

Marty B. Handlon  
Mayor



J. Mark Frey  
City Clerk

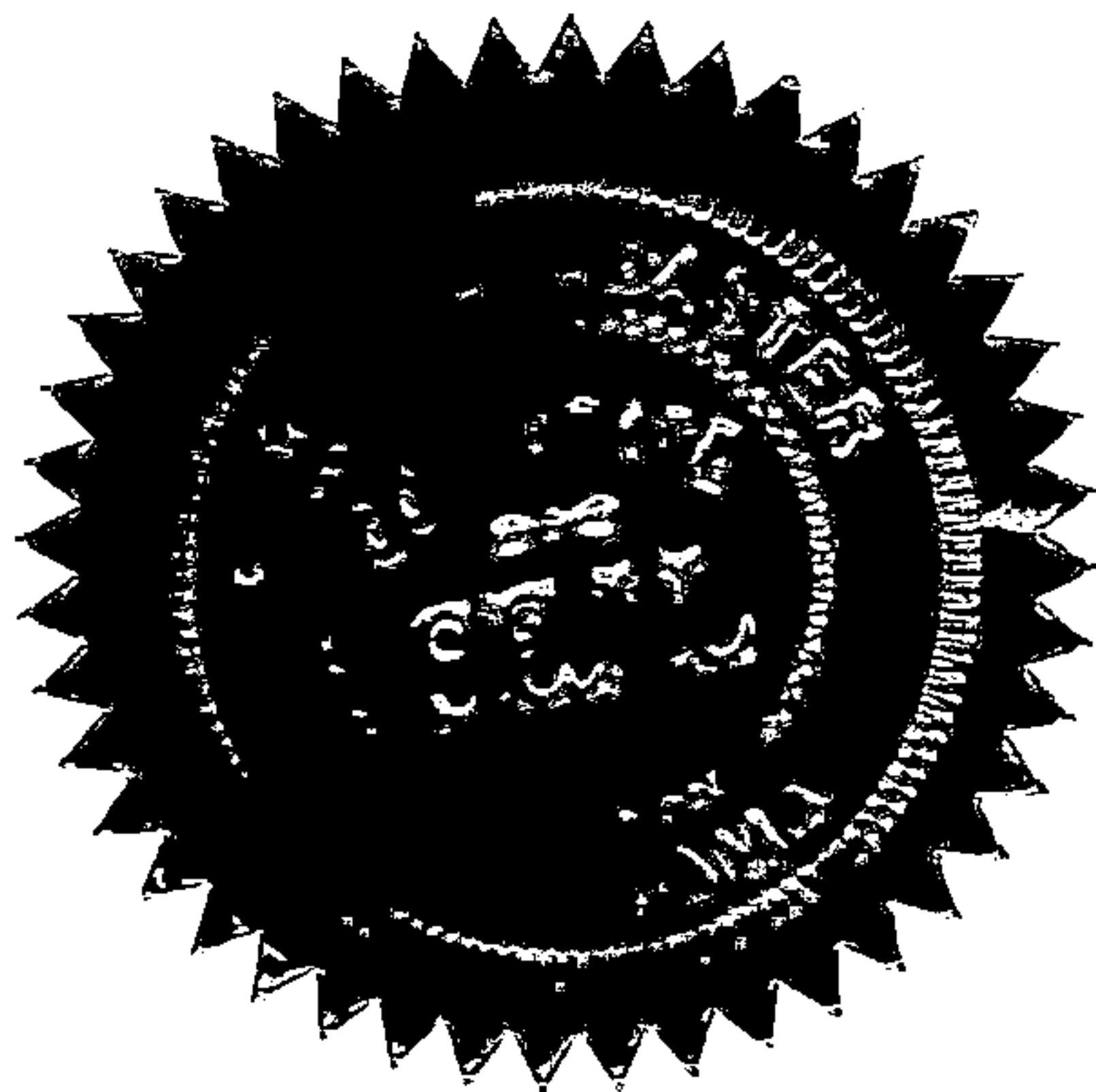
## Administration

August 7, 2020


I, J. Mark Frey, as the undersigned qualified Clerk for the City of Alabaster, Alabama, and by State Law, the custodian of all records of the City of Alabaster, Alabama, do hereby certify that the attached, **Resolution 021720-F A Resolution Consenting to the Vacation of Buck Creek Cotton Mills**, also attached hereto, is a true correct copy of the original documents on file in the permanent records of the Clerk's office at City Hall within the corporate limits of the City of Alabaster, Alabama, kept in the ordinary course of business for the City.

