

This document was submitted to the Shelby County Probate Judge on October 15, 2009. It is the proposed governing document for the proposed Vandiver Fire District. The first 6 pages are the legal description / boundaries of the proposed district ([click here to view a map of the proposed district](#)). The next 7 pages are the main body of the document, covering the topics of the amount of fire taxes, liens, foreclosure and other governance items, etc. The final pages include signature of the proposed interim board of trustees.

VANDIVER FIRE AND EMERGENCY MEDICAL SERVICES DISTRICT PETITION

STATE OF ALABAMA)
COUNTY OF SHELBY)

RECEIVED
OCT 15 2009
James W. Fuhrmeister
Judge of Probate

We, the undersigned, all being qualified electors residing within the boundaries of the proposed district to be known as the VANDIVER FIRE AND EMERGENCY MEDICAL SERVICES DISTRICT, said proposed district territory being more particularly described as follows:

Commence at the Northeast corner of Section 1, Township 18 South, Range 1 East, which said point lies on the ridge of Coosa Mountain for the point of beginning; thence run in a Southwesterly direction along the ridge of said Coosa Mountain to its intersection with the West line of said Section 1, which is also on the East line of Section 2, Township 18 South, Range 1 East; thence continue along the ridge of said Coosa Mountain in a Southwesterly direction to its intersection with the West line of said Section 2, which is also the East line of Section 3, Township 18 South, Range 1 East; thence continue in a Southwesterly direction along the ridge of said Coosa Mountain to its intersection with the South line of said Section 3, lying very near the SW corner of the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 3, which is also the NE corner of the N $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 10, Township 18 South, Range 1 East; thence continue in a Southwesterly direction along the ridge of said Coosa Mountain to its intersection with the West line of said Section 10, which is also the East line of Section 9, Township 18 South, Range 1 East; thence continue in a Southwesterly direction along the ridge line of said Coosa Mountain to its intersection with the North right of way of Alabama Highway 25; thence continue Southwesterly along the North right of way of Alabama Highway 25 to its re-intersection with the ridge of said Coosa Mountain; thence continue in a Southwesterly direction along the ridge line of said Coosa Mountain to the SW corner of said Section 9, which is also the NE corner of Section 17, Township 18 South, Range 1 East; thence continue in a Southwesterly direction along the ridge of said Coosa Mountain to its intersection with the South line of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of said Section 17; thence run East along the South line of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ a distance of 1470 feet, more or less, to the SE corner of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 17, which is also the SW corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, Township 18 South, Range 1 East; thence run East along the South line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 1320 feet, more or less, to the SE corner of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 16; thence run North along the East line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 16, 1320 feet, more or less, to the NE corner of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 16, which is also the SW corner of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9, Township 18 South, Range 1 East; thence run in a Northeasterly direction along the Northwest diagonal line of the SE $\frac{1}{2}$ of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ to the NE corner of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 9, which is the SW corner of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9; thence continue in a Northeasterly direction along the Northwest diagonal line of the SE $\frac{1}{2}$ of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ to its intersection with the South right of way of Alabama Highway #25; thence run in a Northeasterly direction along the South right of way of Alabama Highway #25 to its intersection

