

RESOLUTION OF THE
SHELBY COUNTY, ALABAMA COMMISSION

RESOLUTION # 14-05-27-09

WHEREAS, Larry Truss, Lois Truss, Erika Curry, Richard Curry, Jr., Richard Pearson, Debra Pool Pearson, Margaret Sue Pool Headley, Mary Ruth Pool, Sandra Binkerd Bridenbaugh, Fate Bryant, Doris Bryant, Fate Bryant, Jr. and Rebecca Ann Bryant are the owners of all the property abutting on or adjacent to the following described public roads, streets, highways or rights-of-way that are proposed to be vacated, situated in Shelby County, Alabama:

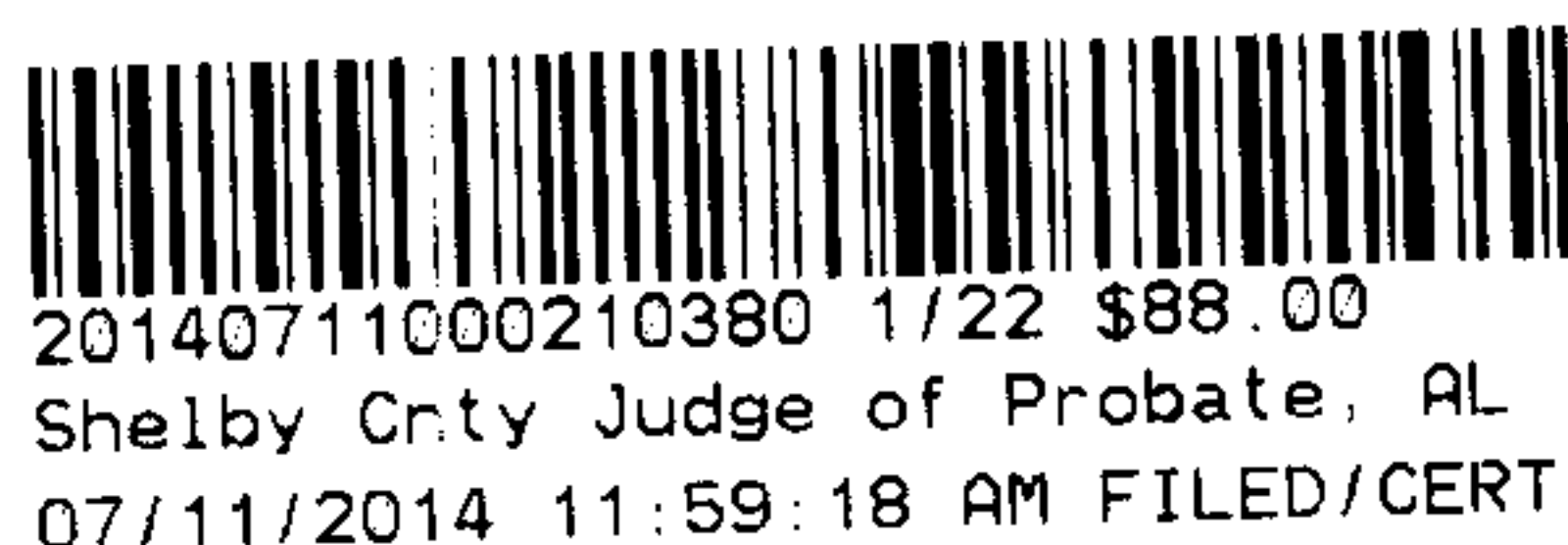
All of the following lying west of Shelby County Highway No. 47:

- Christian Avenue lying between the alley running north and south in Block 2 and the alley running north and south in Block 4
- Storrs Avenue lying east of the alley in Block 7
- Hazard Street
- Cleveland Street
- Roy Street between Blocks 4 and 5 and between Lots 2 through 7 in Block 14 and Lots 2 through 7 in Block 15
- The alleys running north and south through Blocks 3, 4, 8, 9, 12 and 13; between Lots 1 through 4 and Lots 9 through 12 in Block 2; and between Lots 2 through 7 and Lots 8 through 13 in Block 14.
- The alley running north and south between the Lots 1 and 12 in Block 3.
- Truss-Curry Circle prescriptive right of way.

WHEREAS, the above owners are desirous of vacating said public roads, streets, highways or rights-of-way and request that the assent of the County Commission of Shelby County, Alabama be given as required by law in such cases; subject, however, to all existing rights of way or easements for public utilities and to all utility facilities presently situated in said vacated area;

That after vacation of the above described public roads, streets, highways or rights-of-way, 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 in said map, plat or survey by the remaining streets, avenues, or highways dedicated by said map, plat, or survey; and the vacation of the above described public roads, street, highways or rights-of-way shall not in any way the following existing streets currently in use: Deseret Drive and Pool Road.

NOW THEREFORE, Be It Resolved by the County Commission of Shelby County, Alabama, that they do hereby assent to the said Larry Truss, Lois Truss, Erika Curry, Richard Curry, Jr., Richard Pearson, Debra Pool Pearson, Margaret Sue Pool Headley, Mary Ruth Pool, Sandra Binkerd Bridenbaugh, Fate Bryant, Doris Bryant, Fate Bryant, Jr. and Rebecca Ann Bryant vacating said public roads, streets, highways or rights-of-way as described above and that the above described public roads, streets, highways or rights-of-way be and the same are hereby vacated and annulled and all public rights and easements therein divested; 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.

STATE OF ALABAMA)
)
SHELBY COUNTY)

I, Kim Reynolds, Assistant to the County Manager of Shelby County, Alabama, hereby certify that the above and foregoing is a true and correct transcript of a Resolution duly adopted by the County Commission of Shelby County, Alabama, on the 26th day of May, 2014, and that the aforesaid Resolution is duly recorded in the official minutes and records of said County Commission.

Given under my hand and official seal this the 27 day of May, 2014.





Assistant to the County Manager
Shelby County Commission


20140711000210380 2/22 \$88.00
Shelby Cnty Judge of Probate, AL
07/11/2014 11:59:18 AM FILED/CERT

DECLARATION OF VACATION OF STREETS AND ALLEYS

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, the undersigned are the owners of all of the lands abutting the streets and alleys (or portions thereof) desired to be vacated; and

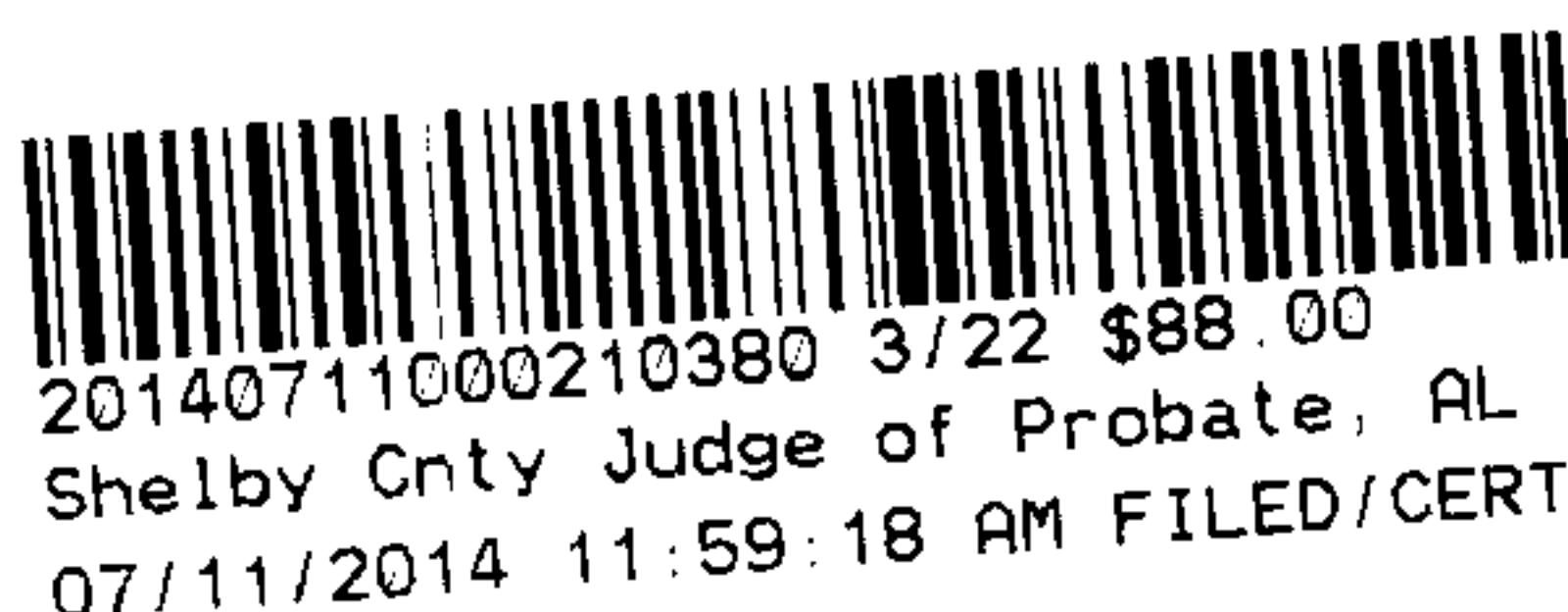
WHEREAS, such streets and alleys are shown on the map of Christian Addition to Shelby, recorded in Deed Book 13, page 431, in the Probate Office of Shelby County, Alabama, and are not within the limits of any municipality and have not been and are not being used as public roads; and

WHEREAS, convenient means of ingress and egress to and from their property is afforded to all other property owners owning property in the tract of land embraced in the map of Christian Addition to Shelby by the remaining streets or alleys dedicated in such map or by other dedicated highways, streets, or alleys.

