the Mayor and City Council of The City of Pelham, Alabama, do hereby certify that the above and foregoing resolution was duly introduced, adopted and passed by the City Council of the City of Pelham, Alabama, in regular session on the date first given above, and that no action has been taken by said Council to modify, rescind or otherwise revoke and hold apart any portion thereof.

DATED this 3rd day of March, 1975.

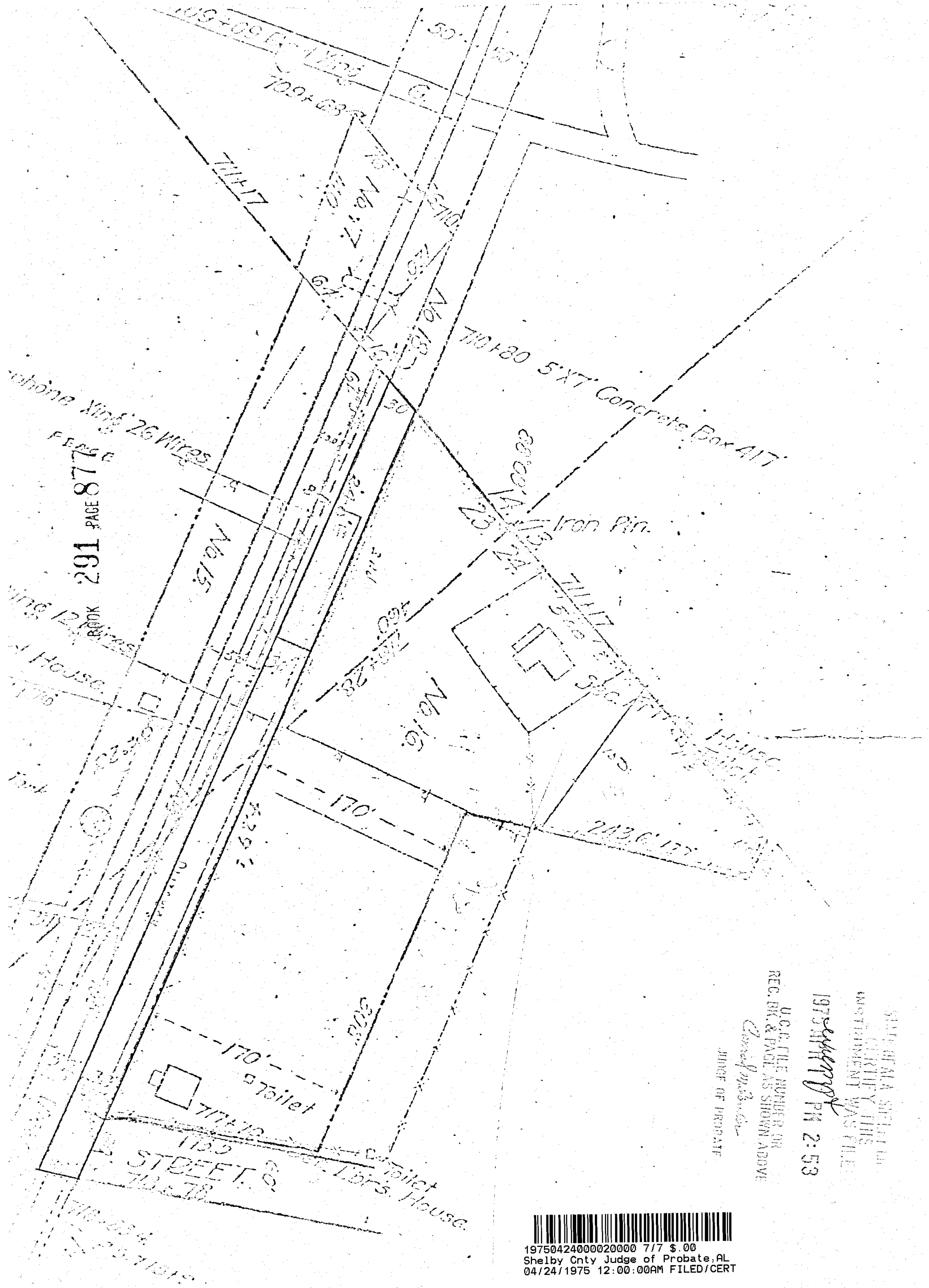
Willie Mae Dennis
City Clerk

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Shelby Cnty Judge of Probate,AL
04/24/1975 12:00:00AM FILED/CERT

REPORT OF SHARPOUR COAST TO N-1 INDEX ROAD
 FROM RESIDENTIAL TO N-1 INDEX ROAD



1975 APR 24 PM 2:53
 U.C.C. FILE NUMBER OR
 REC. BK. & PAGE AS SHOWN ABOVE
 JUDGE OF PROBATE
 CONFIRMATION WAS FILED