

RESOLUTION

328

WHEREAS, there has been exhibited to the Shelby County Commission a duly acknowledged instrument, dated the 11 day of March, 1978, executed by Jack McGuire Excavating Company, Inc.; Owens Enterprises, Inc.; Martin & Sons, Inc.; Donnie Tucker, Edgar Thomas and Robert Owens in like manner as conveyances of land, declaring vacated and annulled that portion of the paved road described as follows, to-wit:

That certain paved road traversing the following described real property, to wit:

A part of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 36, Township 19, Range 3 West described as follows:

Begin at the Northwest corner of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section and run thence along North line of said forty North, 88 degrees 30 minutes East 139.1 feet to beginning point of tract herein described, being on the East right of way line of Montgomery Highway; thence Southeast along the East right of way line of said highway South 36 degrees 30 minutes East, 360 feet to North margin of Little Cahaba Road; thence along North margin of said road as follows: North 64 degrees East, 244.1 feet; North 71 degrees East 131 feet; North 63 degrees 30 minutes East 85 feet; North 55 degrees 45 minutes East 214.7 feet to intersection of North line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section; thence along North line of said forty South 88 degrees 30 minutes West 810.5 feet to point of beginning. LESS AND EXCEPT the following described parcel: A parcel of land located in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36, Township 19 South, Range 2 West, Shelby County, Alabama, more particularly described as follows: Commence at the Northeast corner of said Section; thence in a Westerly direction along the North line of said Section, a distance of 362.50 feet to the point of beginning; thence continue along last described course, a distance of 277.20 feet; thence 131 degrees 45 minutes left, in a Southeasterly direction a distance of 146.25 feet; thence 79 degrees 30 minutes left, in a Northeasterly direction a distance of 210.33 feet to the Point of Beginning. The southernmost point of said paved road being described opening onto Valley Dale Road at a point approximately one hundred sixty-five (165) feet

24 PAGE 736

BOOK



19780412000043770 1/2 \$.00
Shelby Cnty Judge of Probate, AL
04/12/1978 12:00:00 AM FILED/CERT

east of the intersection of said Valley Dale Road and old U.S. Highway No. 31, and said paved road being described having its northernmost point along the northern boundary of the hereinbefore described real property approximately three hundred forty (340) feet from the northwest corner of said property.

WHEREAS, it has been made to appear that the said Jack McGuire Excavating Company, Inc.; Owens Enterprises, Inc.; Martin & Sons, Inc.; Donnie Tucker, Edgar Thomas and Robert Owens are the owners of all lands served by or abutting on that portion of the hereinabove described paved road in Shelby County, Alabama, and

WHEREAS, after vacation of the said portion of the said paved road as hereinabove described, convenient means of ingress and egress to and from their property will be afforded all other property owners owning property served by the aforesaid road and in land abutting upon the portion of the paved road vacated, by the remaining ways, streets and alleys available to the public.

NOW, THEREFORE, BE IT RESOLVED by the Shelby County Commission that the assent of this Commission be and the same is hereby given and granted to the vacation and annulment of that portion of said paved road hereinabove described, and all public rights and easements therein as set forth and declared in the aforesaid declaration of vacation, which said rights and franchises are hereby confirmed to the holders thereof.

ADOPTED this 10 day of ~~March~~^{April}, 1978.

Thomas A. Snowden, Jr.
Chairman of County Commission

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1978 APR 11 PM 2:09

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rec. 3.00

Dud. 1.00

4.00



19780412000043770 2/2 \$.00
Shelby Cnty Judge of Probate, AL
04/12/1978 12:00:00 AM FILED/CERT