

20060510000221680 1/3 \$17.00  
Shelby Cnty Judge of Probate, AL  
05/10/2006 03:26:52PM FILED/CERT

*This instrument prepared by:*

James W. Fuhrmeister

ALLISON, MAY, ALVIS, ✓

FUHRMEISTER & KIMBROUGH, L.L.C.

P. O. Box 380275

Birmingham, AL 35238

## DECLARATION OF VACATION OF PUBLIC EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, **MARTIN J. MURRAY** is the owner of all the property abutting or in any way served by the property herein described and the public easement situated thereon, and owns all the lands abutting on or touching said property, and is 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 owner of all the lands abutting on the following described property and the public easement situated thereon:

Commencing at the northeast corner of the 10' easement that is along the West boundary of Lot 23, Indian Valley Second Sector, as recorded in Map Book 5, page 75 in the Office of the Judge of Probate of Shelby County, Alabama proceed southerly along the east boundary line of said easement for a distance of 19' 4" to the point of beginning of the portion of the easement that is vacated; thence turn west into the easement for a distance of 5'2"; thence turn south for a distance of 20'2"; thence turn east for a distance of 5'2" to a point that is on the east boundary of the easement. The area to be vacated is more accurately depicted on the attached survey (Exhibit A) as that portion of the "CONC SLAB FDN" that is within the depicted easement. Situated in Shelby County, Alabama.

does 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.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal this the 4<sup>th</sup> day of May, 2006.

  
MARTIN J. MURRAY

STATE OF ALABAMA

)

SHELBY COUNTY

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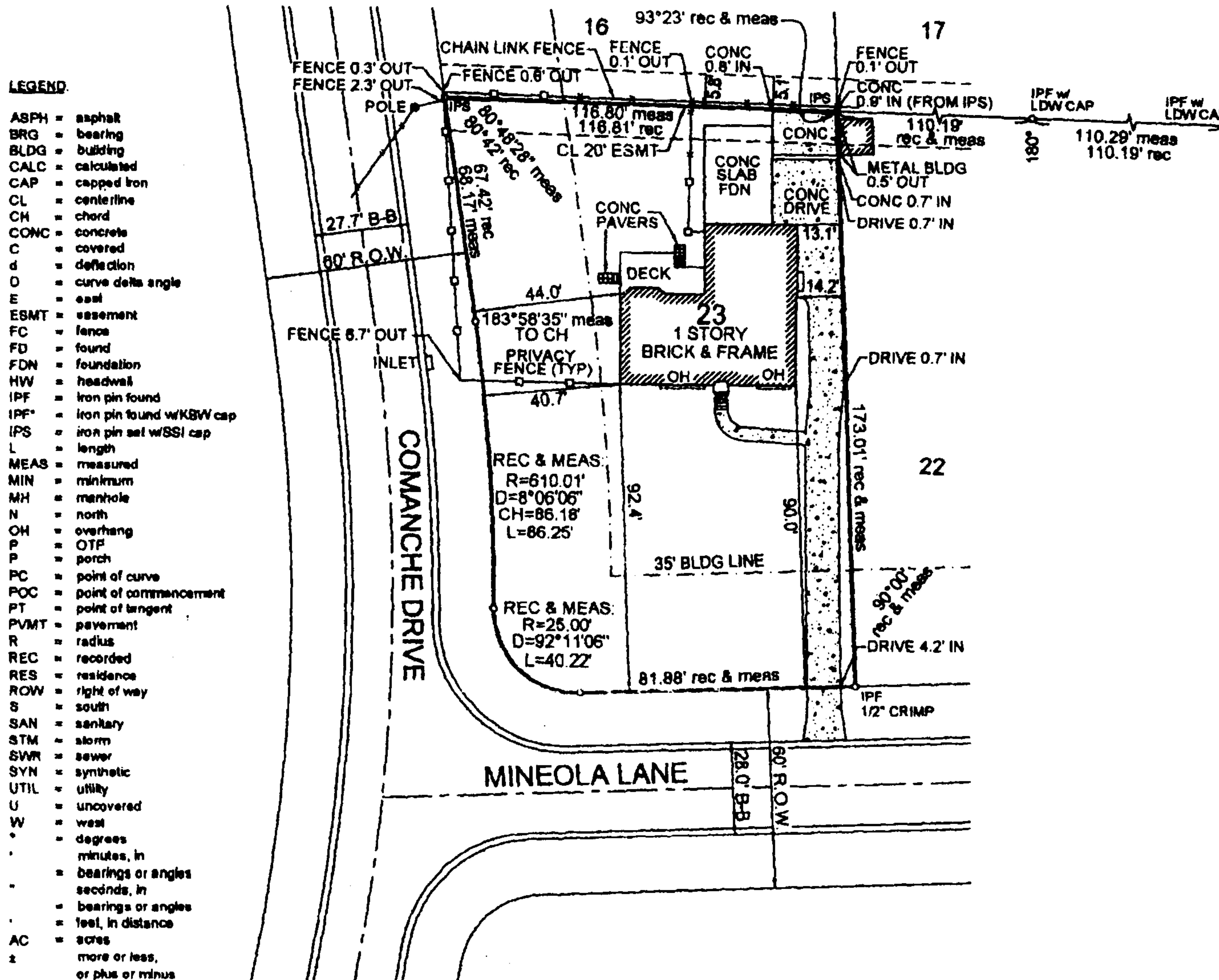
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I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that MARTIN J. MURRAY, whose name is signed to the foregoing declaration, and who is known to me, acknowledged before me on this day that, being informed of the contents of the declaration, he executed the same voluntarily.

