

ELMORE COUNTY HIGHWAY DEPARTMENT

155 COUNTY SHOP ROAD • WETUMPKA, ALABAMA 36092
PHONE (334)567-1162 • FAX (334)567-1100

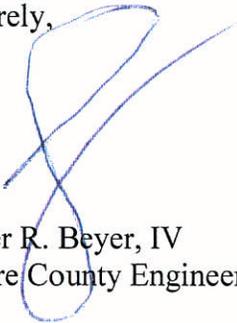
November 30, 2016

Re: Proposed Road Vacation

To Whom It May Concern,

This shall serve as notice that the Elmore County Commission has set a Public Hearing on January 23, 2017, at 5:00 p.m. at the Elmore County Courthouse to consider the proposed vacation of Bellingrath Road as shown on the attached petition and survey. Should you have any questions please feel free to contact our office at (334) 567-1162.

Sincerely,



Walter R. Beyer, IV
Elmore County Engineer

STATE OF ALABAMA,
COUNTY OF ELMORE

**AMENDED DECLARATION OF VACATION OF A PORTION OF
BELLINGRATH ROAD IN ELMORE COUNTY, ALABAMA**

WHEREAS, we the undersigned, Elmore I. DeMott, individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, and WCM Holdings, L.L.C. by and through its member, William C. Mershon, separately and severally, are the owners of all property abutting Bellingrath Road from its intersection with Rucker Road to the line dividing the property of the WCM Holdings, L.L.C. from the property of the Elmore B. Inscoe Huntington Residence Trust Agreement and Elmore I. DeMott, in the County of Elmore, Alabama, a map of which street is attached hereto and made a part hereof; and

WHEREAS, the property is not the homestead of any of the above named persons, entities, or Trusts; and

WHEREAS, we, the said Elmore I. DeMott, individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, and WCM Holdings, L.L.C. by and through its member, William C. Mershon, are desirous of vacating that portion of Bellingrath Road extending from Rucker Road to the property line dividing the property of WCM Holdings, L.L.C. from the property of the Elmore B. Inscoe Huntington Residence Trust Agreement and Elmore I. DeMott.

NOW THEREFORE, we, the undersigned Elmore I. DeMott, individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, and WCM Holdings, L.L.C. by and through its member, William C. Mershon, owners of all of the land embraced within the boundaries of that portion of

Bellingrath Road extending from Rucker Road to the property dividing the property of the WCM Holdings, L.L.C. from the property of the Elmore B. Inscoe Huntington Residence Trust Agreement and Elmore I. DeMott declare the same above portion of Bellingrath Road to be vacated, and the same is hereby vacated.

We, the said Elmore I. DeMott, individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, and WCM Holdings, L.L.C. by and through its member, William C. Mershon, do hereby pursuant to and in accordance with the provisions of Section 23-4-20 of the *Alabama Code* (1975), join in the execution of this written vacation of said property of said street which is located within the limits of Elmore County, do hereby pray and request the assent and approval of the Elmore County Commission to said vacation of said road and its approval of the same.

Such vacation will not deprive other property owners of a convenient and reasonable means of ingress and egress to their property.

IN WITNESS WHEREOF, we have executed with our hands and seals,



HAYWOOD B. BARTLETT
As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement

10/13/16
DATE



ELMORE I. DEMOTT
As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement

10/13/16
DATE



ELMORE I. DEMOTT
Individually

10/13/16
DATE



WCM HOLDINGS, L.L.C.
By: **William C. Mershon**
Its: Member

Sept. 26, 2016
DATE

STATE OF ALABAMA,
COUNTY OF Montgomery

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **HAYWOOD B. BARTLETT, As Trustee of the Elmore B. Inscow Huntington Residence Trust Agreement**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2016

Carolyn E Long
NOTARY PUBLIC
My Commission Expires: 07-22-2019
(Seal)

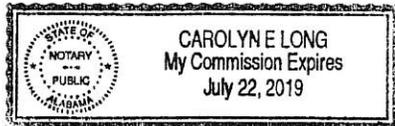


STATE OF ALABAMA,
COUNTY OF _____

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **ELMORE I. DEMOTT, As Trustee of the Elmore B. Inscow Huntington Residence Trust Agreement**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2016

Carolyn E Long
NOTARY PUBLIC
My Commission Expires: 07-22-2019
(Seal)

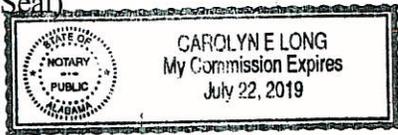


STATE OF ALABAMA,
COUNTY OF Montgomery

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **ELMORE I. DEMOTT, individually**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2015.

Carolyn E Long
NOTARY PUBLIC
My Commission Expires: 07-22-2019
(Seal)

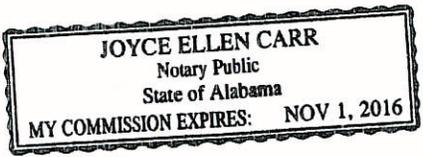


STATE OF ALABAMA,
COUNTY OF Autauga

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **WILLIAM C. MERSHON** as member of **WCM HOLDINGS, L.L.C.**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 20th day of September 2016.

