

THE STATE OF ALABAMA)
SHELBY COUNTY)

DECLARATION OF VACATION OF PLAT OR MAP BY OWNER OF LANDS

KNOW ALL MEN BY THESE PRESENTS, that:

WHEREAS, GORDON F. FAULKNER, a/k/a GORDON F. FAULKNER, SR., and wife, MARY W. FAULKNER, did heretofore on March 30, 1990, execute a certain subdivision plat or map entitled Faulkner Family Estate Subdivision, which said plat or map was duly recorded in the Office of the Judge of Probate of Shelby County, Alabama, on April 5, 1990, in Map Book 14, Page 27; and

WHEREAS, all the lots in said Faulkner Family Estate Subdivision have been sold and conveyed to R. GLENN FAULKNER, a married man (who is one and the same person as Robert G. Faulkner), SHARON FAULKNER VINSON, a married woman and MARILYN FAULKNER CLARK, an unmarried woman, who are the children of Gordon F. Faulkner and Mary W. Faulkner; and

WHEREAS, all the lots in the said Faulkner Family Estate Subdivision were conveyed to the children of Gordon F. Faulkner and Mary W. Faulkner by good and sufficient deeds recorded in Book 1992, Page 5078, Book 286, Page 115, Book 286, Page 116, and Book 302, Page 271, in said Probate Office; and

WHEREAS, Gordon F. Faulkner is deceased; and

WHEREAS, the .064 acres, more or less, designated in said Faulkner Family Estate Subdivision as "common area" is owned by Mary W. Faulkner; and

WHEREAS, R. Glen Faulkner, a married man, Sharon Faulkner Vinson, a married woman and Marilyn Clark Faulkner, an unmarried

02/28/1994-06383
09:12 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

Inst # 1994-06383

woman, have reconveyed all of the lots in said Faulkner Family Estate Subdivision to Mary W. Faulkner by Statutory Warranty Deeds recorded in Instrument No. 1994/06380 Instrument No. 1994/06381 and Instrument No. 1994/06382 in said Probate Office.

WHEREAS, all the lots in said Faulkner Family Estate Subdivision, together with the area designated "common area" are owned by the undersigned, Mary W. Faulkner and there are no mortgages on any of said lots or the "common area"; and

WHEREAS, the undersigned pursuant to and in accordance with Section 35-2-53, Ala. Code (1975) desires to vacate the said Faulkner Family Estate Subdivision as recorded in Map Book 14, Page 27, in said Probate Office and to destroy the force and effect of the recording of said plat or map.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration in hand paid to the undersigned, Mary W. Faulkner, the receipt, adequacy and sufficiency whereof are hereby acknowledged, the undersigned does hereby vacate the Faulkner Family Estate Subdivision recorded in Map Book 14, Page 27, in said Probate Office, to the same extent as if said plat or map had not been executed and recorded.

It is the intent and purpose of this vacation of plat or map to destroy the force and effect of the recording of said plat or map of the Faulkner Family Estate Subdivision and to divest all public rights, if any, in the streets, alleys, public grounds, common areas, private easements for ingress, egress and utilities,

and all dedications, if any, laid out or described in such plat or map.

The covenants, restrictions and limitations set out on the Faulkner Family Estate Subdivision designated 1, 2, 3 and 4, are hereby neutralized, vacated, held for naught and declared null and void and of no force and effect.

IN WITNESS WHEREOF, the undersigned has hereunto set her hand and seal this the 25 day of February, 1994.

Mary W. Faulkner (SEAL)
MARY W. FAULKNER

THE STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that MARY W. FAULKNER, an unmarried woman, whose name is signed to the foregoing Declaration of Vacation of Plat or Map by Owner of Lands, and who is known to me, acknowledged before me on this day that, being informed of the contents of said Declaration of Vacation of Plat or Map by Owner of Lands, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 26th day of February, 1994.

Mary Douglas Hawkins
NOTARY PUBLIC

My Commission Expires: 3/5/96

Inst # 1994-06383

- 3 -
02/28/1994-06383
09:12 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50