NOW, THEREFORE, as provided by § 35-2-54, Code of Ala. 1975, the undersigned hereby declare the following streets and alleys to be vacated and all public rights therein to be divested, including any rights which may have been acquired by prescription, subject however to all existing rights-of-way or easements for public utilities and to all utility facilities presently situated thereon:

All of the following lying west of Shelby County Highway No. 47:

- Christian Avenue lying between the alley running north and south in Block 2 and the alley running north and south in Block 4
- Storrs Avenue lying east of the alley in Block 7
- Hazard Street lying south of the south line of the north half of Lot 10, Block 3
- Cleveland Street
- Roy Street between Blocks 4 and 5 and between Lots 2 through 7 in Block 14 and Lots 2 through 7 in Block 15
- The alleys running north and south through Blocks 4, 8, 9, 12 and 13; between Lots 1 through 4 and Lots 9 through 12 in Block 2; between the south half of Lot 3 through 6 and 7 through the south half of Lot 10 in Block 3; and between Lots 2 through 7 and Lots 8 through 13 in Block 14.



A map or sketch showing the streets and alleys described above is attached hereto, along with a copy of the original map of the Christian Addition to Shelby.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals on the dates indicated by their signatures.

[signatures begin on following page]



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Shelby Cnty Judge of Probate, AL
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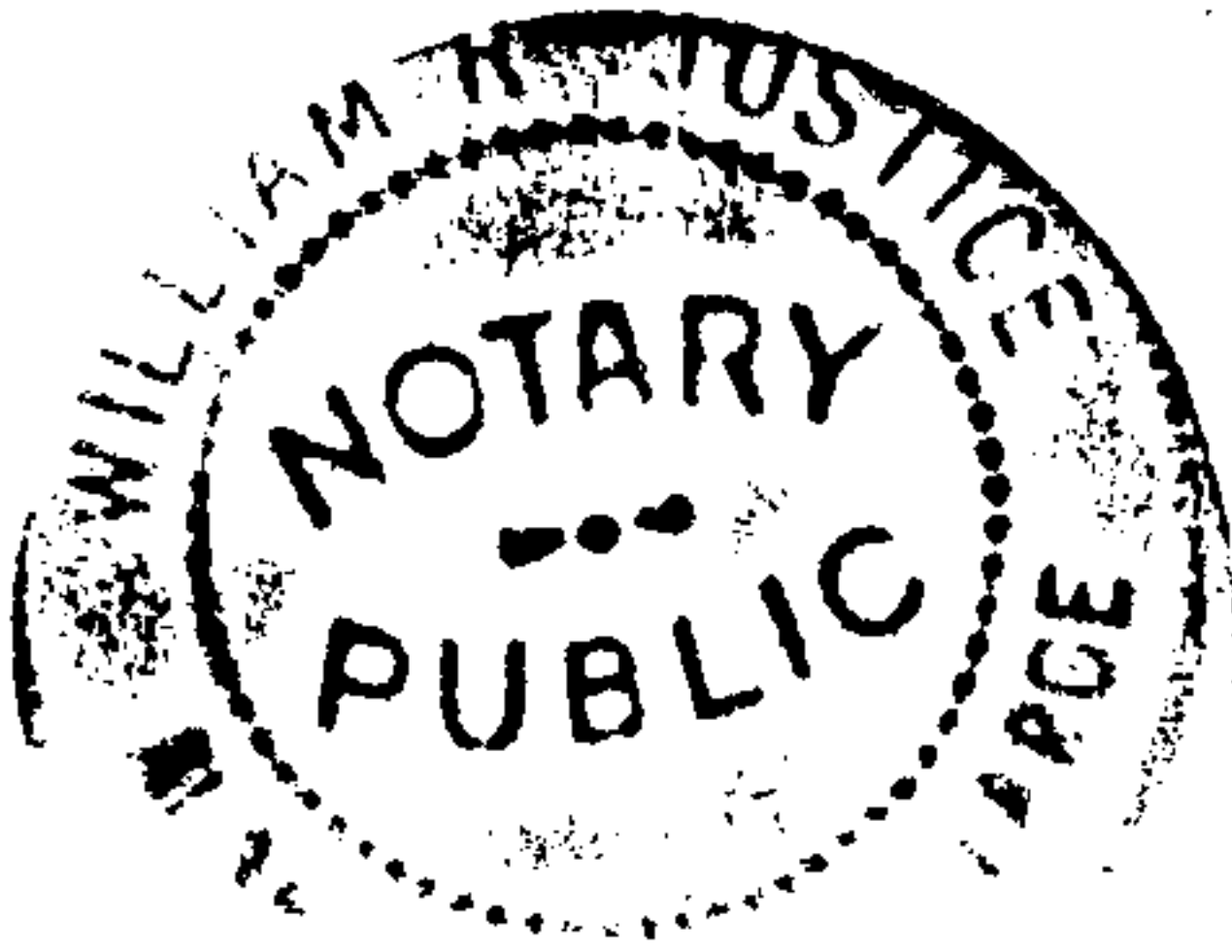
Declaration of Vacation of Streets and Alleys

Larry Truss
Larry Truss

STATE OF ALABAMA
COUNTY OF SHELBY

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

Given under my hand and official seal this 2nd day of July, 2012.