with the North line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 9; thence run in an Easterly direction along the North line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 9 to the NE corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9; thence run South along the East line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 9, 1320 feet, more or less, to the SE corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9, which point is also the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 10, Township 18 South, Range 1 East; thence run East along the North line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10, 1320 feet, more or less, to the NE corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10; thence run South along the East line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10, 1320 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10; thence run West along the South line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10, 1320 feet, more or less, to the SW corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 10, which point is also the SE corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9, Township 18 South, Range 1 East; thence continue West along the South line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9, a distance of 1320 feet, more or less, to the SW corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 9, which point is also the NE corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16, Township 18 South, Range 1 East; thence run South along the East line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16, 660 feet, more or less, to the SE corner of the N $\frac{1}{2}$ of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16; thence run West along the South line of said N $\frac{1}{2}$ of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16, a distance of 330 feet, more or less, to a point; thence run South 1320 feet, more or less, to a point on the North line of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16; thence run East along the North line of said S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 330 feet to the NE corner of said S $\frac{1}{2}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16; thence run South along the East line of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16, 660 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16; thence run West along the South line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 16, 1320 feet, more or less, to the SW corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$, which point is also the SE corner of the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of said Section 16; thence continue West along the South line of the S $\frac{1}{2}$ of NW $\frac{1}{4}$ 2,640 feet, more or less, to the SW corner of said S $\frac{1}{2}$ of NW $\frac{1}{4}$ of said Section 16, which point is also the NW corner of the SW $\frac{1}{4}$ of said Section 16; thence run South along West line of said SW $\frac{1}{4}$ of said Section 16, 2,640 feet, more or less, to the SW corner of said Section 16, which point is also the NE corner of Section 20, Township 18 South, Range 1 East; thence continue South along the East line of said Section 20, 1,980 feet, more or less, to the SE corner of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20; thence run West along the South line of said N $\frac{1}{2}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20, 1320 feet, more or less, to the SW corner of said N $\frac{1}{2}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20; thence run South along the West line of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20, 660 feet, more or less, to the SW corner of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20, which is also the SE corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20; thence run West along the South line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20, 1320 feet, more or less, to the SW corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 20, which is also the NE corner of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20; thence run South along the East line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SE corner of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20; thence run West along the South line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SW corner of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20, which is also the NW corner of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20; thence run South along the West line of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SW corner of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20; thence run East along the South line of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said

Section 20, which is also the SW corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20; thence continue East along the South line of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, which is also the SW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20; thence run North along the West line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the NW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20; thence run East along the North line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, 1320 feet, more or less, to the NE corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20; thence run South along the East line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, 1,320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 20, which point is also the NE corner of Section 29, Township 18 South, Range 1 East; thence run in a Southwesterly, then Southerly, then Southwesterly, then Northwesterly direction along and contiguous with the Southeast line of the Cahaba Valley Fire and Emergency Medical District to a point on the West line of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of said Section 29; thence run South along the West line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29, to the SW corner of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29; thence continue South along the West line of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29, 1,320 feet, more or less, to the SW corner of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29; thence run East along the South line of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29, 330 feet, more or less, to a point on the South line of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$, also being a point on the North line of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29; thence run South 990 feet, more or less, to a point, said point also lying approximately 990 feet West of the East line of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 29; thence run East 990 feet, more or less, to a point on the East line of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29; thence run South along the East line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29, 330 feet, more or less, to the NE corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29; thence continue South along the East line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29, 1,320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 29; thence run West along the South line of the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 29, 2,640 feet, more or less, to the SW corner of said S $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 29; thence run North along the West line of said SE $\frac{1}{4}$ of said Section 29, 2,640 feet to the NW corner of said SE $\frac{1}{4}$ of said Section 29; thence run North along the West line of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 29, 660 feet to the NW corner of the S $\frac{1}{2}$ of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section, said point also being the NE corner of the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 29; thence run West along the North line of the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ 1,320 feet, more or less, to the NW corner of said S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 29; thence run South along the West line of said S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 29, 660 feet to the SW corner of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 29, which is also the NE corner of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29; thence run South along the East line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29, 1,320 feet, more or less, to the SE corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29; thence run West along the South line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29, 1,320 feet to the SW corner of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29, which point is also the NW corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29; thence run South along the West line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 29, 1,320 feet, more or less, to the SW corner of said Section 29, which point is also the NE corner of Section 31, Township 18 South, Range 1 East; thence continue South along the East line of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 31, 1,320 feet, more or less, to the SE corner of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 31; thence run West along the South line of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 31, 2,640 feet, more or less, to the SW corner of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 31, which point is also the NE corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 31; thence run South along the East line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 31.

