

Declaration of Vacation of Portion of Easement

Whereas the City of Pelham Planning Commission held a duly publicized meeting on May 14, 1992 and unanimously voted to vacate the portion of the utility easement which is encroached upon by the house and porch shown in the survey dated April 18, 1992 and prepared by Michael H. Vinson concerning lot 53, Saddle Run Subdivision, as recorded in Map Book 11, page 28, in the Office of the Judge of Probate in Shelby County, Alabama; a copy of said survey is attached to and incorporated herein.

Inst # 1992-12464

Now, therefore, the City of Pelham Planning Commission does hereby declare that portion of the said utility easement described above to be vacated.

In witness whereof, the City of Pelham Planning Commission has executed and delivered this vacation on the 24th day of June, 1992 and assents to the recording thereof.

City of Pelham Planning Commission
BY: [Signature]
Robert Cleveland, Chairman

State of Alabama)
County of Shelby)

Courtney Mason
I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Robert Cleveland, whose name as Chairman of the City of Pelham Planning Commission, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such chairman and full authority, executed the same voluntarily for and as the act of said Commission.

GIVEN UNDER MY HAND THIS THE 24th DAY OF JUNE, 1992.

[Signature]
Notary Public

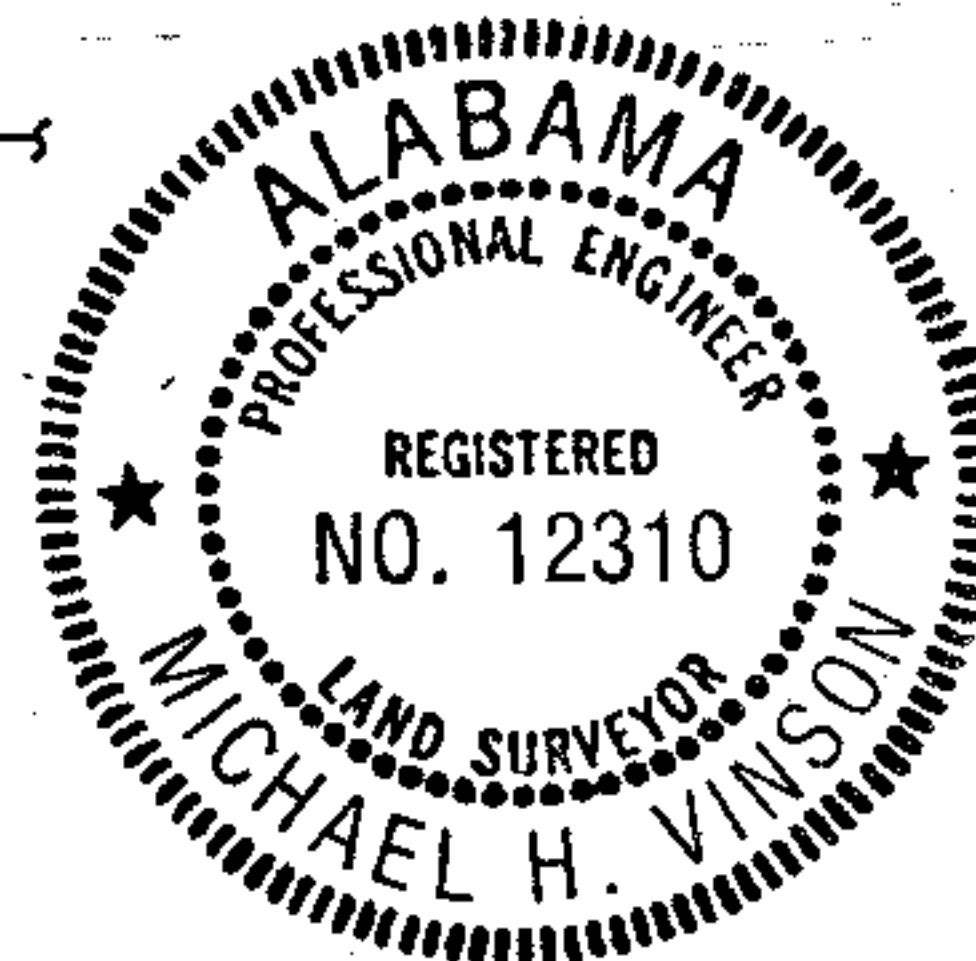
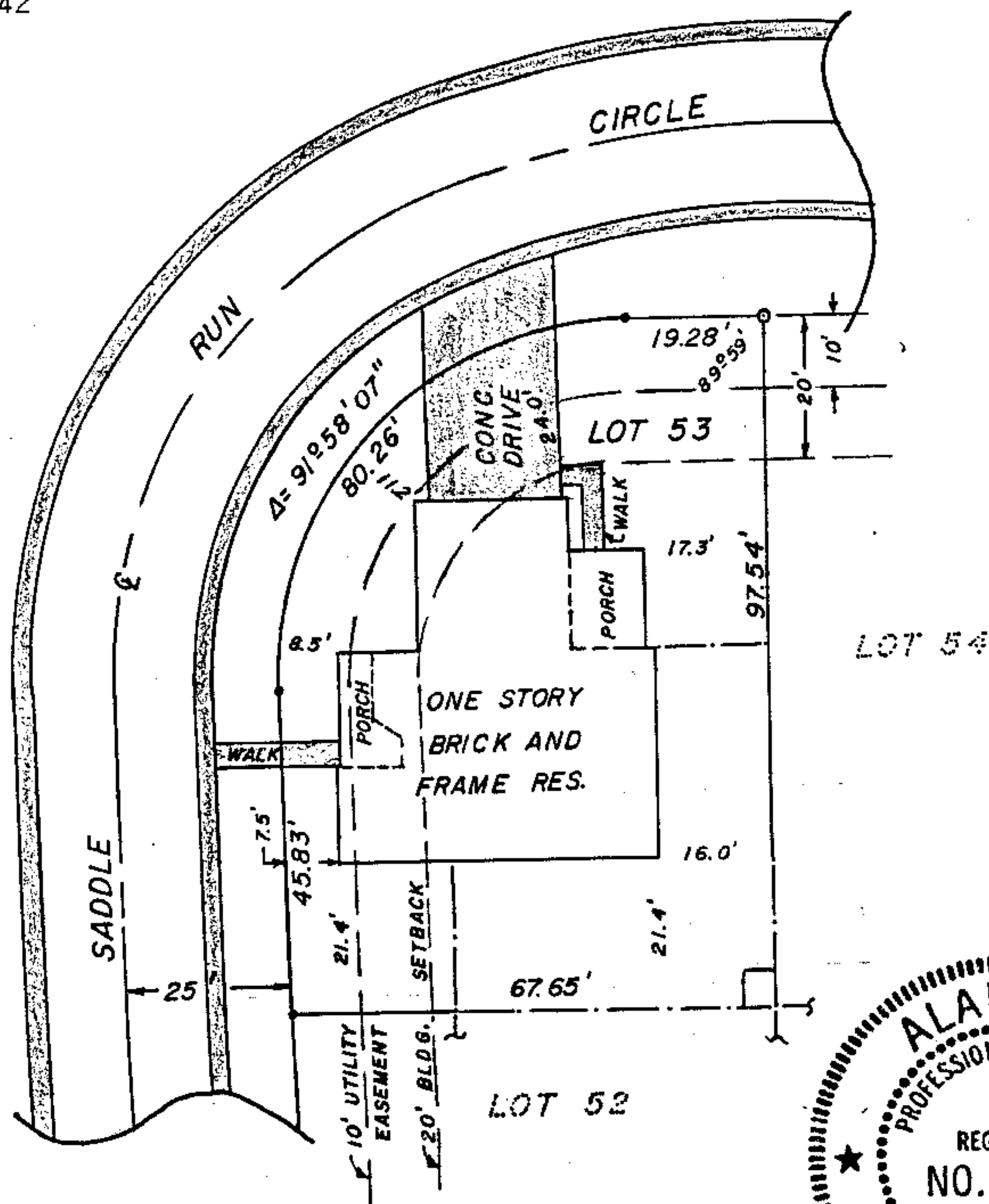
M. H. VINSON & ASSOCIATES
3713 CUMBERLAND TRACE
BIRMINGHAM, ALABAMA 35242
PHONE (205) 995-8442



SCALE: 1" = 30'
DATE: 4-18-92

LEGEND

- EXISTING IRON
- POINT
- WOOD FENCE



STATE OF ALABAMA
SHELBY COUNTY

I, Michael H. Vinson, a Registered Engineer and Land Surveyor in the State of Alabama, do hereby certify that this is a true and correct plat or map of Lot 53, Saddle Run Subdivision, as recorded in Map Book 11, Page 28, in the office of the Judge of Probate Shelby County, Alabama. The buildings on said premises are within the property lines as shown and there are no visible encroachments of buildings, right of ways, easements or joint driveways over or across said land except as shown; there are no visible encroachments by electric or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown. I further certify that I have checked the appropriate Flood Hazard Boundary Map and said lot does not lie in a special flood hazard area (Zone C) according to my survey on April 18, 1992, of Lot 53, located at 4051 Saddle Run Circle, Helena, Alabama 35080.