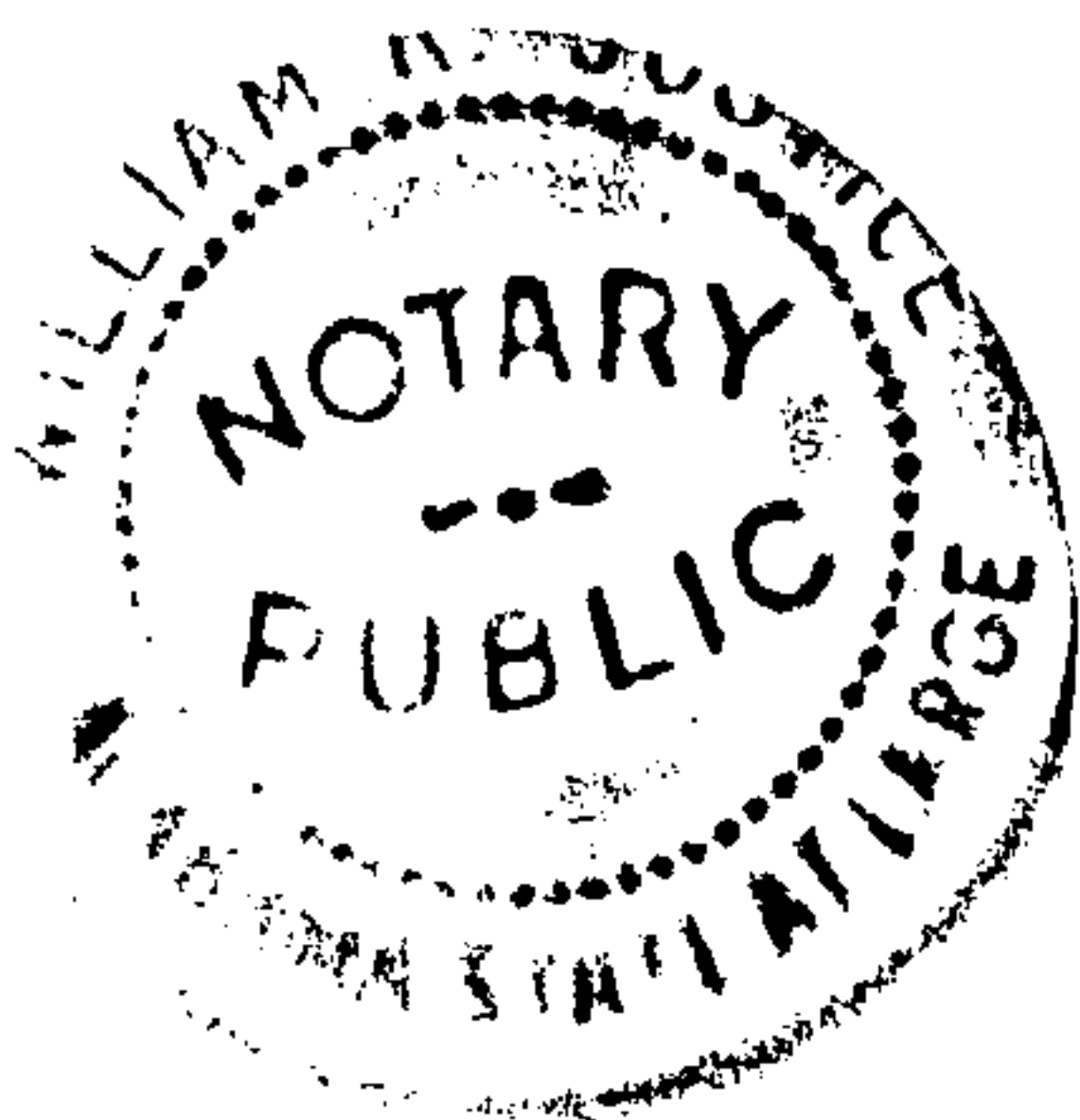


William R. Justice
Notary Public

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Lois Truss, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 2nd day of July, 2012.



Lois Truss
Lois Truss

William R. Justice
Notary Public



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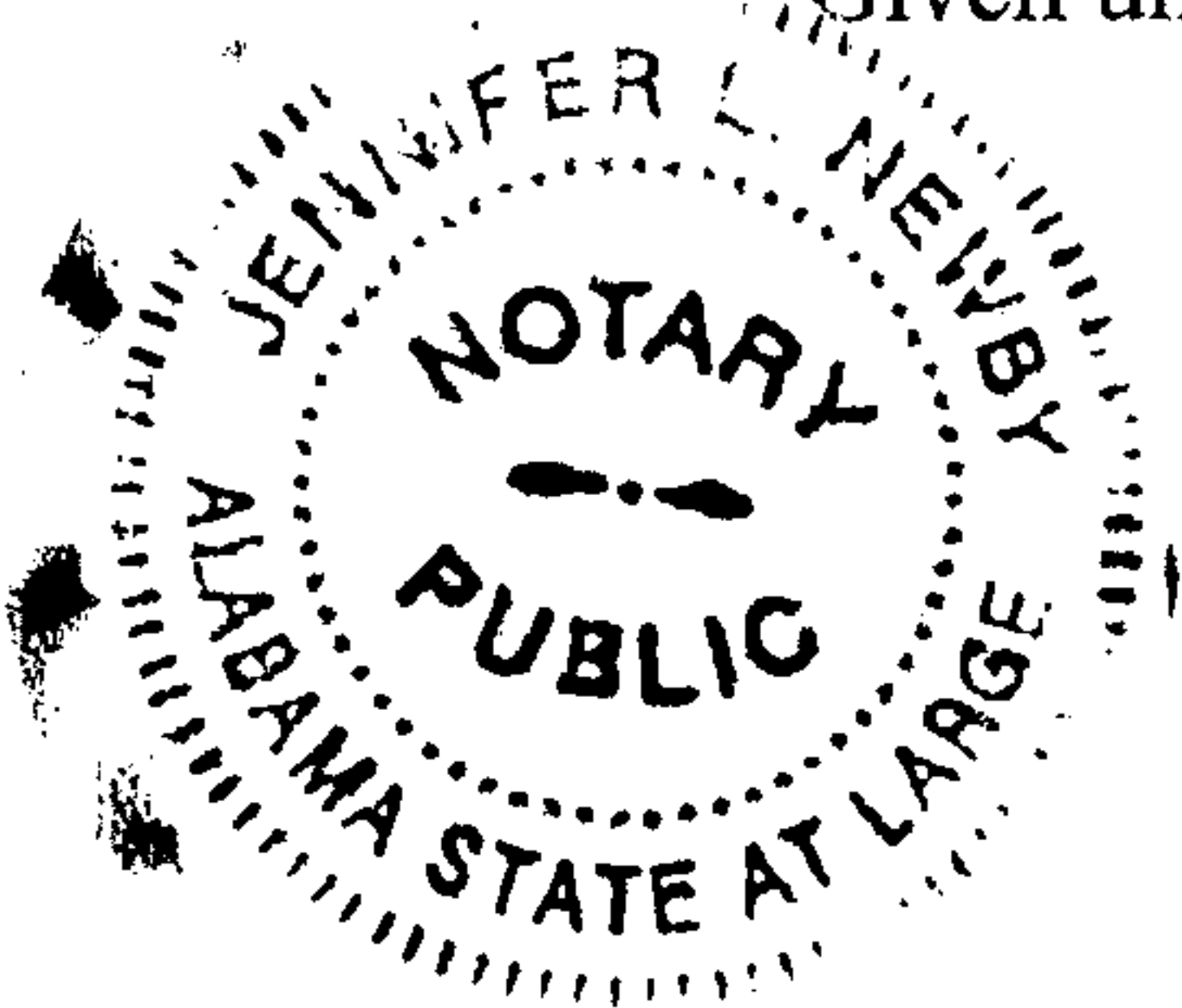
Declaration of Vacation of Streets and Alleys

Erika Curry
Erika Curry

STATE OF ALABAMA
COUNTY OF Madison

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Erika Curry, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 26th day of Sept, 2011.



MY COMMISSION EXPIRES
1-15-2014

Jennifer L. Newby
Notary Public

Richard Curry, Jr.
Richard Curry, Jr.

STATE OF ALABAMA
COUNTY OF St. Clair

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Richard Curry, Jr., whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 3rd day of October, 2011.



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Shelby Cnty Judge of Probate, AL
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Betsy Jean Scott
Notary Public

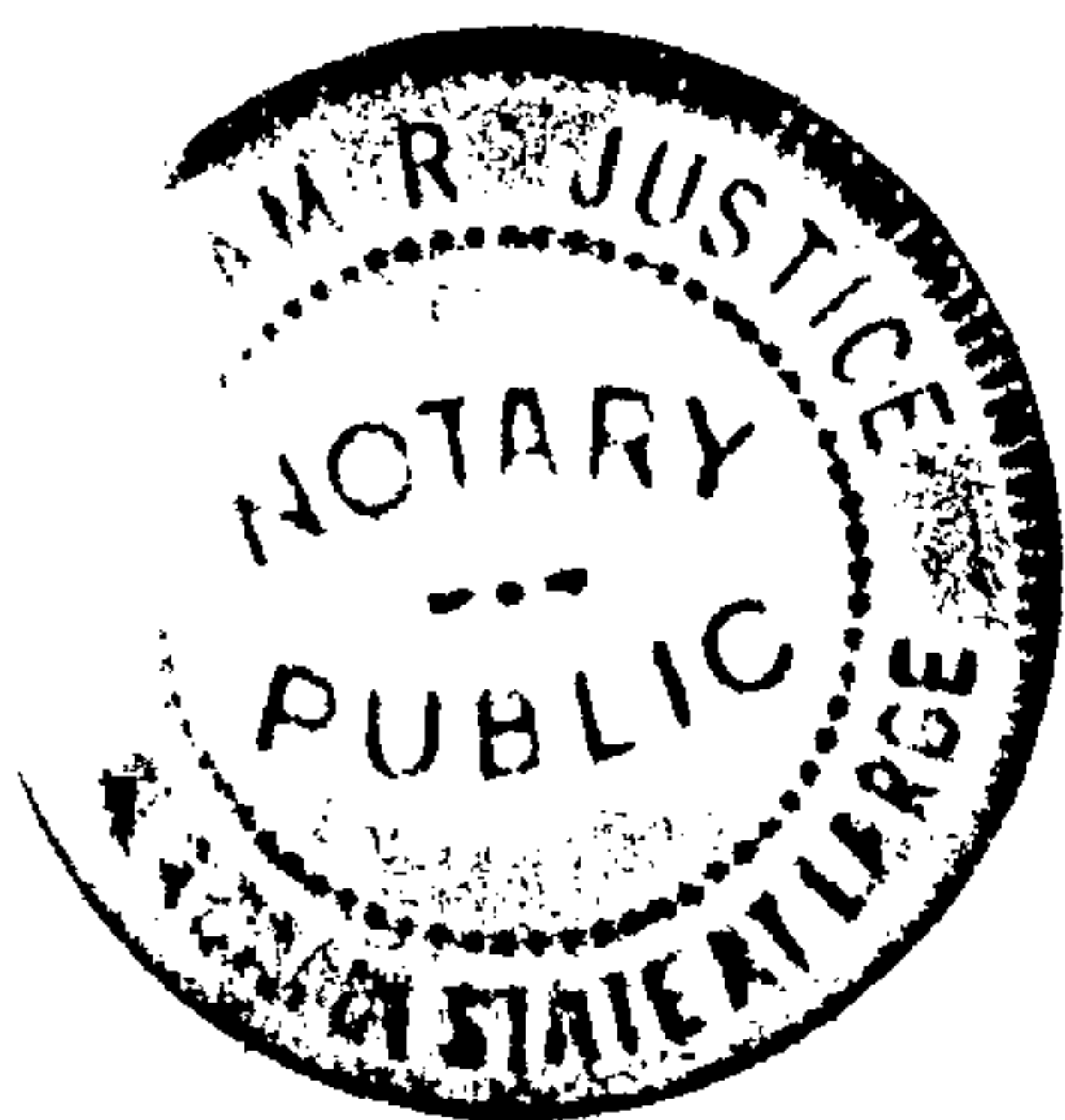
Declaration of Vacation of Streets and Alleys