1,320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 31; thence run West along the South line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 31, 1,320 feet, more or less, to the SW corner of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 31, which is also the NE corner of the W $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 31; thence run South along the East line of the W $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 31 to its intersection with the North right of way line of Shelby County Highway 43; thence run in a Southwesterly direction along the North right of way line of Shelby County Highway 43 to its intersection with the West line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 6, Township 19 South, Range 1 East, which point is also on the East line of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, Township 19 South, Range 1 West; thence run in a Northerly direction along the East line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, to its intersection with the existing boundary line of Cahaba Valley Fire and Emergency Medical District; thence run in a Northeasterly direction along the existing boundary line of said Cahaba Valley Fire and Emergency Medical District, a distance of 400 feet, more or less, to a point lying on the East line of the W $\frac{1}{2}$ of W $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6, Township 19 South, Range 1 East; thence run North along the East line of said W $\frac{1}{2}$ of W $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6, to the Northeast corner of said W $\frac{1}{2}$ of W $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6, which is also the Southeast corner of the W $\frac{1}{2}$ of W $\frac{1}{2}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 31, Township 18 South, Range 1 East; thence run North along the East line of said W $\frac{1}{2}$ of W $\frac{1}{2}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 31, a distance of 1320 feet, more or less, to the Northeast corner of said W $\frac{1}{2}$ of W $\frac{1}{2}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 31; thence run West along the North line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 31, 330 feet, more or less, to the NW corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 31, which point is also the SE corner of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 36, Township 18 South, Range 1 West; thence run North along the East line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, a distance of 1320 feet, more or less, to the NE corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36; thence run West along the North line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, a distance of 1320 feet, more or less, to the NW corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36; thence run South along the West line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, a distance of 1320 feet, more or less, to the SW corner of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, which point is also the NE corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36; thence run West along the North line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, a distance of 1320 feet, more or less, to the NW corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36; thence run South along the West line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, a distance of 1320 feet, more or less, to the SW corner of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, which point is also the NW corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1; Township 19 South, Range 1 West; thence run South along the West line of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, a distance of 1320 feet, to the SW corner of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1; thence run in a Southeasterly direction along the Southwest line of the NE $\frac{1}{2}$ of the N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, to the SE corner of said N $\frac{1}{2}$ of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, of said Section 1, which said point lies at the intersection with the West right of way of Shelby County Highway #43 with the East line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1; thence run South along the East line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, a distance of 660 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, which point is also the SW corner of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1; thence run East along the South line of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, a distance of 1320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1, which point is also the NW corner of the W $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 6, Township 19 South, Range 1 East; thence run South along the West line of said W $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 6, a distance of 2640 feet, more

or less, to the SW corner of said W $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 6, which point is also the NW corner of Section 7, Township 19 South, Range 1 East; thence continue South along the West line of said Section 7, Township 19 South, Range 1 East, a distance of 5,280 feet, more or less, to the SW corner of said Section 7; thence run East along the South line of said Section 7, a distance of 5,280 feet, more or less, to the SE corner of said Section 7; thence run in a Northerly direction along the East line of said Section 7, a distance of 5,280 feet, more or less, to the NE corner of said Section 7, which is also the SW corner of Section 5, Township 19 South, Range 1 East; thence run East along the South line of said Section 5, a distance of 5,280 feet, more or less, to the SE corner of said Section 5, which is also the SW corner of Section 4, Township 19 South, Range 1 East; thence run East along the South line of said Section 4, a distance of 3,960 feet, more or less, to the SW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 4; thence run North along the West line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 4, a distance of 1,320 feet, more or less, to the NW corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 4; thence run East along the North line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 4, a distance of 1320 feet, more or less, to the NE corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 4, which point is also the SW corner of the N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 3, Township 19 South, Range 1 East; thence run North along the West line of said N $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 3, a distance of 1320 feet, more or less, to the NW corner of said N $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 3; thence run East along the North line of said N $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 3, a distance of 2,640 feet, more or less, to the NE corner of said N $\frac{1}{2}$ of SW $\frac{1}{4}$ of said Section 3, which point is also the SW corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3; thence run in a Northerly direction along the West line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3, a distance of 1320 feet, more or less, to the NW corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3; thence run East along the North line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3, a distance of 1,320 feet, more or less, to the NE corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3, which is also the SE corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3; thence run in a Northerly direction along the East line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3, a distance of 1320 feet, more or less, to the NE corner of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 3, which point is also the SW corner of the E $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 34, Township 18 South, Range 1 East; thence run North along the West line of said E $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 34, a distance of 2,640 feet, more or less, to the NW corner of said E $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 34; thence run East along the North line of said E $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 34, a distance of 1,320 feet, more or less, to the NE corner of said E $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 34, which point is also the NW corner of the SW $\frac{1}{4}$ of Section 35, Township 18 South, Range 1 East; thence continue East along the North line of said SW $\frac{1}{4}$ of said Section 35, a distance of 2,640 feet, more or less, to the NE corner of said SW $\frac{1}{4}$ of said Section 35; thence run South along the East line of said SW $\frac{1}{4}$ of said Section 35, a distance of 2,640 feet, more or less, to the SE corner of SW $\frac{1}{4}$ of said Section 35, which point is also the NW corner of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 2, Township 19 South, Range 1 East; thence run South along the West line of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 2, a distance of 1,320 feet, more or less, to the SW corner of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 2; thence run East along the South line of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 2, a distance of 2,640 feet, more or less, to the SE corner of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 2, which point is also the SW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 1, Township 19 South, Range 1 East; thence run East along the South line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 1, a distance of 1,320 feet to the SE corner of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 1; thence run South along the East line of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 1, a distance of 330 feet, more or less, to a point; thence run East along a line lying 330 feet South of and parallel to

