

PETITION TO THE COUNTY COMMISSION  
OF BALDWIN COUNTY, ALABAMA  
FOR ASSENT TO VACATION OF A 20 ft unopened Right-Of-Way

STATE OF ALABAMA

COUNTY OF BALDWIN

COMES NOW Wendell Hudson, Tonia Hudson, and Ernest W. Gabel, Jr.,

(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 A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described as follows:

Commencing at the Northwest corner of Section 24, Township 6 South, Range 2 East, Baldwin County, Alabama, thence run easterly 30 feet to the east right of way line of Lawrence Road and being the point of beginning of the right of way herein to be vacated; thence run easterly along existing north right of way a distance of 1305 feet, more or less, to the northwest corner of the Northwest Quarter of the Northwest Quarter of said Section; thence run southerly along the east line of said Quarter/ Quarter, a distance of 20 feet, more or less; thence run westerly a distance of 1305 feet, more or less, to the east right of way line of Lawrence Road; thence run northerly a distance of 20 feet, more or less, to the point of beginning

2. The Petitioner(s), pursuant to Ala. Code 1975, Section 23-4-20, desire to vacate that portion of A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described in paragraph 1 of this Petition.

3. The property described as that portion of A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described in paragraph 1 of this Petition is of no use to the public as a street.

5. That portion of A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described in paragraph 1 of this Petition be closed and vacated.

7. The vacation of that portion of A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described in paragraph 1 of this Petition, being desirous that that portion of A 20 ft unopened Right-Of-Way 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 A 20 ft unopened Right-Of-Way described in paragraph 1 of this Petition.

RESPECTFULLY SUBMITTED on this the 27 day of January, 2021

Ernest W. Gable Jr. (Seal)  
PETITIONER

*Ernest W. Gable, Jr.*  
20190 County Rd 33  
Fairhope AL 36532

\_\_\_\_\_  
(Seal)  
PETITIONER

STATE OF Alabama

COUNTY OF Baldwin

I, Chelton G. Niemeyer, a Notary Public, in and for said County and State, hereby certify that Ernest W. Gable, Jr. 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 27 day of January, 2021.

[Signature]  
NOTARY PUBLIC

My Commission Expires: 11-5-22

RESPECTFULLY SUBMITTED on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_

Wendell Hudson (Seal)

PETITIONER

Wendell Hudson

457 S Mobile St

Fairhope, AL 36532

(Seal)

PETITIONER

STATE OF ALABAMA

COUNTY OF Baldwin

I, BRENDA L. COPELAND, a Notary Public, in and for said County and State, hereby certify that WENDELL HUDSON 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 28<sup>th</sup> day of JANUARY, 20 21.

Brenda L. Copeland

NOTARY PUBLIC

My Commission Expires: 6/25/2022

RESPECTFULLY SUBMITTED on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_



Tonia Hudson (Seal)

PETITIONER

Tonia Hudson  
457 S Mobile St  
Fairhope, AL 39532

(Seal)

PETITIONER

STATE OF ALABAMA

COUNTY OF BALDWIN

I, BRENDA L. COPELAND, a Notary Public, in and for said County and State, hereby certify that TONIA HUDSON 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 28<sup>th</sup> day of JANUARY, 2021.

Brenda L. Copeland  
NOTARY PUBLIC  
My Commission Expires: 06/25/2022

RESPECTFULLY SUBMITTED on this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_