* Richard Pearson
Richard Pearson

STATE OF ALABAMA
COUNTY OF SHELBY

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

Given under my hand and official seal this 7th day of June, 2012.



William R. Justice
Notary Public

20140711000210380 7/22 \$88.00
Shelby Cnty Judge of Probate, AL
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Declaration of Vacation of Streets and Alleys

Debra Pool Pearson
Debra Pool Pearson

Margaret Sue Pool Headley
Margaret Sue Pool Headley

Mary Ruth Pool
Mary Ruth Pool

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Debra Pool Pearson, Margaret Sue Pool Headley, and Mary Ruth Pool, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 30th day of September, 2011.



William R. Justice
Notary Public

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Shelby Cnty Judge of Probate, AL
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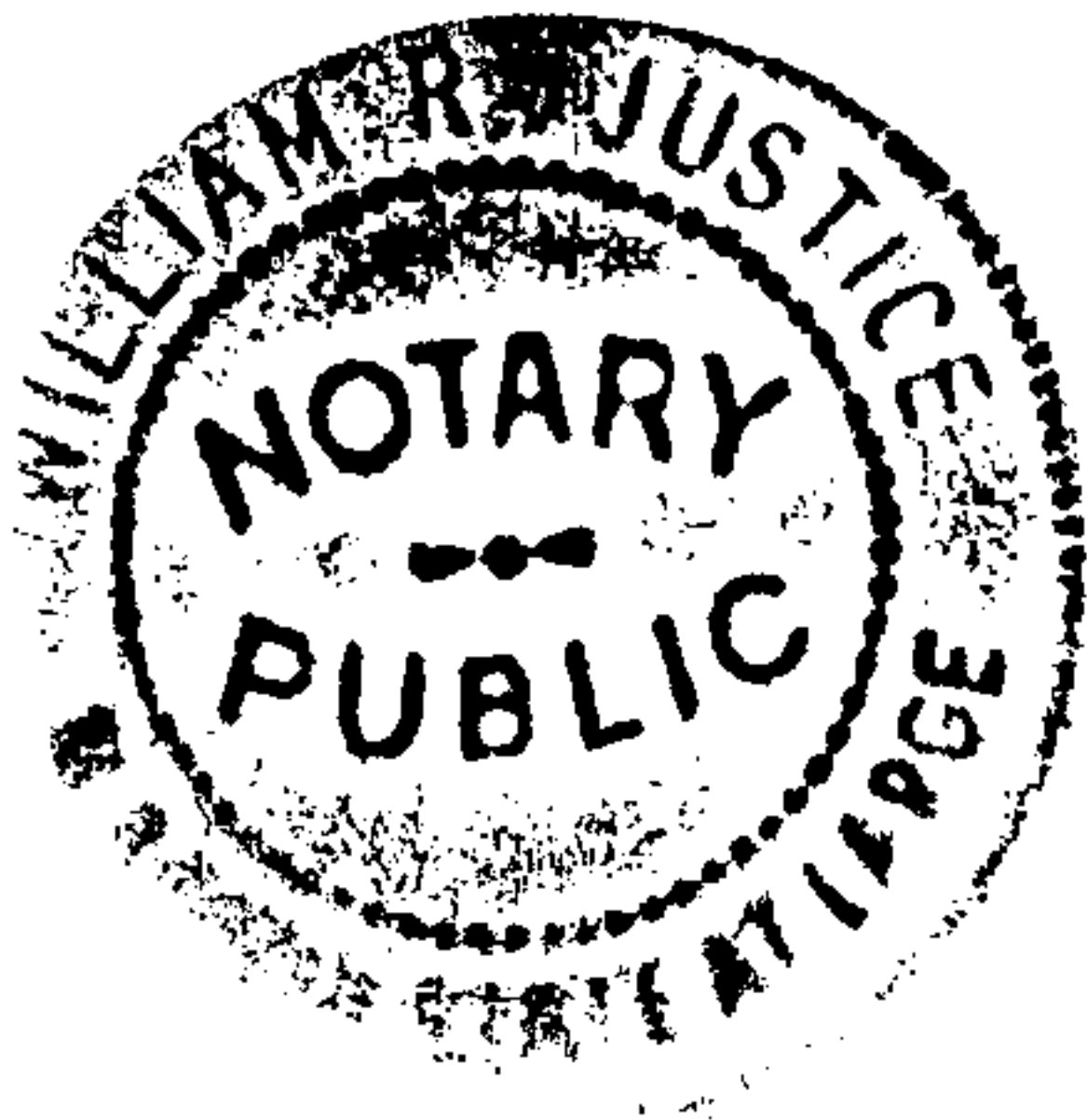
Declaration of Vacation of Streets and Alleys

Sandra Binkerd Bridenbaugh
Sandra Binkerd Bridenbaugh

STATE OF ALABAMA
COUNTY OF SHELBY

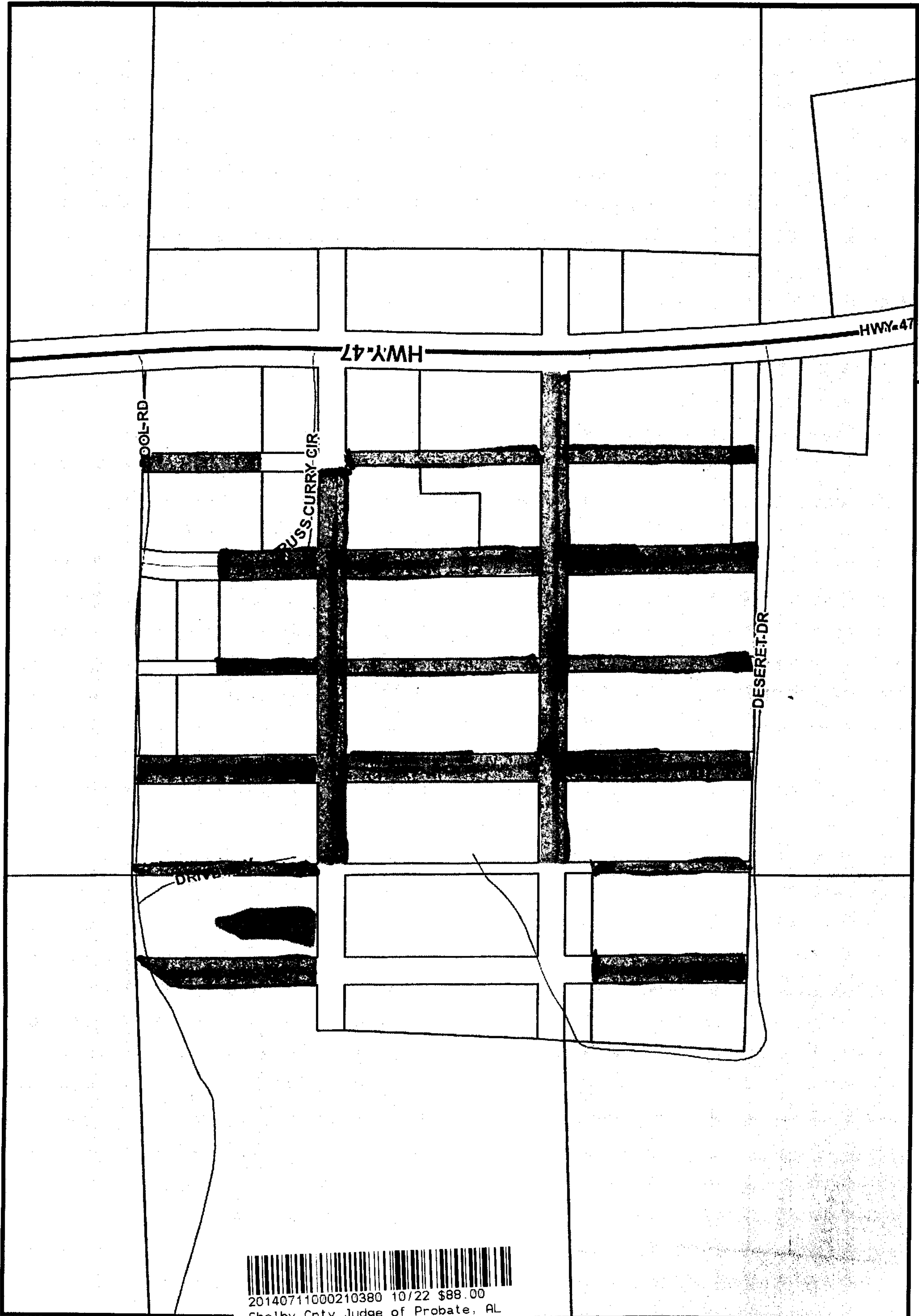
I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Sandra Binkerd, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 7th day of June, 2012.