SIGNED: *Michael H. Vinson*
Michael H. Vinson
Reg. No. 12310

Council Members

Ken Maynard

Connie LaBue

Willard Payne

Jim Phillips

Karyl Rice



*Mayor
Bobby Hayes*

*City Clerk
Peggy Bates*

May 26, 1992

Mr. Wesley Day
D & C Homes
2024 Wood Sorrell Drive
Birmingham, Alabama 35244

RE: Lot 53
4051 Saddle Run Circle
Saddle Run Subdivision

Dear Mr. Day:

The Pelham Planning Commission voted unanimously to vacate the easement on the above referenced property at its May 14, 1992 meeting. If you have any questions concerning this matter, please feel free to contact my office.

Sincerely,

Bobby Hayes - Mayor
City of Pelham

BH/dt

Lot 53, according to the Map of Saddle Run Subdivision, as recorded in Map Book 11, Page 28, in the Probate Office of Shelby County, Alabama. Mineral and mining rights excepted.

Council Members

*Ken Maynard
Connie LaBue
Willard Payne
Jim Phillips
Karyl Rice*



*Mayor
Bobby Hayes*

*City Clerk
Peggy Bates*

MINUTES

ZONING BOARD OF ADJUSTMENT

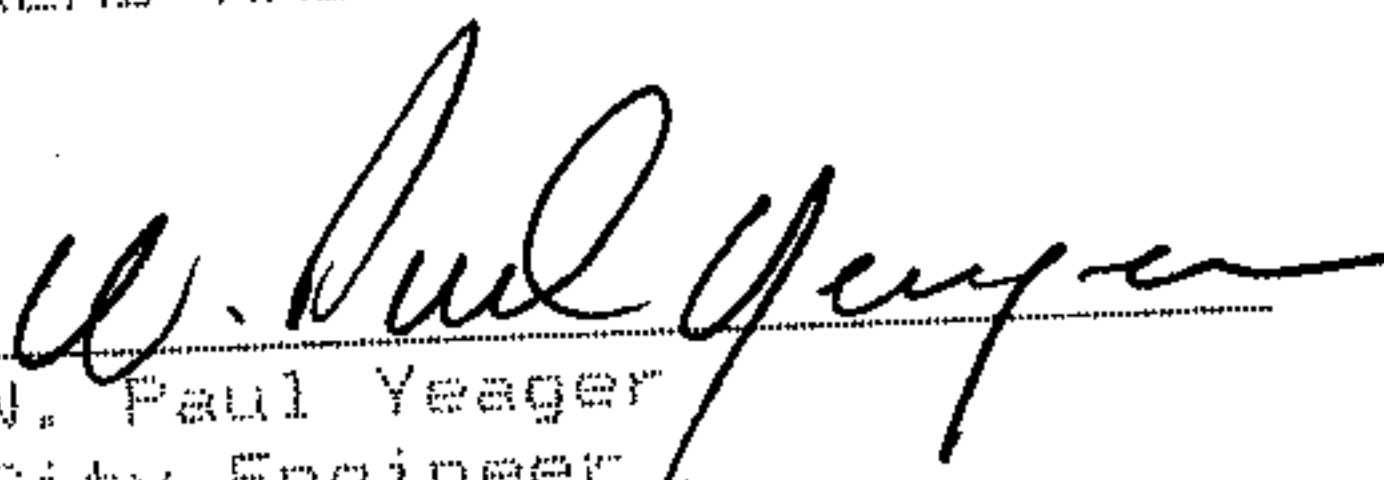
SEPTEMBER 13, 1991

The Zoning Board of Adjustment for the City of Pelham met at 8:00 a.m. Friday, September 13, 1991. Members present were: Peggy Bates, Gary Waters, Kay Wallace, Jim Martin.

The purpose of the meeting was to consider a variance from the terms of the Zoning Ordinance to allow the encroachment on the building setback line for the residence located at Lot 53, 4051 Saddle Run Circle, Saddle Run Subdivision.
Applicant: D&C Homes, Inc.

The board after hearing the above request voted unanimously to approve the request as presented.

READ AND APPROVED:


W. Paul Yeager
City Engineer

WPY/js

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06/29/1992-12464
10:35 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 14.00

City of Pelham P.O. Box 1449, 3162 Pelham Parkway Pelham, Alabama 35124 205/663-3901, 663-6304