In witness whereof, these documents are true and accurate, and I have hereunto set my hand and affixed the official seal of the City of Alabaster, Alabama on this the 7<sup>th</sup> day of August 2020.

  
J. Mark Frey, City Clerk



1953 Municipal Way, Alabaster, Alabama 35007  
Phone 205-664-6800 Fax 205-664-6841

  
20200812000345260 1/9 \$48.00  
Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT

Council member Bedsole introduced the following Resolution, which was seconded by Council Member Rakestraw



**RESOLUTION 021720-F**

**A RESOLUTION CONSENTING TO THE VACATION OF BUCK CREEK COTTON MILLS**

**Whereas**, the attached Declaration of Vacation ("Declaration"), executed and acknowledged by all owners having an interest in the real property adjacent to the land shown to be vacated on the attached Exhibit 'A' which Declaration is to be recorded in the Office of the Judge of Probate of Shelby County, Alabama, and which has been filed with the City Council of the City of Alabaster, declaring the alleys and right of ways to be vacated and abandoned, as more particularly described in the Declaration; and

**Whereas**, Section 32-2-54 CODE OF ALABAMA (1975) requires the assent of the governing body of the municipality to any Declaration of Vacation; and

**Whereas**, the City Council of the City of Alabaster, Alabama, has considered said Declaration and abandonment and it is the opinion of the City Council that the proposed vacation and abandonment declared therein will not affect the means of ingress and egress to and from the property reflected on the plat, and convenient means of ingress and egress to and from their property will be afforded to all property owners owning property in the tract of land embraced in the plat, either by the remaining streets and alleys dedicated by such map, plat or survey, or by other streets or alleys dedicated; and

**Whereas**, it appears to the City Council of the City of Alabaster, Alabama, that the allegations of the Declaration are true; and all of the property owners owning real property reflected on the plat have entered into the execution of the Declaration; that the provisions of Section 32-2-54 CODE OF ALABAMA (1975), as amended, have been strictly complied with; and that the Declaration is sufficient to effectuate the vacation and abandonment referenced therein.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Alabaster, Alabama as follows:

1. The assent of the City Council of the City Alabaster, Alabama, is hereby given to the vacation of the alleys and rights of way to be vacated and abandoned in conformity with the Declaration heretofore filed.
2. The City Council of the City of Alabaster, Alabama, does hereby vacate and abandon any interest of the City of Alabaster, Alabama in the alleys and rights of way, as described in the Declaration, such that the vacated property shall return to private ownership.
3. The City Clerk is hereby authorized to append a certified copy of this Resolution to the Declaration of Vacation.

**ADOPTED AND APPROVED THIS 17TH DAY OF FEBRUARY 2020.**

ATTEST:

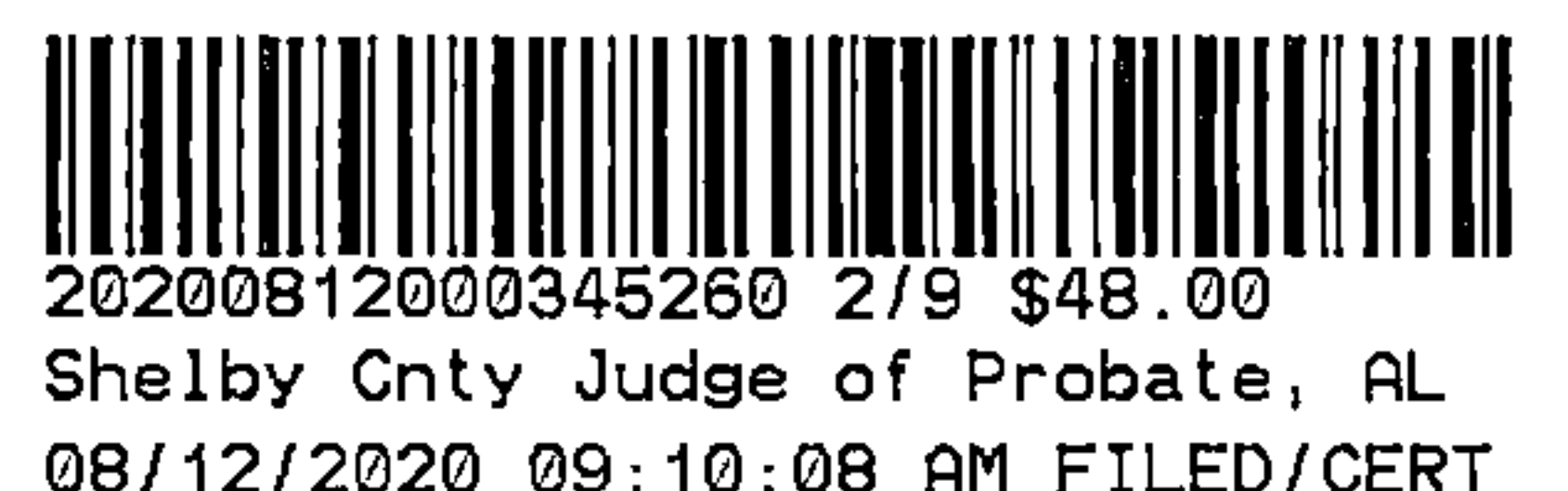
J. Mark Frey  
J. Mark Frey, City Clerk

CITY OF ALABASTER

Scott Brakefield  
By: Scott Brakefield, Council President

APPROVED:

Marty B. Handlon  
Marty B. Handlon, Mayor



**DECLARATION OF VACATION OF STREET  
AND  
RIGHT-OF-WAY**

---

KNOW ALL MEN BY THESE PRESENTS, that

WHEREAS, the undersigned are all of the owners of land as shown on the Plat of Buck Creek Cotton Mills as recorded in Map Book 3, Page 8 in the Office of the Judge of Probate of Shelby County, Alabama which abuts the street and right-of-way depicted and described on the attached Exhibit A as "Vacation Area #2", "Vacation Area #3", and "Vacation Area #4", collectively the "Vacated Property".

WHEREAS, the undersigned desire that the right-of-way easement and public roads on the depicted Vacated Property be vacated such that the Vacated Property returns to private ownership without burden of the right-of-way or roadway.

WHEREAS, the Vacated Property is located entirely within the city limits of the City of Alabaster, Alabama.

WHEREAS, the Vacated Property has not been opened as a public street or roadway; and

WHEREAS, the property adjacent to the Vacated Property has street access and will not be landlocked.

NOW, THEREFORE, as provided by § 35-2-54, CODE OF ALABAMA (1975), the undersigned hereby declares the Vacated Property, as shown on Exhibit A, to be vacated and all public rights therein to be divested, including any rights which may have been acquired by prescription.

IN WITNESS WHEREOF, the undersigned owners have hereunto set their hands and seals on this 31<sup>st</sup> day of December, 2019.