William R. Justice
Notary Public

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Shelby Cnty Judge of Probate, AL
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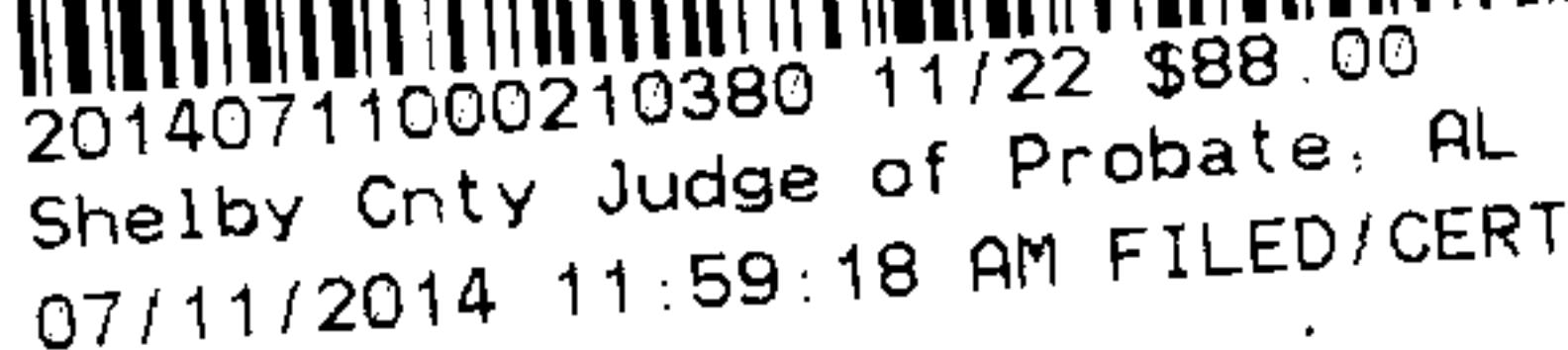
Map Layout



SHELBY COUNTY LAND INFORMATION TOOL
Shelby County Geographic Information System
Shelby County
Columbiana, AL 35051



20140711000210380 10/22 \$88.00
Shelby Cnty Judge of Probate, AL
07/11/2014 11:59:18 AM FILED/CERT



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Shelby Cnty Judge of Probate, AL
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Christians to further Seal 1 inch = 100 ft
around by Geo Christians & J. J. Storer
1944 N 80° 31' E, dip 60° 15' N
1382 feet N 86° 31' E

my Street

[illegible]

H00.9 S 86° 31' N
into
1332 PK S 86° 31' N
Moffatt L.
Bumby Creek
DQO

I J L McLane a Justice of the Peace in and for said County hereby certify that J P Christianson & J S Sloors known to me to be the owners of the above land plotted & marked as shown on this map.

**AMENDED DECLARATION OF VACATION OF
STREETS AND ALLEYS**

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, Larry Truss, Lois Truss, Erika Curry, Richard Curry, Jr., Richard Pearson, Debra Pool Pearson, Margaret Sue Pool Headley, Mary Ruth Pool, and Sandra Binkerd Bridenbaugh have previously executed a Declaration of Vacation of Street and Alleys as shown on the map of Christian Addition to Shelby, recorded in Deed Book 13, page 431, in the Probate Office of Shelby County, Alabama; and

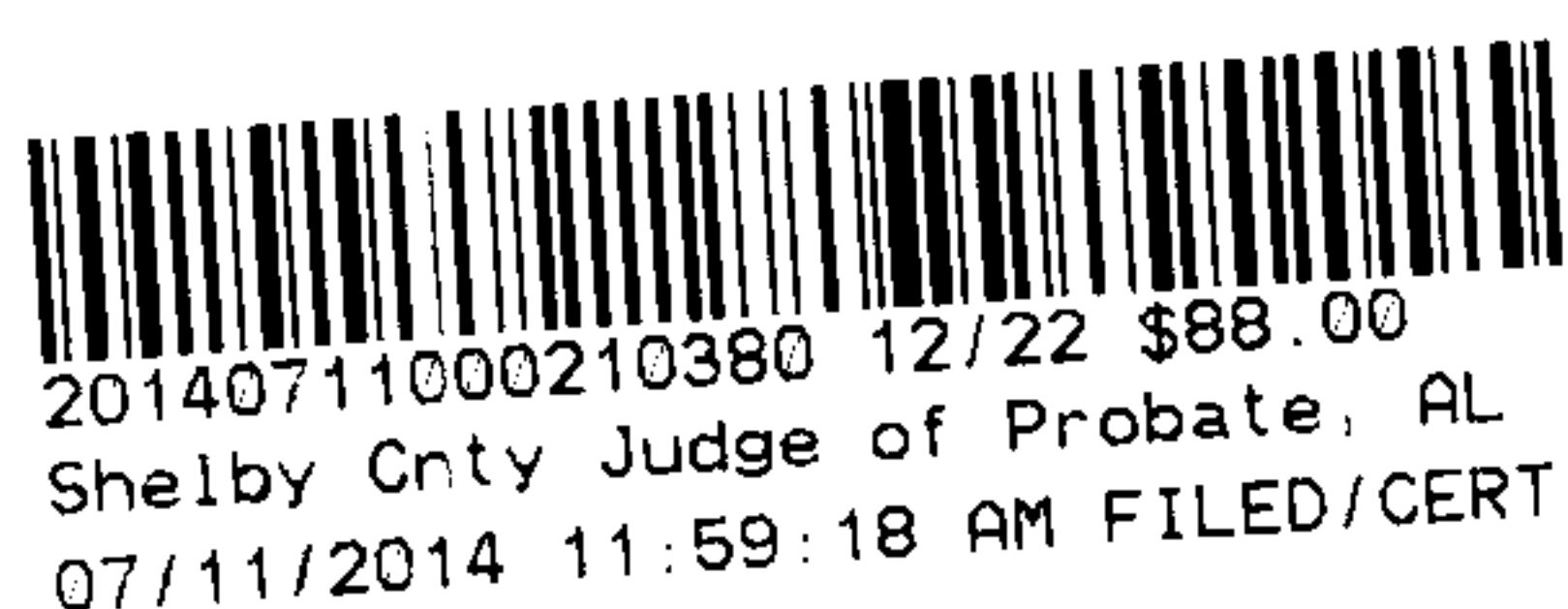
WHEREAS, Fate Bryant and Doris Bryant are also owners of lands abutting additional portions of streets and alleys in said subdivision and also desire that said portions of streets and alleys be vacated; and

WHEREAS, the description of the streets and alleys to be vacated as contained in the original declaration did not make clear that existing streets currently in use are not to be affected by the vacation.

NOW, THEREFORE, as provided by § 35-2-54, Code of Ala. 1975, Fate Bryant and Doris Bryant hereby join in the previous declaration and the description of the streets and alleys listed in the previous declaration to be vacated and all public rights therein to be divested, including any rights which may have been acquired by prescription, subject however to all existing rights-of-way or easements for public utilities and to all utility facilities presently situated thereon, is hereby amended to read as follows:

All of the following lying west of Shelby County Highway No. 47:

- Christian Avenue lying between the alley running north and south in Block 2 and the alley running north and south in Block 4
- Storrs Avenue lying east of the alley in Block 7
- Hazard Street lying south of the south line of the north half of Lot 10, Block 3 and lying



between Lot 12 Block 3 and Lot 1 Block 2

- Cleveland Street
- Roy Street between Blocks 4 and 5 and between Lots 2 through 7 in Block 14 and Lots 2 through 7 in Block 15
- The alleys running north and south through Blocks 4, 8, 9, 12 and 13; between Lots 1 through 4 and Lots 9 through 12 in Block 2; between the south half of Lot 3 through 6 and 7 through the south half of Lot 10 in Block 3; and between Lots 2 through 7 and Lots 8 through 13 in Block 14.
- The alley running north and south between the Lots 1 and 12 in Block 3.

