

IN RE: The City of  
Alabaster, Alabama

IN THE PROBATE COURT OF  
SHELBY COUNTY, ALABAMA

CASE NO. 32-199

Inst # 1994-10650

ORDER GRANTING PETITION TO VACATE STREET  
AND APPOINTING COMMISSIONERS

The petition in this case coming on to be heard, after notice by publication as required by law, it is the finding of this court that the petition is due to be granted. It is, therefore,

ORDERED, ADJUDGED, AND DECREED that the following portion of a street located in the City of Alabaster, Alabama, be vacated pursuant to §§ 23-4-2, et seq., Code of Alabama 1975, as amended:

All that part of 10th Avenue S.E., lying between Lots 4 and 5, Block B, Nickerson's Addition to Alabaster, as recorded in Map Book 3, Page 69, in the Probate Office of Shelby County, Alabama.

FURTHER, that the following persons are named as commissioners to assess the damages of the owner or owners of the abutting lands and the owner or owners, if any, of such other lots or parcels of land which will be cut off from access over some other reasonable and convenient way which will result from the vacating of the portion of said street. The commissioners shall submit their report within 10 days after qualification:

*Suzanne Smith, Kathy Hamilton & Pearl Fain*

Upon the recording of the report of the commissioners, the petitioner may pay the cost of the proceeding and the damages assessed by the commissioners, if any, and upon such payment, the portion of the street described above shall be closed and vacated and all interest of the public therein shall cease. Title to the North 15 feet of the portion of said street shall vest in the heirs of Mary Della Danners, deceased, and title to the South 15 feet of the portion of said street shall vest in Arthur K. Lowen, Trustee. The clerk of this court shall cause a copy of this Order to be recorded in the deed records of this county after payment of costs and damages as set out above.

This the 1<sup>st</sup> day of March, 1994.

Inst # 1994-10650

*Thomas A. Snowden, Jr.*  
Thomas A. Snowden, Jr.  
Judge of Probate

04/01/1994-10650  
11:11 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 MCD 8.50

*Pat*