**PARCEL #s 23-1-11-2-001-008.000  
and 23-1-11-1-001-004.000:**

DEWEY V. AND KI PUN S. GLASS  
CHARITABLE REMAINDER UNITRUST

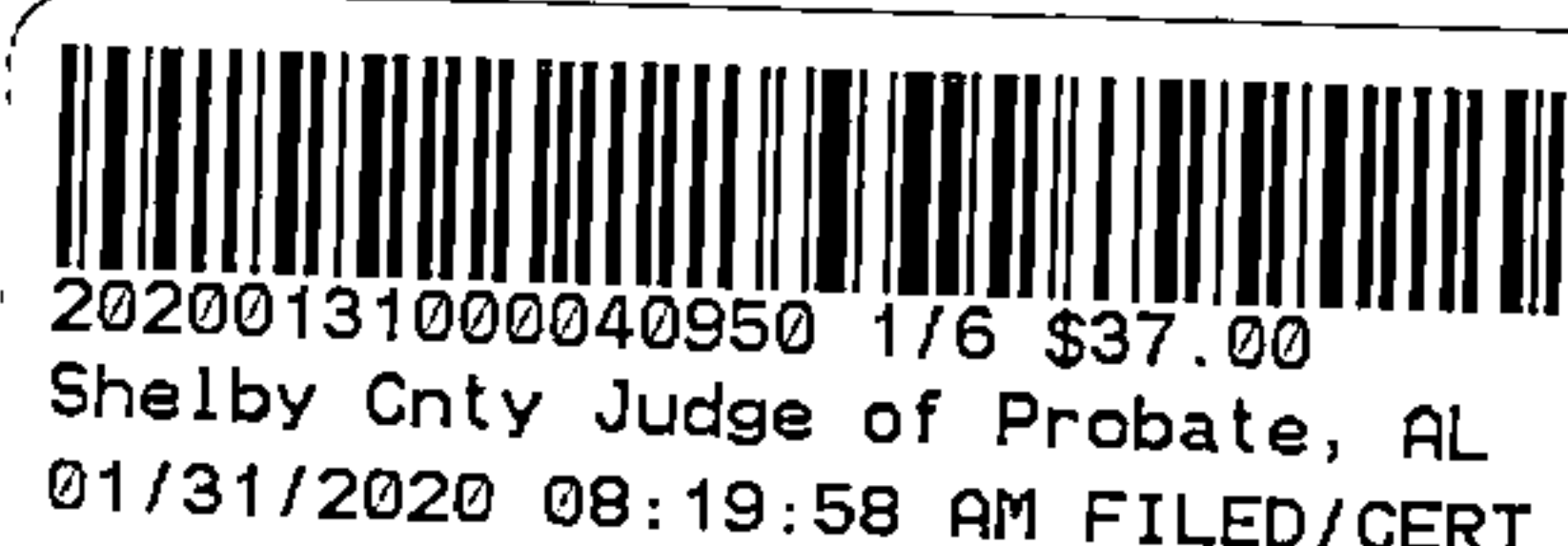
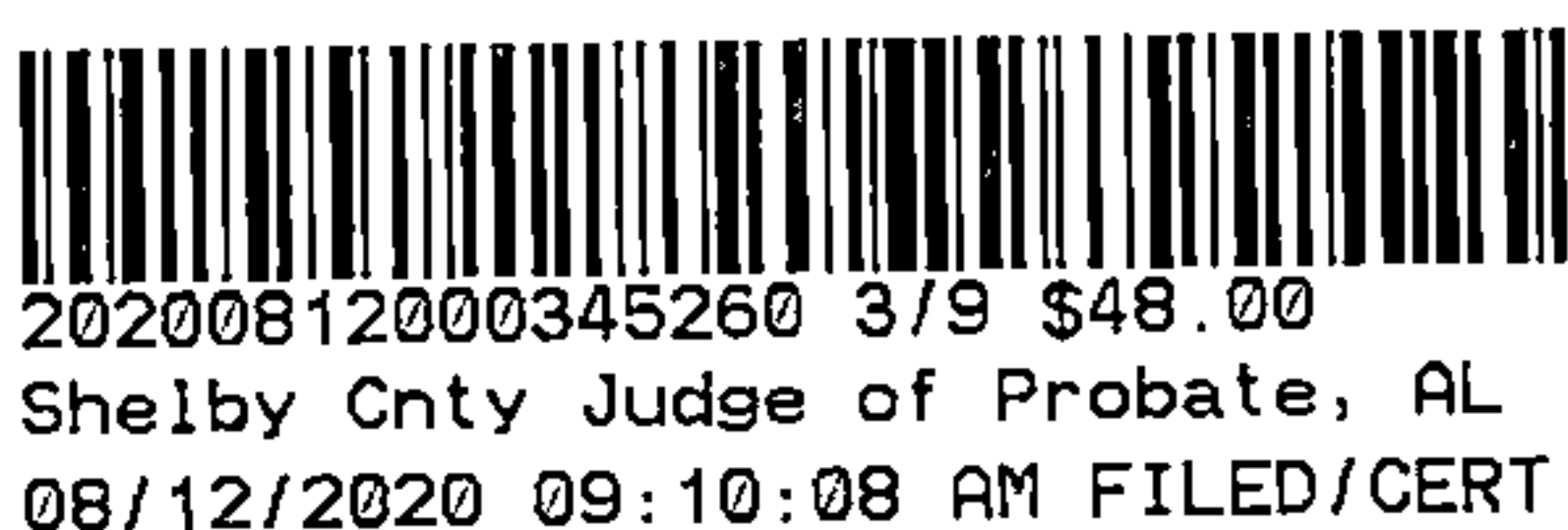
BY: X *Dewey V. Glass*  
Dewey V. Glass

ITS: Trustee

GREGORY B. AND TANNER S. GLASS  
CHARITABLE REMAINDER UNITRUST

BY: *Gregory B. Glass*  
Gregory B. Glass

ITS: Trustee





Parcel # 23-1-11-1-001-002.000:

Signed on  
separate page

CHENEY LIME CEMENT CO.

By: \_\_\_\_\_

Its: \_\_\_\_\_

Parcel # 23-1-11-2-001-007.000:

Sold interest to  
Zanthos who signed  
on separate page.

Ronnie D. Weldon  
(Mariam H. Weldon is deceased)

Parcel # 23-1-11-2-001-007.001:

Carey Hearn

Lisa Zuiderhoek Hearn

STATE OF ALABAMA )

Jefferson )  
SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Dewey V. Glass, whose name as trustee for the Dewey V. And Ki Pun S. Glass Charitable Remainder Unitrust, 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 the instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said Trust.

Given under my hand and official seal, this 17 day of December, 2019



Kacy Wood  
Notary Public

My Commission Expires: 14 November 2022



20200812000345260 4/9 \$48.00  
Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT



20200131000040950 2/6 \$37.00  
Shelby Cnty Judge of Probate, AL  
01/31/2020 08:19:58 AM FILED/CERT

STATE OF ALABAMA )

*Jefferson*  
SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Gregory B. Glass, whose name as Trustee for the Gregory B and Tanner S. Glass Charitable Remainder Unitrust, 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 the instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said Trust.

Given under my hand and official seal, this 17 day of December, 2019



*Kacy Wood*  
\_\_\_\_\_  
Notary Public  
My Commission Expires: 14 NOVEMBER, 2022

STATE OF ALABAMA )

SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that \_\_\_\_\_, whose name as \_\_\_\_\_ for Cheney Lime Cement Co, 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 the instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this \_\_\_\_\_ day of December, 2019

*See next page*

\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

20200812000345260 5/9 \$48.00  
Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT

20200131000040950 3/6 \$37.00  
Shelby Cnty Judge of Probate, AL  
01/31/2020 08:19:58 AM FILED/CERT

Parcel # 23-1-11-1-001-002.000:

CHENEY LIME CEMENT CO.

By:

Its:

STATE OF ALABAMA )  
SHELBY COUNTY )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Alan B. Cheney, Jr., whose name as President for Cheney Lime Cement Co, 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 the instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 31<sup>st</sup> day of December, 2019

Donna J. Pike

Notary Public

My Commission Expires: January 19, 2022



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Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT



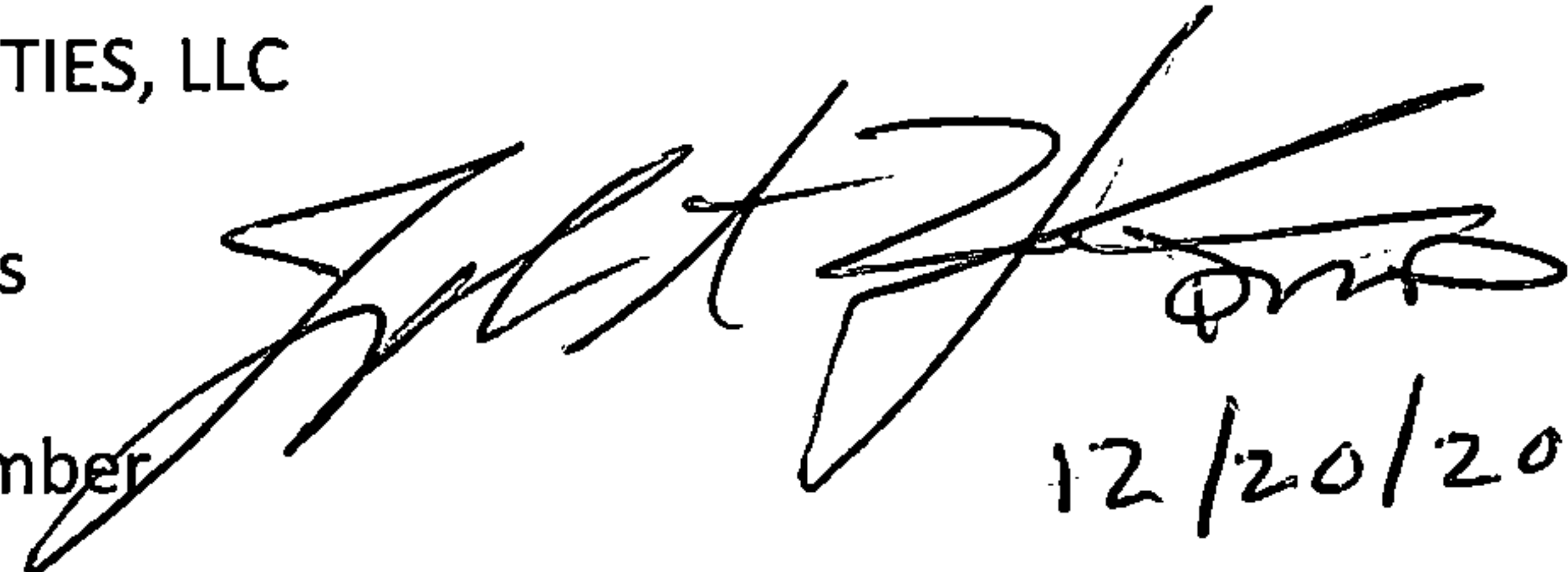
20200131000040950 4/6 \$37.00  
Shelby Cnty Judge of Probate, AL  
01/31/2020 08:19:58 AM FILED/CERT

Parcel # 23-1-11-2-001-007.000 and  
Parcel # 23-1-11-2-001-007.001:

ZANTHOS PROPERTIES, LLC

By: Joseph Zanthos

Its: Managing Member

  
12/20/2019

STATE OF ALABAMA )  
SHELBY COUNTY )

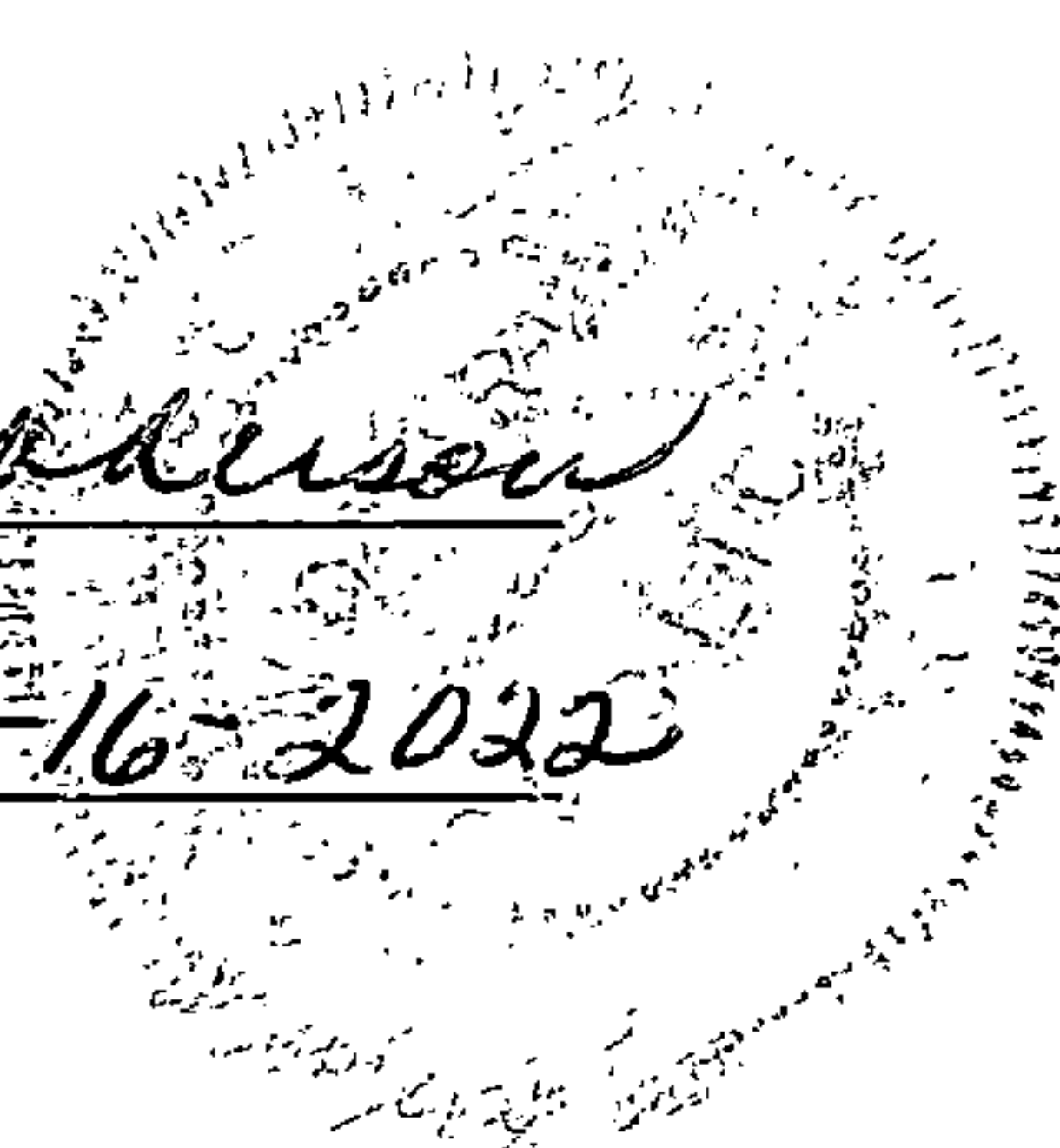
I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Joseph Zanthos, whose name as Managing Member for Zanthos Properties, LLC, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he as such officer and with full authority executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 20<sup>th</sup> day of December, 2019



Notary Public

My Commission Expires: 07-16-2022



20200131000040950 5/6 \$37.00  
Shelby Cnty Judge of Probate, AL  
01/31/2020 08:19:58 AM FILED/CERT

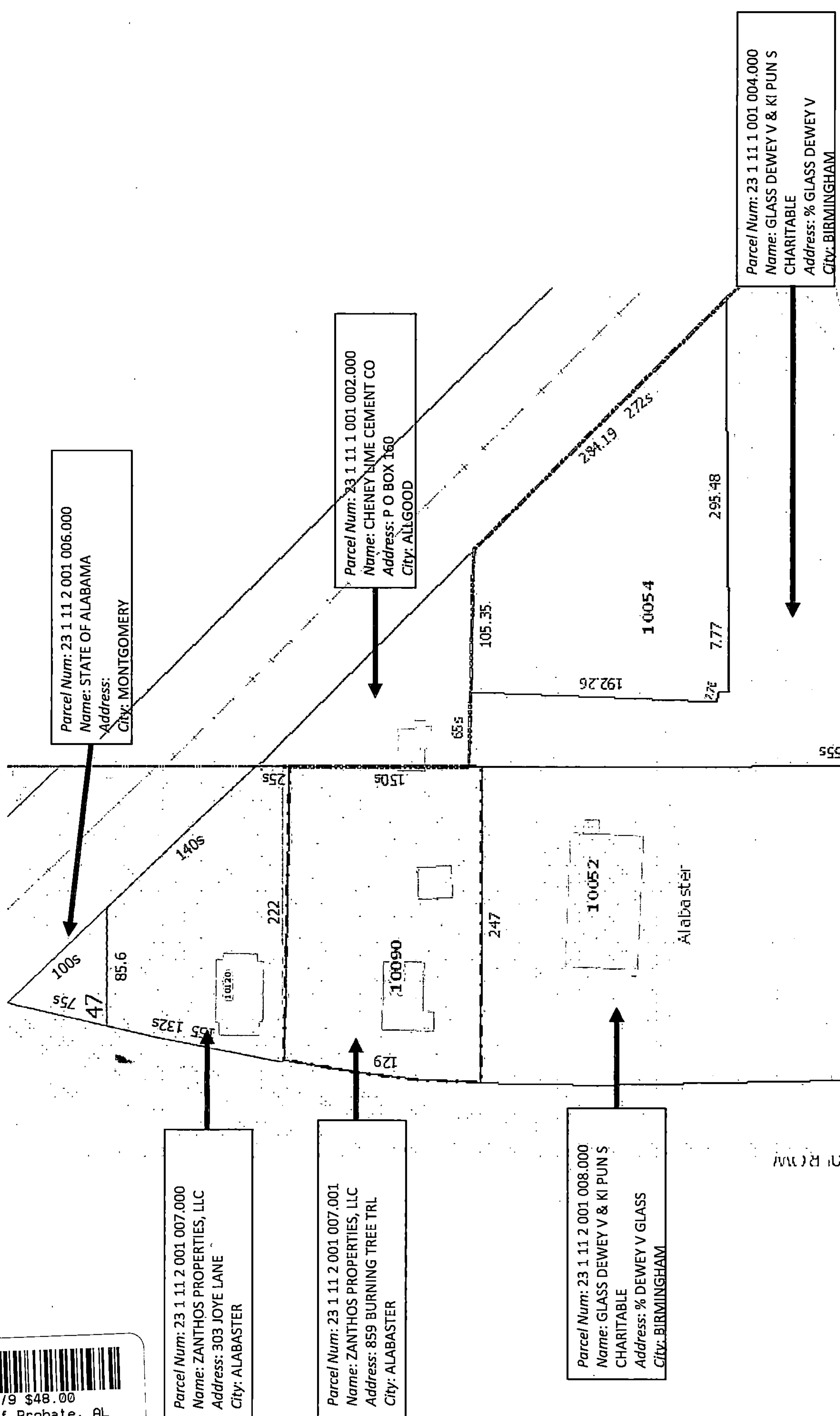


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Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT





20200812000345260 8/9 \$48.00  
Shelby Cnty Judge of Probate, AL  
08/12/2020 09:10:08 AM FILED/CERT



Parcel Num: 23 1 11 2 001 006.000  
Name: STATE OF ALABAMA  
Address:  
City: MONTGOMERY

Parcel Num: 23 1 11 1 001 002.000  
Name: CHENEY NIME CEMENT CO  
Address: P O BOX 160  
City: ALBGOOD

Parcel Num: 23 1 11 1 001 004.000  
Name: GLASS DEWEY V & KI PUN S  
CHARITABLE  
Address: % GLASS DEWEY V  
City: BIRMINGHAM

Parcel Num: 23 1 11 2 001 007.000  
Name: ZANTHOS PROPERTIES, LLC  
Address: 303 JOYE LANE  
City: ALABASTER