the North line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 1, to its intersection with the West right of way line of Shelby County Highway 55; thence run in a Southwesterly direction along the West right of way line of said Shelby County Highway 55, to its intersection with the West line of the SW $\frac{1}{4}$ of said Section 1; thence run South along the West line of said Section 1 to the SW corner of the SW $\frac{1}{4}$ of said Section 1; thence run East along the South line of said Section 1, a distance of 5,280 feet, more or less, to the SE corner of said Section 1, which point is also the SW corner of Section 6, Township 19 South, Range 2 East; thence run East along the South line of said Section 6, a distance of 5,280 feet, more or less, to the SE corner of said Section 6; thence run North along the East line of said Section 6, a distance of 2,640 feet, more or less, to the NE corner of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 6, which point is also the SW corner of the NW $\frac{1}{4}$ of Section 5, Township 19 South, Range 2 East; thence run East along the South line of said NW $\frac{1}{4}$ of said Section 5, a distance of 2,640 feet to the SE corner of said NW $\frac{1}{4}$ of said Section 5; thence continue East along the South line of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 5, a distance of 1,320 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 5; thence run North along the East line of the W $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 5, a distance of 2,640 feet, more or less, to the NE corner of said W $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 5, which point is also the SW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, Township 18 South, Range 2 East; thence run East along the South line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 32, a distance of 1,320 feet, more or less, to the SE corner of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 32; thence run North along the East line of said Section 32, a distance of 5,280 feet, more or less, to the Northeast corner of said Section 32, which point is also the SE corner of Section 29, Township 18 South, Range 2 East; thence run North along the East line of said Section 29, a distance of 5,280 feet, more or less, to the NE corner of said Section 29, which point is also the SW corner of Section 21, Township 18 South, Range 2 East; thence run East along the South line of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21, a distance of 1,320 feet, more or less, to the SE corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21; thence run North along the East line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21, a distance of 1,320 feet, more or less, to the NE corner of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21, which point is also the SW corner of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21; thence run East along the South line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21, a distance of 1,320 feet, more or less, to the SE corner of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21; thence run North along the East line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 21, and along the East line of the SE of NW $\frac{1}{4}$ of said Section 21, a distance of 2,640 feet, more or less, to the NE corner of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 21, which point is also the SW corner of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 21; thence run East along the South line of the N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 21, a distance of 2,640 feet, more or less, to the SE corner of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 21; thence run North along the East line of said N $\frac{1}{2}$ of NE $\frac{1}{4}$ of said Section 21, a distance of 1,320 feet, more or less, to the NE corner of said Section 21, which is also the SE corner of Section 16, Township 18 South, Range 2 East; thence run North along the East line of said Section 16, a distance of 5,280 feet, more or less, to the NE corner of said Section 16, which point is also the SW corner of Section 10, Township 18 South, Range 2 East; thence run in an Easterly direction along the South line of said Section 10 to its intersection with the centerline of Kelly Creek; thence following the meanderings of said Kelly Creek, run in a generally Northerly direction along the centerline of said Kelly Creek to its intersection with the North line of said Section 10, which point is also on the South line of Section 3, Township 18 South, Range 2 East; thence continue along the meanderings of said Kelly Creek in a Northerly, then Northwesterly, then Southwesterly direction to its intersection