The vacation of the above street and alleys shall not in any way the following existing streets currently in use: Truss-Curry Circle, Deseret Drive, and Pool Road.

A map or sketch showing the streets and alleys adjoining the Fate Bryant and Doris Bryant property is attached hereto.

IN WITNESS WHEREOF, the undersigned Fate Bryant and Doris Bryant have hereunto set their hands and seals on the dates indicated by their signatures.

[signatures on following page]


20140711C00210380 13/22 \$88.00
Shelby Cnty Judge of Probate, AL
07/11/2014 11:59:18 AM FILED/CERT

Declaration of Vacation of Streets and Alleys

Fate Bryant Jr
Fate Bryant

STATE OF ALABAMA
COUNTY OF SHELBY

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

Given under my hand and official seal this 9 day of June, 2012

Kelly B. Mullin 7/9/12
Notary Public Kelly B. Mullin
Notary Public State At Large
Commission Expires
June 28, 2013

Doris Bryant
Doris Bryant

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Doris Bryant, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 9 day of 7, 2012


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Shelby Cnty Judge of Probate, AL
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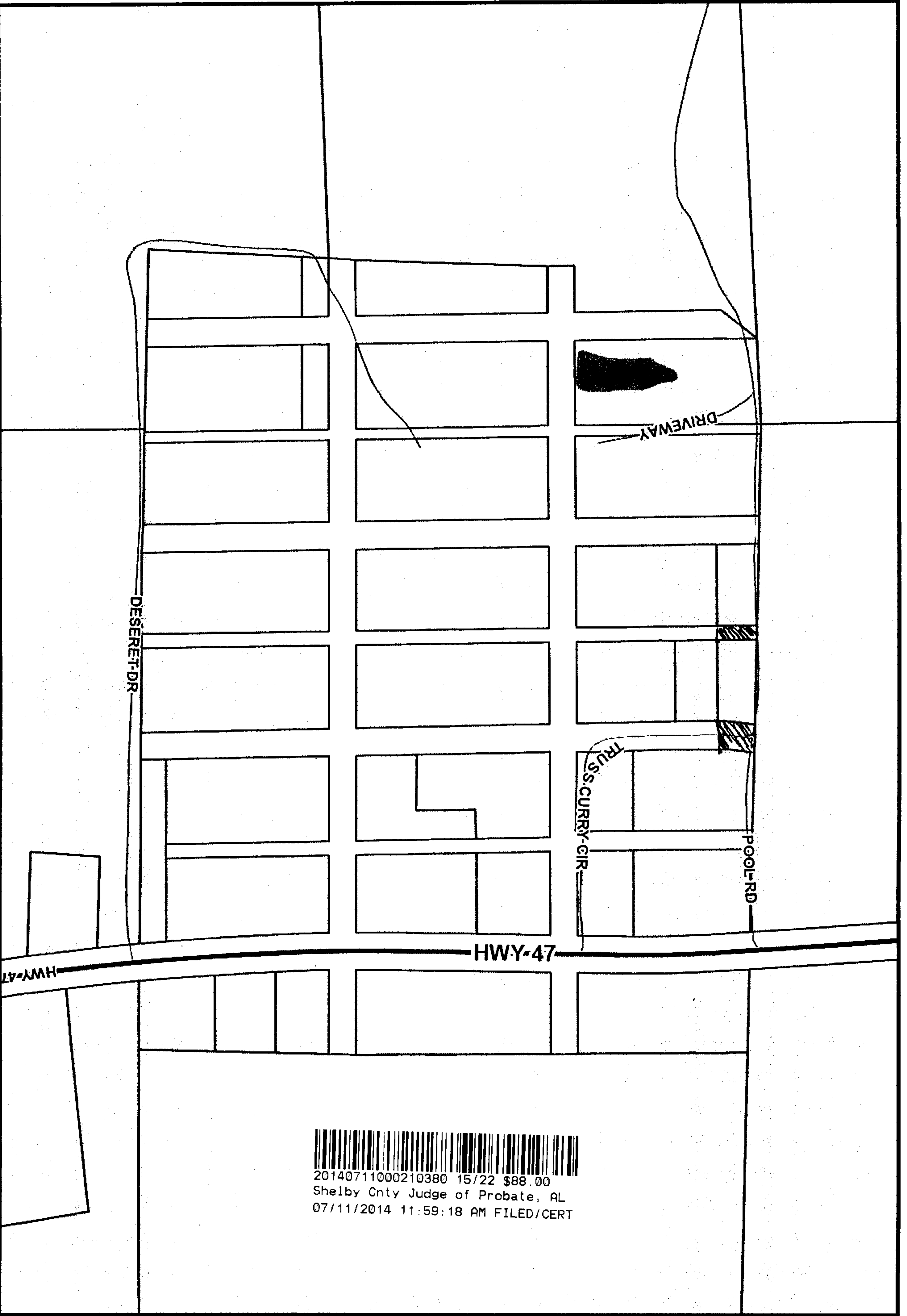
Kelly B. Mullin 7/9/12
Notary Public

Kelly B. Mullin
Notary Public State At Large
Commission Expires
June 28, 2013



SHELBY COUNTY LAND INFORMATION TOOL
Shelby County Geographic Information System
Shelby County
Columbiana, AL 35051

Map Layout



20140711000210380 15/22 \$88.00
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**SECOND AMENDED DECLARATION OF VACATION OF
STREETS AND ALLEYS**

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, Larry Truss, Lois Truss, Erika Curry, Richard Curry, Jr., Richard Pearson, Debra Pool Pearson, Margaret Sue Pool Headley, Mary Ruth Pool, and Sandra Binkerd Bridenbaugh have previously executed a Declaration of Vacation of Street and Alleys as shown on the map of Christian Addition to Shelby, recorded in Deed Book 13, page 431, in the Probate Office of Shelby County, Alabama; and

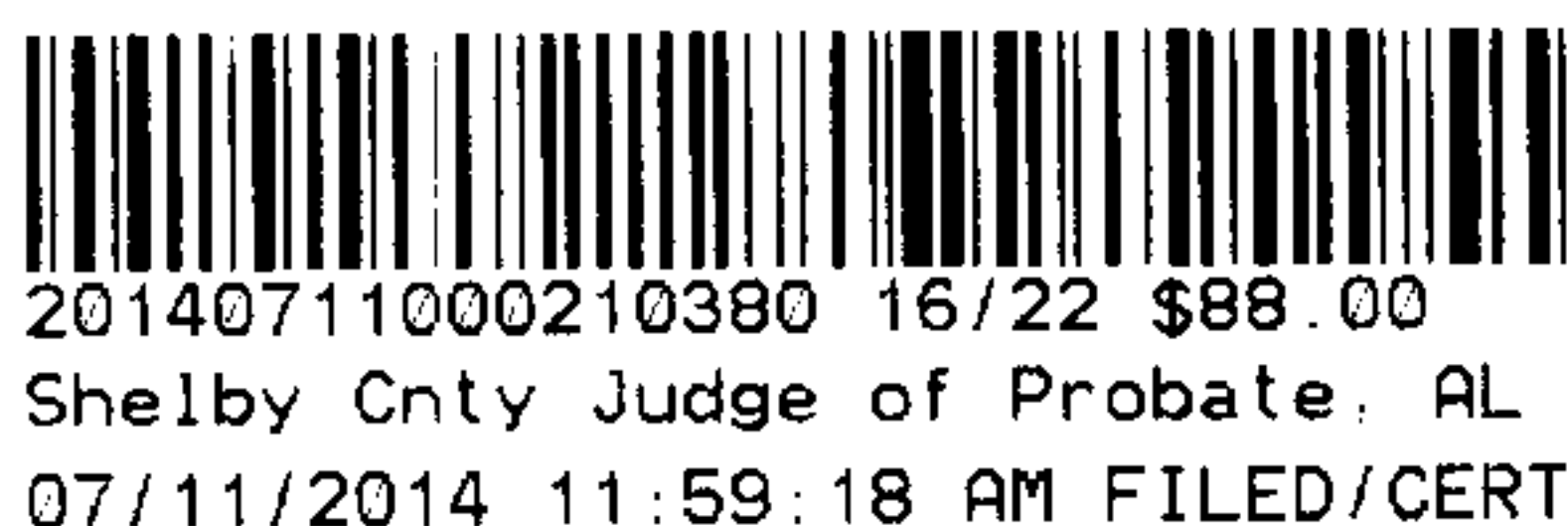
WHEREAS, Fate Bryant and Doris Bryant have previously executed an Amended Declaration of Vacation of Streets and Alleys to join with the above owners; and

WHEREAS, Fate Bryant, Jr. and Rebecca Ann Bryant are also owners of lands abutting additional portions of streets and alleys in said subdivision and also desire that said portions of streets and alleys be vacated;

NOW, THEREFORE, as provided by § 35-2-54, Code of Ala. 1975, Fate Bryant, Jr. and Rebecca Ann Bryant hereby join in the previous declaration and the description of the streets and alleys listed in the previous declaration to be vacated and all public rights therein to be divested, including any rights which may have been acquired by prescription, subject however to all existing rights-of-way or easements for public utilities and to all utility facilities presently situated thereon, is hereby amended to read as follows:

All of the following lying west of Shelby County Highway No. 47:

- Christian Avenue lying between the alley running north and south in Block 2 and the alley running north and south in Block 4
- Storrs Avenue lying east of the alley in Block 7
- Hazard Street
- Cleveland Street
- Roy Street between Blocks 4 and 5 and between Lots 2 through 7 in Block 14 and Lots 2



through 7 in Block 15

- The alleys running north and south through Blocks 3, 4, 8, 9, 12 and 13; between Lots 1 through 4 and Lots 9 through 12 in Block 2; and between Lots 2 through 7 and Lots 8 through 13 in Block 14.
- The alley running north and south between the Lots 1 and 12 in Block 3.

The vacation of the above street and alleys shall not in any way the following existing streets currently in use: Truss-Curry Circle, Deseret Drive, and Pool Road.

A map or sketch showing the streets and alleys adjoining the Fate Bryant, Jr. and Rebecca Ann Bryant property is attached hereto.

IN WITNESS WHEREOF, the undersigned Fate Bryant, Jr. and Rebecca Ann Bryant have hereunto set their hands and seals on the dates indicated by their signatures.

[signatures on following page]



20140711000210380 17/22 \$88.00
Shelby Cnty Judge of Probate, AL
07/11/2014 11:59:18 AM FILED/CERT

Declaration of Vacation of Streets and Alleys

Fate Bryant Jr
Fate Bryant, Jr.

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Fate Bryant, Jr., whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 9th day of July, 2012.

Kelly B. Mullin
Notary Public Kelly B. Mullin
Notary Public State At Large
Commission Expires
June 28, 2013

Rebecca Ann Bryant
Rebecca Ann Bryant

STATE OF ALABAMA
COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Rebecca Ann Bryant, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 17th day of August, 2012.

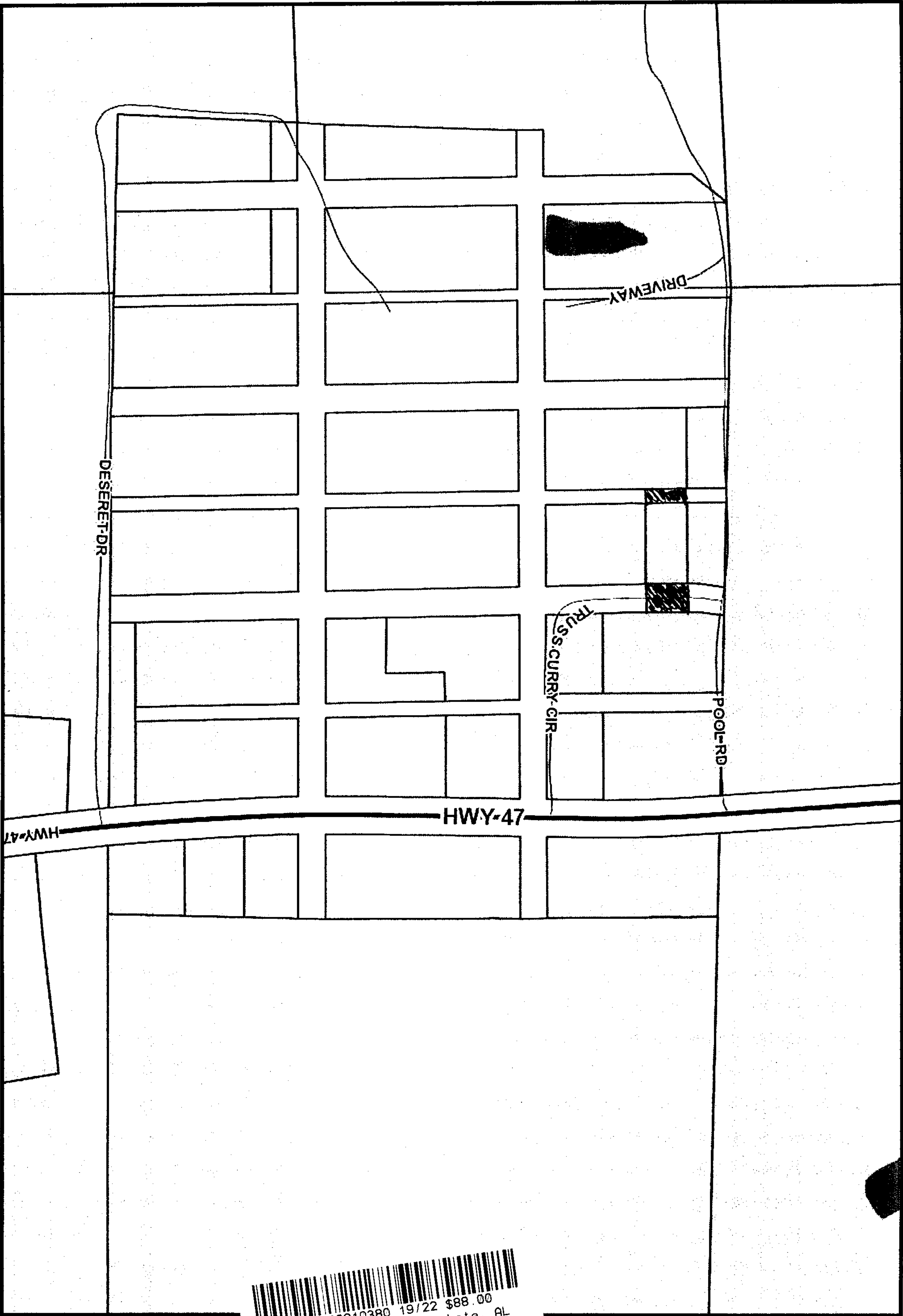

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Shelby Cnty Judge of Probate, AL
07/11/2014 11:59:18 AM FILED/CERT

Kim M. Foster
Notary Public



SHELBY COUNTY LAND INFORMATION TOOL
Shelby County Geographic Information System
Shelby County
Columbiana, AL 35051

Map Layout



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Value of Property
\$1750.00

THIS INSTRUMENT PREPARED BY
Douglas W. Ingram, Attorney
9212 Brookhurst Drive, Suite 102
Birmingham, Alabama 35235

Send Tax Notice To:
Fate Bryant, Jr. and Rebecca Ann Bryant
135 Truss Curry Circle
Shelby, Alabama 35143



**WARRANTY DEED WITH RIGHT OF SURVIVORSHIP
ALABAMA**

SHELBY COUNTY

)
) **Know All Men By These Presents.**
)

That in consideration of Ten and 00/100ths Dollars (\$10.00) and other valuable and good Consideration to the undersigned (GRANTOR) herein, the receipt of which is acknowledged, I or we,

Fate Bryant and Doris Bryant, ~~husband and wife~~, ~~xxxx~~ both married.

herein referred to as GRANTOR(S) do grant, bargain, sell and convey unto:

Fate Bryant, Jr and Rebecca Ann Bryant

(Herein referred to as the GRANTEE(S), for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in Jefferson County, Alabama, to-wit:

The north one-half of lot 10 and 11 Block 3 as recorded in Map Book 3, Page 432 Christian Addition to Shelby.

This property is not the homestead of the grantors herein.

Subject to: (1) Easements, restrictions, reservations, rights-of-way, limitations, covenants and conditions of record if any. (2) Mineral and mining rights, if any.

The grantor Fate Bryant and the grantee Fate Bryant Jr. are one and same.
TO HAVE AND TO HOLD, to the said GRANTEES, their heirs and assigns forever.

And we do, for ourselves and for our heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; we have a good right to sell and convey the same as aforesaid; we will and our heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 4th day of Nov., 2005.

Shelby County, AL 11/21/2005
State of Alabama

Deed Tax: \$2.00

Fate Bryant (Seal)
Fate Bryant

Doris Bryant (Seal)
Doris Bryant

STATE OF ALABAMA)

) **General Acknowledgment**
)

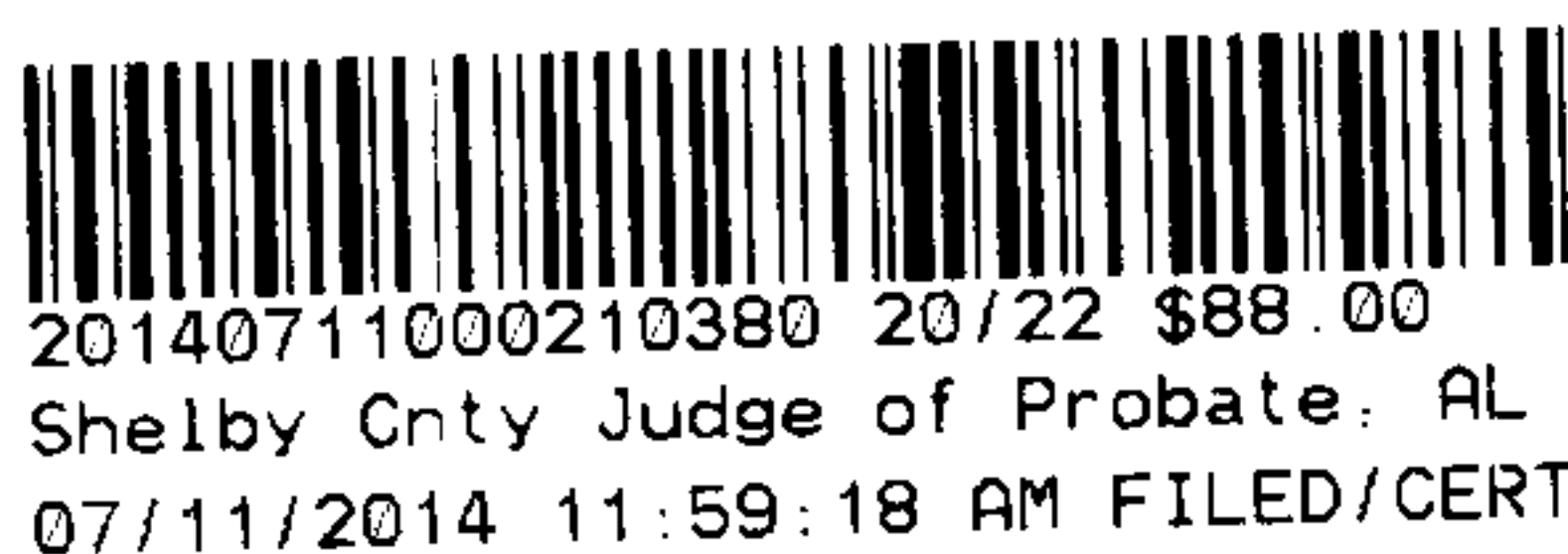
Shelby COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that, Fate Bryant and Doris Bryant, husband and wife whose name(s) are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 4th day of Nov., A.D., 2005.

[Signature]
NOTARY PUBLIC

My Commission Expires: July 26, 2008



Law Offices

**THIRD AMENDED DECLARATION OF VACATION OF
STREETS AND ALLEYS**

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, Larry Truss, Lois Truss, Erika Curry, Richard Curry, Jr., Richard Pearson, Debra Pool Pearson, Margaret Sue Pool Headley, Mary Ruth Pool, and Sandra Binkerd Bridenbaugh have previously executed a Declaration of Vacation of Street and Alleys as shown on the map of Christian Addition to Shelby, recorded in Deed Book 13, page 431, in the Probate Office of Shelby County, Alabama; and

WHEREAS, Fate Bryant and Doris Bryant have previously executed an Amended Declaration of Vacation of Streets and Alleys to join with the above owners; and

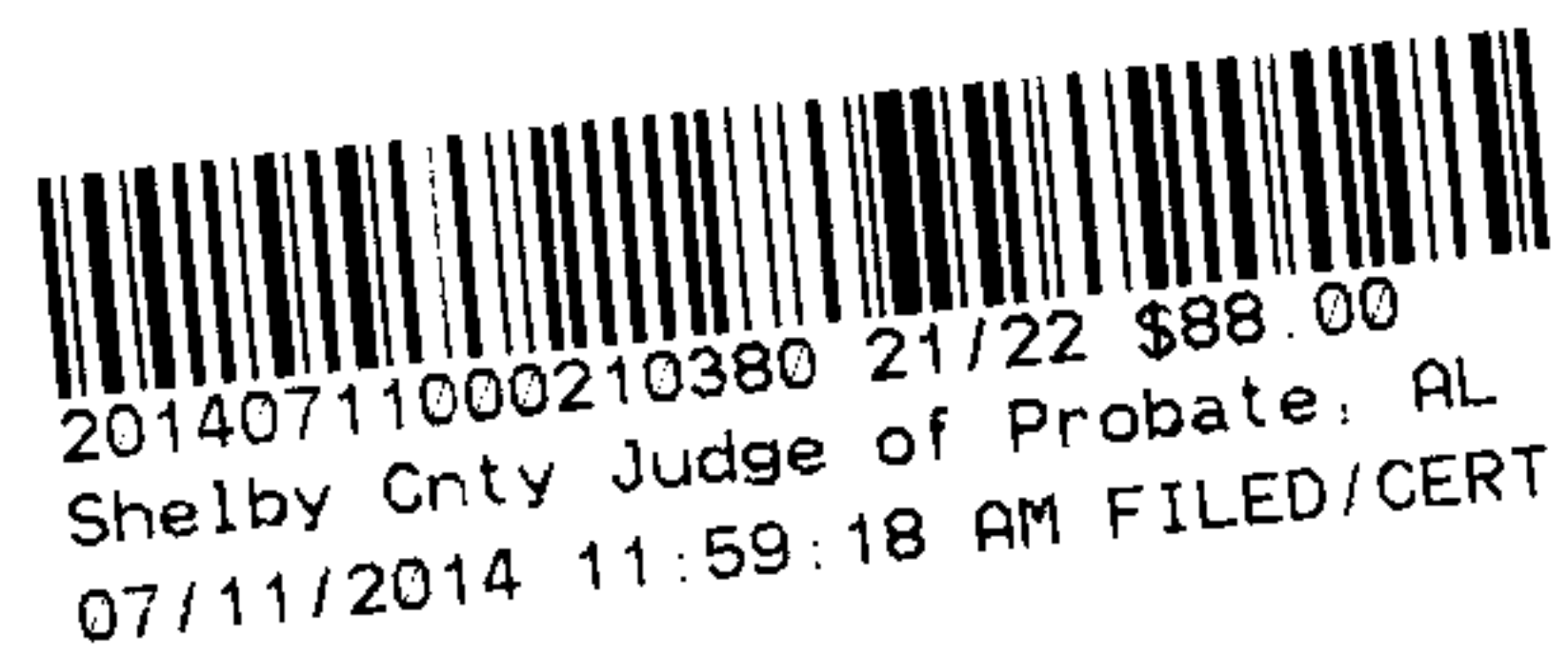
WHEREAS, Fate Bryant, Jr. and Rebecca Ann Bryant have previously executed a Second Amended Declaration of Vacation of Streets and Alleys to join with the above owners; and

WHEREAS, all of the petitioners wish to include the Truss-Curry Circle prescriptive right of way in the list of streets to be vacated.

NOW, THEREFORE, as provided by § 35-2-54, Code of Ala. 1975, the above parties by and through their attorney at law, William R. Justice, amend the previous amended declaration and the description of the streets and alleys listed in the previous amended declaration to be vacated to read as follows:

All of the following lying west of Shelby County Highway No. 47:

- Christian Avenue lying between the alley running north and south in Block 2 and the alley running north and south in Block 4
- Storrs Avenue lying east of the alley in Block 7
- Hazard Street
- Cleveland Street
- Roy Street between Blocks 4 and 5 and between Lots 2 through 7 in Block 14 and Lots 2 through 7 in Block 15
- The alleys running north and south through Blocks 3, 4, 8, 9, 12 and 13; between Lots 1



through 4 and Lots 9 through 12 in Block 2; and between Lots 2 through 7 and Lots 8 through 13 in Block 14.

- The alley running north and south between the Lots 1 and 12 in Block 3.
- Truss-Curry Circle prescriptive right of way.

The vacation of the above street and alleys shall not in any way affect the following existing streets currently in use: Deseret Drive and Pool Road.

This the 19th day of February, 2013.



William R. Justice
Attorney for Petitioners

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