Parcel Num: 23 1 11 2 001 007.001  
Name: ZANTHOS PROPERTIES, LLC  
Address: 859 BURNING TREE TRL  
City: ALABASTER

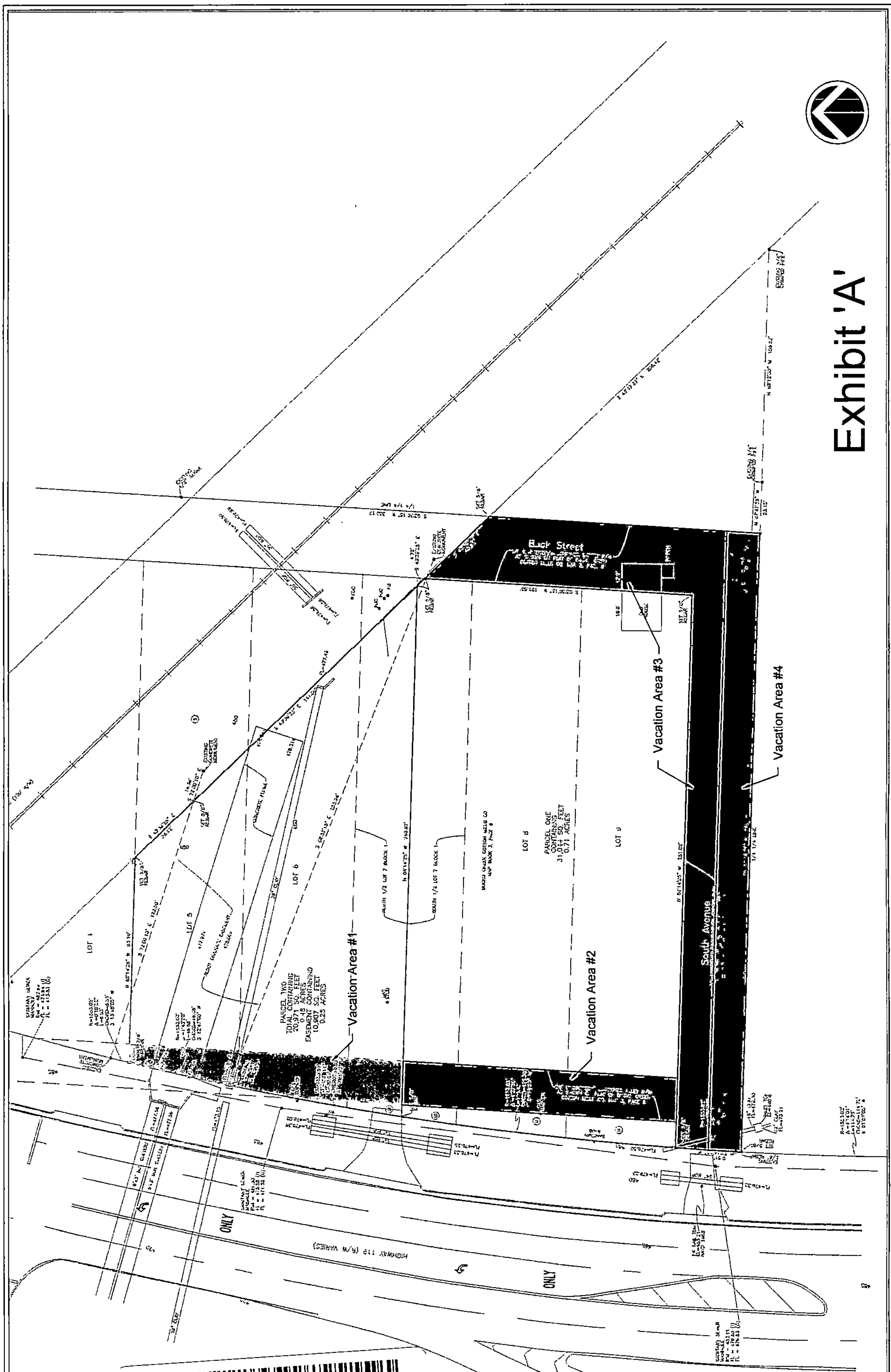
Parcel Num: 23 1 11 2 001 008.000  
Name: GLASS DEWEY V & KI PUN S  
CHARITABLE  
Address: % DEWEY V GLASS  
City: BIRMINGHAM

01 R (MM)





# Exhibit 'A'



20200131000040950 6/6 \$37.00  
Shelby Cnty Judge of Probate, AL  
01/31/2020 08:19:58 AM FILED/CERT

20200812000345260 9/9 \$48.00  
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