with the South line of said Section 3, which point is also on the North line of Section 10, Township 18 South, Range 2 East; thence continue along the meanderings of said Kelly Creek in a generally Southwesterly direction to its intersection with the West line of said Section 10, which point is also on the East line of Section 9, Township 18 South, Range 2 East; thence continue in a Southwesterly, then Northwesterly direction along the meanderings of said Kelly Creek to its intersection with the North line of said Section 9, which point is also on the South line of Section 4, Township 18 South, Range 2 East; thence continue in a Northwesterly direction along the meanderings of said Kelly Creek to its intersection with the North line of said Section 4; thence leaving said creek, run in a Westerly direction along the North line of said Section 4, to the NW corner of said Section 4, which is also the NE corner of Section 5, Township 18 South, Range 2 East; thence continue West along the North line of said Section 5, 5,280 feet, more or less, to the NW corner of said Section 5, said point also being the NE corner of Section 6, Township 18 South, Range 2 East; thence continue West along the North line of said Section 6, 5,280 feet, more or less, to the NW corner of said Section 6, said point also being the NE corner of Section 1, Township 18 South, Range 1 East, and further being the point of beginning.

acting under the authority of and in pursuance of the provisions of Act. No. 62, Acts of Alabama, 1977, First Special Session, as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, as amended on May 25, 1999, by Act No. 99-245, Acts of Alabama, hereby file this petition, and respectfully request the Probate Judge of Shelby County, acting under the authority of and in pursuance of the provisions of Act No., 62, Acts of Alabama, 1977, First Special Session, as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, and as further amended on May 28, 1992, by Act No. 82-663, Acts of Alabama, and further amended on May 25, 1999 by Act No. 99-245, Acts of Alabama, hereby file this Petition, and respectfully request the Probate Judge of Shelby County, Alabama, to call an election in accordance with the provisions of said Act No. 62, as so amended, on the following questions:

1. Shall there be created for the above described area a District for fighting fires and for emergency medical services?
2. Shall the following schedule of service charges for establishing and maintaining the District, as provided for establishing and maintaining the District, as provided for by Section 12 of said Act No. 62, as last amended, be applied within the District?

On Tuesday March 30, 2010 a NO VOTE to each of the 2 questions above, which will appear on the ballot, will be a NO the establishment of mandatory fire taxes, NO to liens and foreclosure, NO to a new taxing authority that can take your home.

Government always starts small to get you to buy into it, then immediately after says, "We need more money." This always has, and always will be the case. The minimum taxes begin at \$50 for some but many people could start out by paying \$250. Taxes will only go up from here. Continue scrolling down for additional information on tax increases, liens, foreclosure, etc.

A. Subject to the hereinbelow stated limitations on smaller, vacant parcels of land, a service charge of \$50.00 per taxable year, (which year shall commence on the first day of October and end on the last day of September of each consecutive year hereafter), shall be levied upon and collected from each person owning non-commercial property within the District, with co-ownership or joint ownership of such property being considered on ownership, provided that the total of such parcels does not exceed 100 acres, with an additional \$25.00 annual charge being due from each property owner (or owners) for each tract, or fractional part thereof, in excess of 100 acres, provided, however, that the total amount of such charges shall not exceed the sum of \$250.00 per annum to say one ownership of such non-commercial property, regardless of the total acreage owned. Any parcel of land of any size, not exceeding 100 acres, occupied by the owner or owners thereof as his, her or their residence, or on which a dwelling house, mobile home, or other structure suitable for human habitation is maintained for a total period in excess of three months during any taxable year, as hereinabove defined, shall be subject to the above stated charge of \$50.00 per taxable year. If the tract on which said dwelling house, or other structure, as hereinabove specified, exceeds 100 acres, the owner or owners thereof shall owe an additional charge of \$25.00 for each 100 acre tract, or fractional part thereof, in excess of 100 acres, with the maximum amount of \$250.00 as hereinabove provided.

