

The attached described easement was duly vacated by action of the Shelby County Commission at their regular meeting October 25, 1993. Said action appears in Minute Book 22 in the Office of the Shelby County Commission.

DATE: Nov. 1, 1993

Jackie A. Davis  
NOTARY PUBLIC  
My Commission Expires 4-7-96

K. B. WEYGAND & ASSOC. P.C.  
2233 CANABA VALLEY DRIVE  
BHAM, AL 35242

Inst # 1993-34382

11/02/1993-34382  
12:30 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
004 MCD 16.00

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.

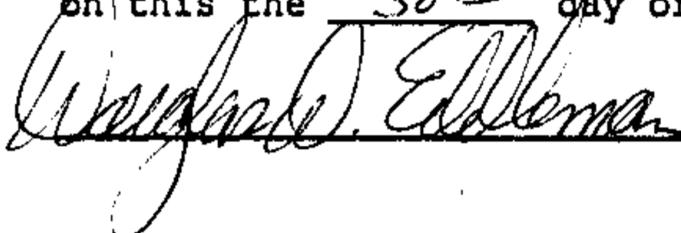
An easement to be vacated situated in Lot 157, Brook Highland 5th Sector as recorded in Map Book 13, Page 36 B, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of said Lot 157. thence run in a Northwesterly direction along the Northeast line of said Lot 157 and also along the Southwest right-of-way of Brook Highland Drive as recorded in said Brook Highland 5th Sector for a distance of 10.00 feet to a point; thence run an angle to the left of 90 degrees 00 minutes 00 seconds and run in a Southwesterly direction for a distance of 19.52 feet to the point of beginning; thence continue along last stated course for a distance of 29.51 feet to a point; thence turn an angle to the right of 57 degrees 54 minutes 04 seconds and run in a Southwesterly direction for a distance of 106.24 feet to a point, said point being on the Southeast easement line of a Birmingham Water Works sanitary sewer; thence turn an angle to the right of 122 degrees 05 minutes 56 seconds and run in a Northeasterly direction along the Southeast line of said easement for a distance of 29.51 feet to a point; thence turn an angle to the right of 57 degrees 54 minutes 04 seconds and run in a Northeasterly direction for a distance of 106.24 feet to the point of beginning.

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 easement 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 30<sup>th</sup> day of SEPT 1993.

 (L.S.) \_\_\_\_\_ (L.S.)  
\_\_\_\_\_  
(L.S.) \_\_\_\_\_ (L.S.)  
\_\_\_\_\_  
(L.S.) \_\_\_\_\_ (L.S.)

STATE OF ALABAMA )

SHELBY COUNTY )

I, JACKIE A. DAVIS, a Notary Public in and for said County and State hereby certify that DOUGLAS D EDDLEMAN AS PRESIDENT OF EDDLEMAN PROPERTIES, INC.

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 said declaration, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 30<sup>th</sup> day of Sept, 19 93.

Jackie A. Davis  
Notary Public

STATE OF ALABAMA )

SHELBY COUNTY )

I, \_\_\_\_\_, a Notary Public in and for said County and State hereby certify that \_\_\_\_\_

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 said declaration, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public

THE BIRMINGHAM NEWS COMPANY

PUBLISHERS OF

# The Birmingham News

AGENTS FOR

## Birmingham Post-Herald

PASTE CLIPPING HERE

**NOTICE OF PROPOSED VACATION OF LANDS OR INTEREST IN LANDS**  
 Notice is hereby given that a petition will be presented to and acted upon by the County Commission of Shelby County, Alabama, at its meeting on Monday, the 25th day of October, 1993, at 6:00 pm in the Chambers of the County Commission of Shelby County, Alabama, at the Court-house in Columbiana, Alabama, seeking to vacate the following described property:

An easement to be vacated situated in Lot 157, Brook Highland 5th Sector as recorded in Map Book 13, Page 36 B, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of said Lot 157, thence run in a Northwesterly direction along the Northeast line of said Lot 157 and also along the Southwest right-of-way of Brook Highland Drive as recorded in said Brook Highland 5th Sector for a distance of 10.00 feet to a point; thence run an angle to the left of 90 degrees 00 minutes 00 seconds and run in a Southwesterly direction for a distance of 19.52 feet to the point of beginning; thence continue along last stated course for a distance of 29.51 feet to a point; thence turn an angle to the right of 57 degrees 54 minutes 04 seconds and run in a Southwesterly direction for a distance of 106.24 feet to a point, said point being on the Southeast easement line of a Birmingham Water Works sanitary sewer; thence turn an angle to the right of 122 degrees 05 minutes 56 seconds and run in a Northeasterly direction along the Southeast line of said easement for a distance of 29.51 feet to a point; thence turn an angle to the right of 57 degrees 54 minutes 04 seconds and run in a Northeasterly direction for a distance of 106.24 feet to the point of beginning.

at which meeting all persons having any interest therein or desiring to be heard regarding same are notified to be present.  
 Signed: Douglas D. Eddleman  
 Petitioner  
 News: October 5, 1993

5<sup>th</sup> 12<sup>th</sup> 19<sup>th</sup>

STATE OF ALABAMA, } ss:  
County of Jefferson, }

On this 6<sup>th</sup> day of October

A.D. one thousand nine hundred and NINETY-THREE

personally appeared before me, \_\_\_\_\_

DONALD W. LARSON

a Notary Public in and for the County and State aforesaid  
JEAN SMITH

who being duly sworn according to law, declares that  
is BOOKKEEPER

of "The Birmingham News" and "The Birmingham Post-Herald", newspapers published in the City of Birmingham, in the County of Jefferson, State of Alabama, and that the advertisement, a true copy of which is herewith attached, appeared in "The Birmingham News" and

"The Birmingham Post-Herald" on the following date

October 5, 1993

Signed Jean Smith

Subscribed and sworn to before me this 6<sup>th</sup> day of October A.D. 1993

[Signature]  
Notary Public.

MY COMMISSION EXPIRES AUGUST 16, 1994.  
Inst # 1993-34382

11/02/1993-34382  
12:30 PM CERTIFIED  
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004 MCD 16.00