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Shelby Cnty Judge of Probate, AL
10/15/2009 02:50:26 PM FILED/CERT

This Instrument Prepared By:
Wm. Randall May
ALLISON, MAY & KIMBROUGH, L.L.C.
P. O. Box 380275
Birmingham, AL 35238
(205) 991-6367

DECLARATION OF VACATION OF STREET OR ALLEY

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, **FAMILY REAL ESTATE, L.L.C. and OUTDOOR INVESTMENTS, L.L.C.** are the owners (hereinafter "the Owners") of all the property abutting or in any way served by the property herein described and the road, street or highway situated thereon, and owns all the lands abutting on or touching said property, and is desirous of vacating said public road, street, highway or right-of-way over and across the property herein described, as provided for by Ala. Code §35-2-54 and §23-4-20.

NOW THEREFORE, the undersigned, being the owners of all the lands abutting on the following described property and the road, street or highway situated thereon:

The entire length and width of that certain road located in Wilsonville, Shelby County, Alabama known as "Matterhorn Road" (hereinafter "Road"). Said Road is a "dead end" road which extends northward from its beginning at Shelby County Road #48 (also known as "Blue Springs Road") to the Road's natural end. Said Road lying in its entirety within the property boundaries owned by the Owners.

do hereby declare the above property and the road, street or highway situated thereon 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 hereby.

The undersigned owners do hereby further declare that after vacation of the said public street and alley located as described above, 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 by the said map, plat or, survey, wherein the above described property was dedicated for public purposes.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal this the 14th day of October, 2009.

[Signatures appear on next page]

FAMILY REAL ESTATE, L.L.C.


By: Charles W. Israel
Its: Manager

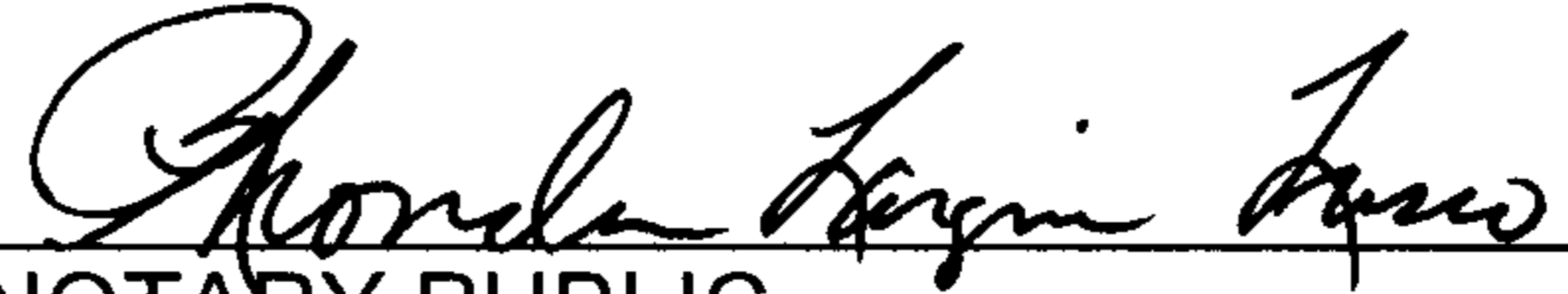
OUTDOOR INVESTMENTS, L.L.C.


By: Charles W. Israel
Its: Manager

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Charles W. Israel, whose name as Manager of FAMILY REAL ESTATE, L.L.C., an Alabama Limited Liability Company, 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.

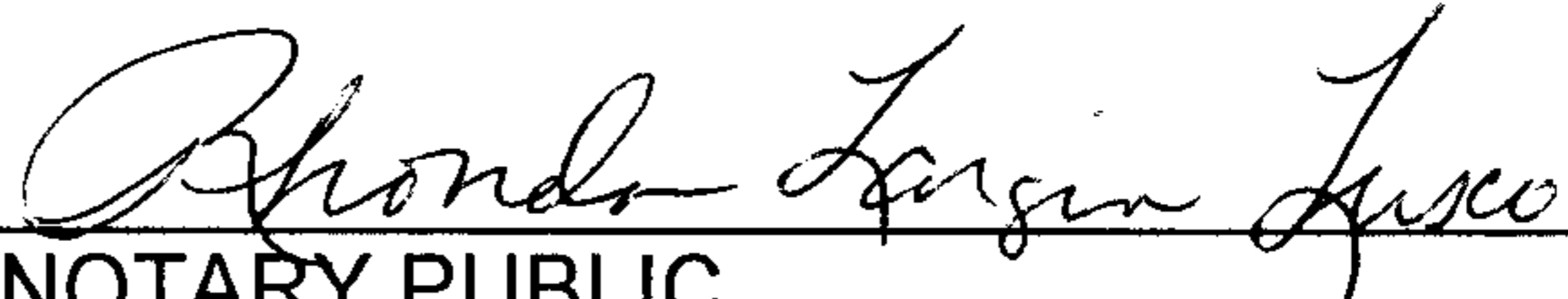
Given under my hand and official seal, this the 14th day of October, 2009.


NOTARY PUBLIC
My Commission Expires: 1-31-2011

STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Charles W. Israel, whose name as Manager of OUTDOOR INVESTMENTS, L.L.C., an Alabama Limited Liability Company, 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 the 14th day of October, 2009.


NOTARY PUBLIC
My Commission Expires: 1-31-2011