Each separate ownership actually occupied by the owner or owners thereof as his or their legal residence in any condominium building located within the District shall be considered non-commercial property subject to the annual fee of \$50.00

Each apartment in any residential apartment house located within the District shall be

considered non-commercial property subject to the annual fee of \$50.00.

Mobile homes and house trailers occupied by the property owner or owners, or by members of his, her or their immediate family shall be classified as non-commercial property subject to the service charge of \$50.00 per taxable year.

The owner or owners of the realty upon which any mobile home or house trailer is located and rented to or occupied by any person, firm or corporation not a member of the immediate family of the owner or owners of the realty upon which such mobile home or house trailer is located shall pay \$50.00 per taxable year, for each home or house trailer located on the realty, regardless of the ownership of the mobile home or house trailer, the said service charge being a charge directly upon the realty itself, and constituting a lien upon the realty, as hereinabove provided.

Government always starts small to get you to buy into it, then immediately after says, "We need more money." This always has, and always will be the case. In essence, you give the fire district the power to place a mortgage on your home and property. Do you want to relinquish your liberty and freedom or keep your home and property free from such threats? When a new fire district goes to the bank to take out loans for the latest and greatest equipment, the only assets they have for back up to get the loan approved is the law that gives them the power to place liens upon and sell your home. The bank recognizes that it will get its money no matter what, because by law the fire district has guaranteed funds – Either: 1. The people pay their mandatory fire taxes and so then the fire department pays the bank. Or: 2. The people don't pay the taxes, and so the fire department sells their property and then pays the bank.

Who will have to back up bad financial decisions made by the fire district? YOU WILL. In essence, you co-sign for the new fire truck, which in reality is a mortgage against your home. Do you really want that? If not, **Vote NO** on Tuesday, March 30th, 2010, at the American Legion Post in Sterrett.

B. A service charge of four cents (\$.04) per square foot, but in no event less than \$50.00 per taxable year, shall be levied upon any and all buildings, structures and enclosures used for commercial purposes within the District. Commercial structures shall include stores, restaurants, service stations, automobile repair garages and shops, greenhouses, nurseries, office buildings, research centers, manufacturing and assembly plants, sales offices, boat landings, airports, nightclubs, dance parlors, warehouses, cabinet shops, printing shops, quarries, and all other premises not occupied by the property owner for strictly residential purposes only. In those cases in which the living quarters of the property shall be considered commercial property, but a service charge of only \$50.00 per year shall be applied to that portion of said premises actually used and occupied for residential purposes, with the remainder of such structure being subject to the commercial service charge hereinabove set forth.

All churches, private schools and non-profit organizations, including all supportive structures on contiguous land areas, any structures which serve as residences for faculty, ministers or managers shall be subject to a service charge of \$50.00 per taxable year.

Continued Below



OTHER CHARGES:

C. An amount equal to one-twelfth (1/12) of the annual fee, times the remaining number of months to the end of the next fiscal year calculated to the next highest even dollar for any new service to be added. Service charges for new construction shall commence when a structure is roofed in.

D. No fee or service charge shall be assessed for entering appeal. Once a request for appeal has been filed, the Trustees shall notify and obtain agreement from the user of the services, as to a mutually satisfactory date for the appeal hearing, not sooner than ten (10) days from the date of reaching such agreement. An appeal must be requested within thirty (30) days of the original billing for the service. The trustee's decision shall be final.

E. A late fee of \$15.00 shall be added to all service charges not paid within three months of the date of billing for such charges.

F. The property owner shall be liable for all costs involved in enforcing collection, including a reasonable attorney's fee, and under foreclosure proceedings would be liable for interest at maximum legal rates in the event the property owner should pay off the debt within three years and recover possession. After three years, all rights of the property owner in the property would be extinguished.

G. Failure to pay charges subject to a Late Payment Fee shall empower the Trustees to establish liens against the property, and continuing disregard for demands for payment will result in the establishment of foreclosure proceedings.

H. So long as any Federal Government financing of the District is in force, attempts

Liens and Foreclosure are included in the Vandiver Fire District Governing Document as mandated by State Law 99-245.

[Click Here to View Mandatory Liens and Foreclosure in Alabama State Law 99-245](#)

to improperly evade the payment of established rate charges may cause the Trustees to request the Federal Government to institute charges for fraud against the land owner.

