

PETITION TO THE COUNTY COMMISSION
OF BALDWIN COUNTY, ALABAMA
FOR ASSENT TO VACATION OF 20 foot Unopened Right of Way

STATE OF ALABAMA

COUNTY OF BALDWIN

COMES NOW Daniel L. Kittrell

(hereinafter the "Petitioners"), to respectfully request the County Commission of Baldwin County, Alabama (the "County Commission"), to adopt the attached resolution in order to vacate a portion of 20' Unopened Row described in this Petition. In support of this Petition, your Petitioner(s) shows as follows:

1. The Petitioner(s) owns property which abuts or touches that portion of 20' unopened Row described as follows:

(insert Legal Description) SEE Page 2 of Deed - Less and except Inst. # 1977211 (attached)

2. The Petitioner(s), pursuant to Ala. Code 1975, Section 23-4-20, desire to vacate that portion of 20' Unopened Row described in paragraph 1 of this Petition, and, pursuant to applicable law, destroy the force and effect of the prescriptive rights which may have accrued to Baldwin County on that portion of 20' Unopened Row described in paragraph 1 of this Petition and to divest all public rights, including any and all rights which may have been acquired by prescription in and to that portion of 20' unopened Row described in paragraph 1 of this Petition.

3. The property described as that portion of 20' unopened Row described in paragraph 1 of this Petition is located in Baldwin County, Alabama and is ~~not~~ located within the municipal limits of any municipality.

4. That portion of 20' unopened Row described in paragraph 1 of this Petition is of no use to the public as a street.

5. That portion of 20' Unopened Row described in paragraph 1 of this Petition will not be maintained by Baldwin County, Alabama and will be maintained by the Owners.

6. It is in the interest of the public that the portion of 20' unopened Row described in paragraph 1 of this Petition be closed and vacated.

7. The vacation of that portion of 20' unopened Row described in paragraph 1 of this Petition shall not deprive other property owners of such rights as they may have to convenient and reasonable means of ingress and egress to and from their property.

NOW THEREFORE, the Petitioner(s), constituting the owner(s) of property which abuts or touches that portion of 20' unopened Row described in paragraph 1 of this Petition, being desirous that that portion of 20' unopened Row described in paragraph 1 of this Petition be vacated and annulled pursuant to the provisions and requirements of Ala. Code 1975, Section 23-4-20, do, by execution of this Petition respectfully request the County Commission of the County of Baldwin, Alabama, to consent to the vacation of that portion of 20' unopened Row described in paragraph 1 of this Petition.

RESPECTFULLY SUBMITTED on this the 7 day of November, 2022

Don Kittrell (Seal)
PETITIONER
(insert address of petitioner)

_____(Seal)
PETITIONER

STATE OF Alabama

COUNTY OF Baldwin

I, Brenda Gayle Pierce, a Notary Public, in and for said County and State, hereby certify that Daniel L Kittrell whose name(s) is/are signed to the foregoing conveyance and who is/are known to me, acknowledged before me on this day, that being informed of the contents of this conveyance, has/have executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 7 day of November, 2022.

Brenda Gayle Pierce
NOTARY PUBLIC

My Commission Expires: September 13, 2023