Joyce Ellen Carr
NOTARY PUBLIC
My Commission Expires: 11-1-16
(Seal)



STATE OF ALABAMA,
COUNTY OF ELMORE

SECOND AMENDED PETITION TO VACATE PART OF BELLINGRATH ROAD

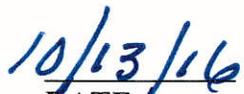
Comes now Elmore I. DeMott individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, and hereby amends the petition to vacate part of Bellingrath Road by showing the following:

1. During the summer of 2015, they filed their Petition to Vacate part of Bellingrath Road.
2. Subsequently they amended their Petition by including a metes and bounds description of the portion of the road to be vacated.
3. Since the time of the filing Petition and the Amended Petition, the ownership of the adjoining property has changed. At the time of the original Petition and Amended Petition, the Estate of Charles H. Chichester, Jr. owned property bordering that portion of Bellingrath Road to be vacated. Since the time of said Petition, the Estate of Charles H. Chichester, Jr. has sold its property to WMC Holding, LLC.
4. WMC Holding, LLC is in full agreement with the Petition and Amended Petitions to vacate and said consent and agreement is evidenced by the attached consent to vacate signed by WMC Holding, LLC.

IN WITNESS WHEREOF, we have executed with our hands and seals,



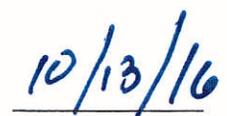
HAYWOOD B. BARTLETT
As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement



DATE



ELMORE I. DEMOTT
As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement



DATE

ELMORE I. DEMOTT
As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement

DATE

ELMORE I. DEMOTT
Individually

DATE

[Handwritten Signature]

Sept 26, 2016
DATE

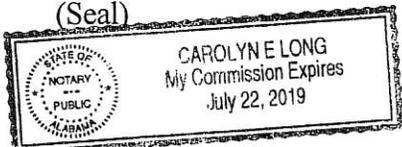
WCM HOLDINGS, L.L.C.
By: William C. Mershon
Its: Member

STATE OF ALABAMA,
COUNTY OF Montgomery

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **HAYWOOD B. BARTLETT, As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2015.

Carolyn E Long
NOTARY PUBLIC
My Commission Expires: 07 22 2019
(Seal)



STATE OF ALABAMA,
COUNTY OF Montgomery

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **ELMORE I. DEMOTT, As Trustee of the Elmore B. Inscoe Huntington Residence Trust Agreement**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2015.

Carolyn E Long
NOTARY PUBLIC



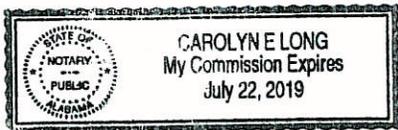
My Commission Expires: 7-22-2019
(Seal)

STATE OF ALABAMA,
COUNTY OF Montgomery

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **ELMORE I. DEMOTT, individually**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand this 13 day of October 2016.

Carolyn E Long
NOTARY PUBLIC
My Commission Expires: 7-22-2019
(Seal)

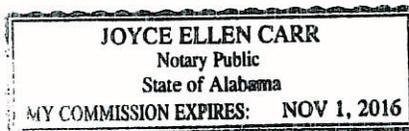


STATE OF ALABAMA,
COUNTY OF Autauga

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **WILLIAM C. MERSHON** as member of **WCM HOLDINGS, L.L.C.**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 26th day of September 2016.

Joyce Ellen Carr
NOTARY PUBLIC
My Commission Expires: 11-1-16
(Seal)



STATE OF ALABAMA,
COUNTY OF ELMORE

CONSENT OF WCM HOLDINGS, LLC

Comes now WCM Holdings, L.L.C. by and through its member, William C. Mershon, and hereby notifies the Elmore County Commission and all concerned parties that he has read and reviewed the Declaration of Vacation of a portion of Bellingrath Road in Elmore County, the Petition to Vacate a Part of Bellingrath Road, and the Amended Petition to Vacate Part of Bellingrath Road, and hereby states that WCM Holdings, L.L.C. is in full agreement with the request by Elmore I. DeMott, individually, Haywood B. Bartlett and Elmore I. DeMott as Trustees of the Elmore B. Inscoe Huntington Residence Trust Agreement dated December 29, 2008, to vacate a portion of Bellingrath Road, and hereby further lets it be known that he, for and on behalf of his company, hereby requests that the Petition and Declaration be granted without further delay.

Dated this the 26 day of September, 2016.



WCM HOLDINGS, L.L.C.

By: William C. Mershon

Its: Member

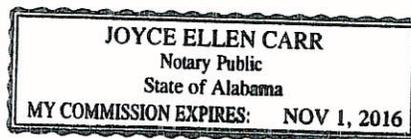
STATE OF ALABAMA,
COUNTY OF Autauga

I, the undersigned Notary Public for the State of Alabama at Large, hereby certify that **WILLIAM C. MERSHON** as Member of **WCM HOLDINGS, L.L.C.**, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of this instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand this 26th day of September 2016.



NOTARY PUBLIC



My Commission Expires: 11-1-16
(Seal)