I. Unless the District is notified of another address for mailing purposes, bills delivered to the property shall be deemed to have been delivered to the owner of the property, whether or not the owner provides mailboxes for the receipt of such mail.

J. The Board of Trustees shall have the right, exercisable after a hearing, but in their sole discretion, to waive current charges if any property owner is found to be indigent, in the opinion of the Trustees.

K. The service charges specified in Paragraphs A, B and C above and as may henceforth be amended in accordance with the provisions of Act No. 62, Acts of Alabama, 1977, First Special Session, and as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, as amended on May 28, 1982, by Act No. 82-663, Acts of Alabama, as further amended on May 25, 1999, by Act No. 99-245, Acts of Alabama, shall be a personal obligation of the owner or owners of the property served by the system, and shall constitute a lien against said property in favor of the District, which lien shall be enforceable by sale thereof in the same manner in which the foreclosure of a municipal assessment for public improvements is authorized.

L. The property and income of the District, all bonds issued by the District, the income from such bonds, conveyances by or to the District, and leases, mortgages and deeds of trust by or to the District shall be exempt from all taxation in the State of Alabama, including specifically the tax imposed by Section 40-21-82 of the Code of Alabama 1975, as amended. The District shall be exempt from all taxes levied by any county, municipality, or other political subdivision of the state, including, but without limitation to license and excise taxes imposed in respect of the privilege of engaging in any of the activities in the district. The District shall not

be obligated to pay or allow any fees, taxes or costs to the judge of probate of any county in respect of its incorporation, the amendment of its certificate of incorporation, or the recording of any document.

M. The hereinbelow named Interim Trustees hereby certify that all revenues derived from the above and foregoing service charges, if any, hereafter imposed, shall be used for the expense of maintaining and establishing the District including the interest and maturities on all outstanding debts of the District and for the purchase, procuring and maintenance of additional firefighting equipment and facilities so as to best serve the needs of the District.

N. The following named individuals shall be elected as Interim Trustees of the District to serve until an election can be held in accordance with the applicable provisions of Act No. 62, Acts of Alabama, 1977, First Special Session, as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, as amended on May 28, 1982, by Act No. 82-663, Acts of Alabama, and again amended on May 25, 1999 by Act No. 99-245, Acts of Alabama:

O. The Interim Trustees shall be: Sharon Sweezy, Mickey Stange, Raymond Whitehead, Betty Sue Brasher, and Paul Brasher.

Upon the approval of this Petition in the manner provided by law, we pray that the VANDIVER FIRE AND EMERGENCY MEDICAL SERVICES DISTRICT shall constitute a public corporation, with all and the same powers set forth in Section 11 of Act No. 62, Acts of Alabama, 1977, First Special Session, as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, as amended on May 28, 1982, by Act No. 82-663, Acts of Alabama, and again amended on May 25, 1999 by Act No. 99-245, Acts of Alabama, including the power to employ agents, servants and attorneys to perform its duties and purposes.

The affairs and business of the District shall be managed by a board of Trustees

consisting of five members who shall be elected by the qualified electors of the District. Such election shall be held on the 2nd Tuesday of September of every even year. No person shall be elected to said Board unless he or she is a person who is a registered voter residing within the boundaries of the purposed District. Election shall be for a term of four years provided, however, that to stagger the terms, Place No. 1 and place No. 2 shall be elected for a term of two years.

In the event of a vacancy on the board of Trustees, the same shall be filled by the majority vote of the remaining membership of the Board of Trustees, and such election shall be for the unexpired term of the member causing the vacancy.

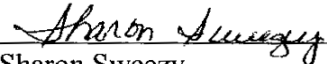
The Board of Trustees shall elect annually from its own number a President, a Vice-President, a Secretary/Treasurer. The members of the Board of Trustees shall not be entitled to any compensation for their services; but they shall be entitled to reimbursement for all reasonable expenses incurred by them in the performance of their duties.

The above-named Sharon Sweezy shall serve as President and the above-named Mickey Stange shall serve as Vice-President and the above-named Raymond Whitehead shall serve as Secretary/Treasurer of the Interim Board of Trustees.

