

This instrument prepared by:
Wm. Randall May
MOSES & MOSES, P.C.
P. O. Box 380275
Birmingham, AL 35238

DECLARATION OF VACATION - UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS, That

WHEREAS, **DUNNAVANT COMMERCIAL, LLC**, an Alabama Limited Liability Company, is the owner of all the property abutting or in any way served by the property herein described and the utility easement situated thereon, and owns all the lands abutting on or touching said property, and is desirous of vacating said utility 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 utility easement situated thereon:

Lots C1, C3, C4 and C5 of Dunnivant Square Commercial Subdivision as recorded in Map Book 48 Page 79 in the Office of the Judge of Probate in Shelby County, Alabama and being more particularly described as follows:

LOT C1

Commence at the NE corner of Lot C1 of Dunnivant Square Commercial Subdivision as recorded in Map Book 48 Page 79 in the Office of the Judge of Probate in Shelby County, Alabama; thence S 0°25'55" W along the westerly right-of-way of Dunnivant Valley Road for a distance of 20.14 feet to the POINT OF BEGINNING; thence S 00°25'55" W along said right-of-way a distance of 224.64 feet to a point; thence N 89°34'05" W leaving said right-of-way a distance of 30.00 feet to a point; thence N 00°25'55" E a distance of 224.15 feet to a point; thence N 89°29'12" E a distance of 30.00 feet to the POINT OF BEGINNING.

LOT C3 AND C4

Commence at the SE corner of Lot C3 and the NE corner of Lot C4 of Dunnivant Square Commercial Subdivision as recorded in Map Book 48 Page 79 in the Office of the Judge of Probate in Shelby County, Alabama; thence N 80°47'54" E along the south line of Lot C3 and the north line of Lot C4 a distance of 13.54 feet to the POINT OF BEGINNING; thence S 04°24'21" W a distance of 126.72 feet to a point; thence S 11°45'20" W a distance of 113.64 feet to a point on the westerly right-of-way of Dunnivant Valley Road; thence S 81°24'43" W along said right-of-way a distance of 12.32 feet to a point of non-tangent curve to the left having a central angle of 06°18'03" and a radius of 2462.71 feet, said curve subtended by a chord bearing N 06°22'34" E and a chord distance of 270.69 feet; thence leaving said right-of-way and along the arc of said curve a distance of 270.83 feet to



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a point; thence S 87°08'29" E a distance of 17.24 feet to a point; thence S 04°24'21" W a distance of 28.80 feet to the POINT OF BEGINNING.


LOT C5

BEGIN at the SE corner of Lot C5 of Dunnavant Square Commercial Subdivision as recorded in Map Book 48 Page 79 in the Office of the Judge of Probate in Shelby County, Alabama thence S 89°42'35" W along the south line of Lot C5 a distance of 32.05 feet to a point of non-tangent curve to the left having a central angle of 06°00'07" and a radius of 2462.71 feet, said curve subtended by a chord bearing N 17°25'14" E and a chord distance of 257.87 feet; thence along the arc of said curve a distance of 257.98 feet to a point; thence S 08°40'58" W a distance of 87.83 feet to a point; thence S 20°03'29" E a distance of 32.84 feet to a point of non-tangent curve to the right having a central angle of 03°06'35" and a radius of 2492.71 feet, said curve subtended by a chord bearing S 18°36'22" W and a chord distance of 135.28 feet; thence along the arc of said curve a distance of 135.29 feet to the POINT OF BEGINNING.

does hereby declare the above property and the identified utility 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 12th day of March, 2018.

DUNNAVANT COMMERCIAL, LLC

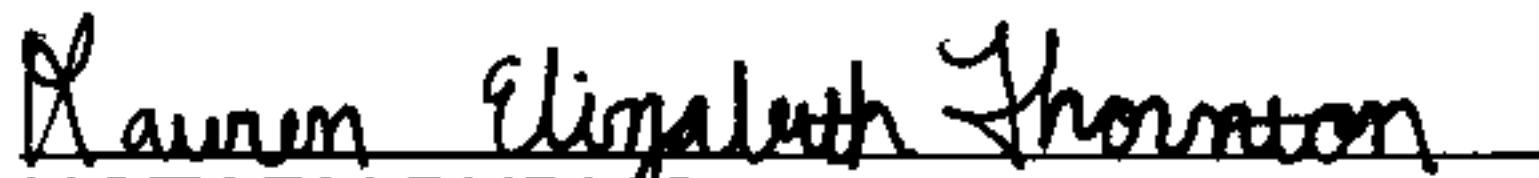

 BY: WILLIAM L. THORNTON, III
 ITS: Manager

STATE OF ALABAMA)
 SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that WILLIAM L. THORNTON, III, as the Manager of Dunnavant Commercial, LLC, 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 the 12th day of March, 2018.




 NOTARY PUBLIC
 My Commission Expires: April 27, 2019