Given under my hand and official seal, this 4<sup>Th</sup> day of May, 2006,  
2006.

Pat M. Danal  
NOTARY PUBLIC  
My Commission Expires: 07-17-07

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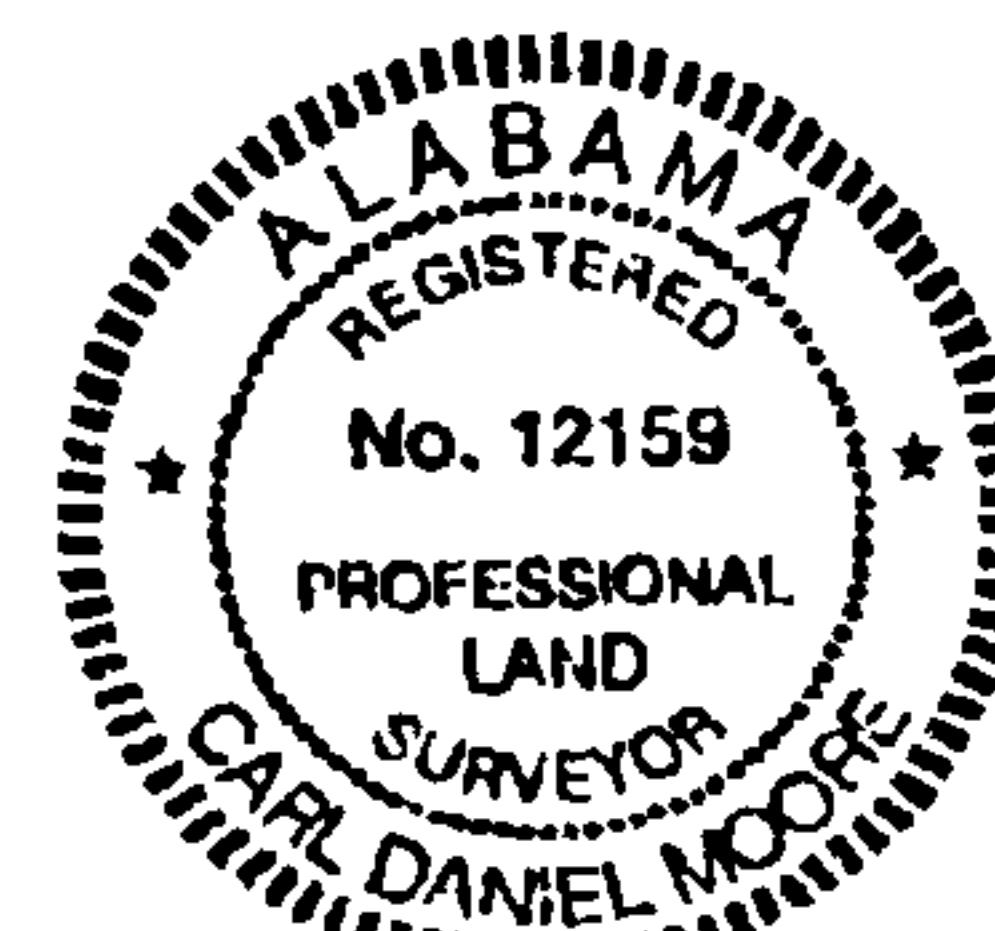


STATE OF ALABAMA

SHELBY COUNTY

I, Carl Daniel Moore, a registered Land Surveyor, certify that I have surveyed Lot 23, INDIAN VALLEY SECOND SECTOR as recorded in Map Book 5, Page 75 in the Office of the Judge of Probate, Shelby County, Alabama; that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information, and belief; that I have consulted the Federal Insurance Administration "Flood Hazard Boundary Map" and found that this property is located in flood Zone C according to F.I.R.M. community panel number 010191 0045 B, Shelby County, Alabama; dated: 9-16-82, that the correct address is as follows: 5012 Mineola Lane according to my survey of July 27, 2005. Survey is not valid unless it is sealed with embossed seal or stamped in red.

Order No. 85718  
 Purchaser: Stone Crest Homebuilders  
 Type of Survey: Foundation/Mortgage Loan



SURVEYING SOLUTIONS, INC.  
 2233 CAHABA VALLEY DRIVE  
 BIRMINGHAM, AL 35242  
 PHONE: 991-8985

*Carl Daniel Moore*  
 Carl Daniel Moore, Reg. L.S. #12159

08-01-05

Date of Signature

JLW \ACAD\CERTS\LOT23INDIANVALLEY2ND\_FINAL

EXHIBIT A