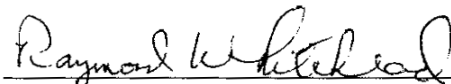
We respectfully request that this honorable Court shall grant such other and different relief as provided for by the items of said Act No. 62, as amended on July 18, 1979, by Act No. 79-369, Acts of Alabama, and as further amended on May 28, 1982, by Act No. 82-663, Acts of Alabama, and again amended on May 25, 1999 by Act No. 99-245, Acts of Alabama and as may be appropriate in this matter.

IN WITNESS WHEREOF the said Sharon Sweezy has hereunto set her hand and seal as President of the Interim Board of Trustees of the District, the said Raymond Whitehead, has hereunto set his hand and seal as Secretary of said board, and the undersigned persons, being

more than 100 in number, who are qualified electors residing within the boundaries of the proposed District as hereinabove defined, and whose signatures are presented on the attached Exhibit "A", consisting of pages 1 through _____, both inclusive, and which Exhibit is expressly made a part hereof by reference thereto, join herein.


Sharon Sweezy
Proposed President of the Interim
Board of Trustees

Attest:


Raymond Whitehead
Proposed Secretary of the Interim
Board of Trustees

STATE OF ALABAMA)
COUNTY OF SHELBY)

Before me, the undersigned, a Notary Public in and for said county in said State, personally appeared **Sharon Sweezy** as Proposed President of the Interim Board of Trustees of the Vandiver Fire and Emergency Medical Services District and **Raymond Whitehead**, as Proposed Secretary of said Board, who are known to me, and who, being first duly sworn, depose and say as follows: That they have personal knowledge of the facts set forth in the above and foregoing Petition; that said facts are true and correct; that they signed said Petition voluntarily in their respective capacity as said Officers, being duly authorized so to sign; and that the attached


Exhibit "A" contains the valid signatures of more than 100 qualified electors residing within the boundaries of the proposed District.

Given under my hand and seal on this the 5th day of Sept., 2009.

Sharon Sweezy
Sharon Sweezy

Melba Whitehead
Notary Public

My Commission Expires:

 My Commission Expires 3-21-2012

Raymond Whitehead
Raymond Whitehead

Raymond Whitehead
Notary Public Melba Whitehead

My Commission Expires:

My Commission Expires 3-21-2012

Sharon Sweezy
Sharon Sweezy

**STATE OF ALABAMA
SHELBY COUNTY**

Before me, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Sharon Sweezy**, as Proposed Interim Trustee, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day, that being informed of the contents of the foregoing document he/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of Sept., 2009.

Melba Whitehead
Notary Public

My Commission Expires:



My Commission Expires 3-21-2012

Mickey Stange
Mickey Stange

**STATE OF ALABAMA
SHELBY COUNTY**

Before me, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Mickey Stange**, as Proposed Interim Trustee, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day, that being informed of the contents of the foregoing document he/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of Sept., 2009.

Melba Whitehead
Notary Public

My Commission Expires 3-21-2012

My Commission Expires:

Raymond Whitehead
Raymond Whitehead

STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Raymond Whitehead**, as Proposed Interim Trustee, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day, that being informed of the contents of the forgoing document he/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of Sept., 2009.

Melba Whitehead
Notary Public
My Commission Expires 3-21-2012

My Commission Expires:

Betty Sue Brasher
Betty Sue Brasher

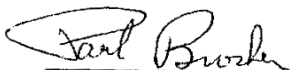
STATE OF ALABAMA
SHELBY COUNTY

Before me, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Betty Sue Brasher**, as Proposed Interim Trustee, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day, that being informed of the contents of the forgoing document he/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of Sept., 2009.

Melba Whitehead
Notary Public
My Commission Expires 3-21-2012

My Commission Expires:

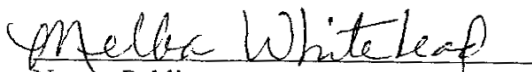


Paul Brasher

**STATE OF ALABAMA
SHELBY COUNTY**

Before me, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **Paul Brasher**, as Proposed Interim Trustee, whose name is signed to the foregoing document, and who is known to me, acknowledged before me on this day, that being informed of the contents of the foregoing document he/she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 15th day of Sept., 2009.



Notary Public

My Commission Expires 3-21-2012

My Commission Expires: