

*This instrument prepared by:*  
James W. Fuhrmeister  
ALLISON, MAY, ALVIS, FUHRMEISTER,  
KIMBROUGH & SHARP, L.L.C.  
P. O. Box 380275  
Birmingham, AL 35238

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## **DECLARATION OF VACATION OF PUBLIC EASEMENT**

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KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, **TOWN BUILDERS, INC. and EBSCO DEVELOPMENT COMPANY, INC.** are the owners of all the property abutting or in any way served by the property herein described and the public easement situated thereon, and own all the lands abutting on or touching said property, and are desirous of vacating said public easement over and across the property herein described, as provided for by Alabama law.

NOW THEREFORE, the undersigned, being the owners of all the lands abutting on the following described property and the public easement situated thereon:

A parcel of land situated in the SW ¼ of the NE ¼, Section 3, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows-

BEGIN at the Northernmost corner of Lot 7-32, Block 7 of Mt Laurel - Phase IA as recorded in map book 27, page 72B in the office of the Probate Judge of Shelby County; thence run in a Southeasterly direction along the Northeastern boundary line of said lot 7-32 a distance of 117.82 feet to a point, said point being on a curve to the left having a radius of 974.50 feet and a central angle of 0°03'53", said curve being the Northwestern right-of-way of Burnham Street (a private road), thence 88°38'38" to the left (angle measured to tangent) in a Northeasterly direction a distance of 1.10 feet along the arc of said curve to a point; thence 91°17'29" to the left (angle measured from tangent) in a Northwesterly direction a distance of 117.83 feet to a point; thence 89°25'37" to the left in a Southwesterly direction a distance of 1.10 feet to the POINT OF BEGINNING.

Containing 129.61 square feet (0.003 acres) more or less.

Situated in Shelby County, Alabama.

doe hereby declare the above property and the public easement situated thereon vacated and annulled, and all public rights and easements therein divested of the property.

*[Signatures on next page.]*

Inst # 2001-21929

05/30/2001-21929

03:44 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

003 CJ1 17.00

IN WITNESS WHEREOF, the undersigned has hereunto set their hands and seals this the 22<sup>nd</sup>  
day of MAY, 2001.

**TOWN BUILDERS, INC., a corporation**

By: Randy C. Greenhill  
Its: VP

**EBSCO DEVELOPMENT COMPANY,  
INC., a corporation**

By: Randy C. Greenhill  
Its: VP

STATE OF ALABAMA )  
Shelby COUNTY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that  
Randy C. Greenhill, whose name as Vice President  
of TOWN BUILDERS, INC., a 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 declaration,  
he executed the same voluntarily and with full authority as the act of said corporation.

Given under my hand and official seal, this the 22 day of May, 2001.

Mary Elizabeth Jones  
NOTARY PUBLIC  
My Commission Expires: NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES JULY 26, 2003  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

STATE OF Alabama )  
Shelby COUNTY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that  
Randy C. Greenhill, whose name as Vice President  
of EBSCO DEVELOPMENT COMPANY, INC., a 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 declaration, he executed the same voluntarily and with full authority as the act of said corporation.

Given under my hand and official seal, this the 22 day of May, 2001.

Mary Elizabeth Jones  
NOTARY PUBLIC  
My Commission Expires: \_\_\_\_\_

NOTARY PUBLIC STATE OF ALABAMA AT LARGE  
MY COMMISSION EXPIRES: JULY 28, 2003  
BONDED THRU NOTARY PUBLIC UNDERWRITERS

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