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63
Councilman

Wheeler

introduced the

following resolution.

RESOLUTION

19801104000125510 1/5 \$.00
Shelby Cnty Judge of Probate, AL
11/04/1980 12:00:00 AM FILED/CERT

WHEREAS, a declaration signed by the owners of all the lands abutting the hereinafter described part of said alley situated in the Town of Alabaster, Alabama, County of Shelby, State of Alabama, vacating said alley has been duly presented to the Town Council of the Town of Alabaster, Alabama, for the assent of approval of said governing body, said declaration being hereto affixed, marked Exhibit "A", and made a part hereof, and

WHEREAS, the part of the alley referred to more particularly described as follows:

A 20 foot wide alley being 20 feet wide by 200 feet long lying East of Lots 12, 13, 14, and 15, and West of Lots 32, 33, 34 and 35, all in Block 30 Nickerson-Scott Survey as recorded in Map Volume 3 Page 34, in the Office of the Judge of Probate of Shelby County, Alabama.

and

WHEREAS, it appears to the Town Council of the Town of Alabaster, Alabama, that the vacation of said alley is in order and that convenient and reasonable means of ingress and egress is afforded to all property owners within the area of said alley.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF ALABASTER, AS FOLLOWS:

That the vacation of the hereinabove part of said alley is in order and the Town Council does hereby assent to and approve and the same is hereby vacated pursuant to the provisions of Title 23, Section 4-20, Code of Alabama, 1975.

Said resolution was read at length and thereupon Councilman

Wheeler

moved that unanimous consent of the Mayor and Council be given for the immediate consideration of and action upon said resolution, which motion was seconded by Councilman

Reagin

. Said motion for unanimous consent was submitted to a vote and said vote resulted as follows:

AYES: Councilman

Wheeler

Reagin

Farris

Orisk

and

McCurry

Shelby Hall as Alabaster

Alabaster, Ala.

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RESOLUTION

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NAYS: None

thereupon the Mayor is open council declared said motion carried and unanimous consent given for immediate consideration of the action upon said resolution.

Councilman W. L. Lister moved that said resolution be adopted, which motion was seconded by Councilman Reagin. Said motion for the adoption of said resolution was submitted to a vote of the Mayor and Council and said vote resulted as follows:

AYES: Councilman W. L. Lister, Reagin, McCune,
Dick, and Farriss.

NAYS: None

Mayor H. A. Rubin declared the motion carried and said resolution passed and adopted as introduced and read.

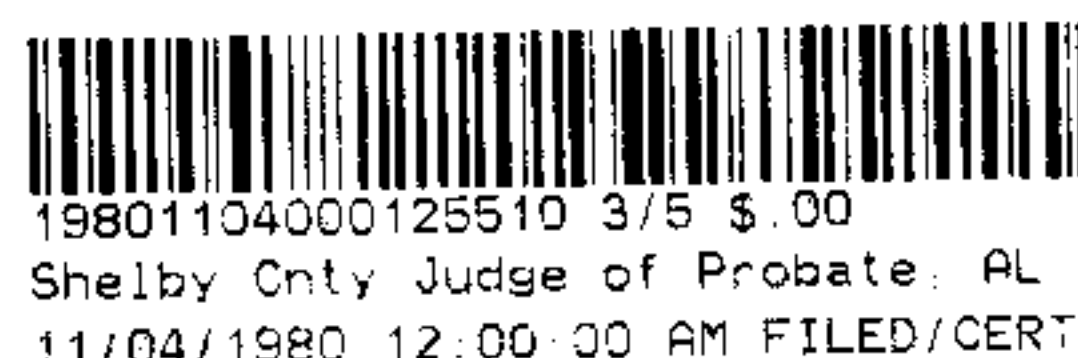
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Shelby Cnty Judge of Probate. AL
11/04/1980 12:00:00 AM FILED/CERT

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EXHIBIT "A"

STATE OF ALABAMA

SHELBY COUNTY



DECLARATION OF VACATION OF A PART OF
A CERTAIN ALLEY WITHIN THE TOWN OF
ALABASTER, ALABAMA

WHEREAS, we the undersigned, Donald L. Lathem and wife, Margaret Erwin Lathem, separately and severally, are the owners of the property abutting the hereinafter described part of a allen in the Nickerson-Scott survey, which is more particularly described as follows:

A 20 foot wide alley being 20 feet wide by 200 feet long lying East of Lots 12, 13, 14, and 15, and West of Lots 32, 33, 34 and 35, all in Block 30 Nickerson-Scott Survey as recorded in Map Volume 3 Page 34, in the Office of the Judge of Probate of Shelby County, Alabama.

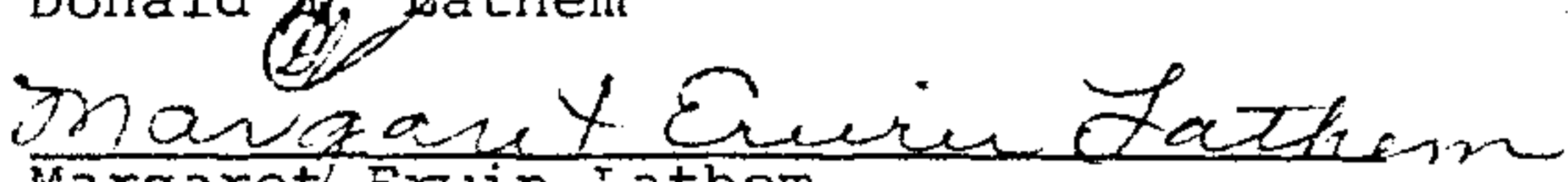
WHEREAS, we the said Donald L. Lathem and wife, Margaret Erwin Lathem do hereby declare the hereinafter described alley in the Nickerson-Scott survey to be vacated which said property is more particularly described as setout hereinabove.

We the said Donald L. Lathem and wife, Margaret Erwin Lathem do hereby, pursuant to and in accordance with the provisions of Title 23, Section 4-20, Code of Alabama, 1975, join in the execution of this written Declaration of Vaction of part of said alley, the same being within the city limits of Alabaster, Alabama, a municipality, do hereby pray and request the assent of the Mayor and Council of the Town of Alabaster, Alabama, to said vacation of part of said alley, and its approval of same.

Said part of said alley is not open and such vacation will not deprive other property owners of a convenience and reasonable means of ingress and egress to their property.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this the 3rd day of November, 1980.


Donald L. Lathem

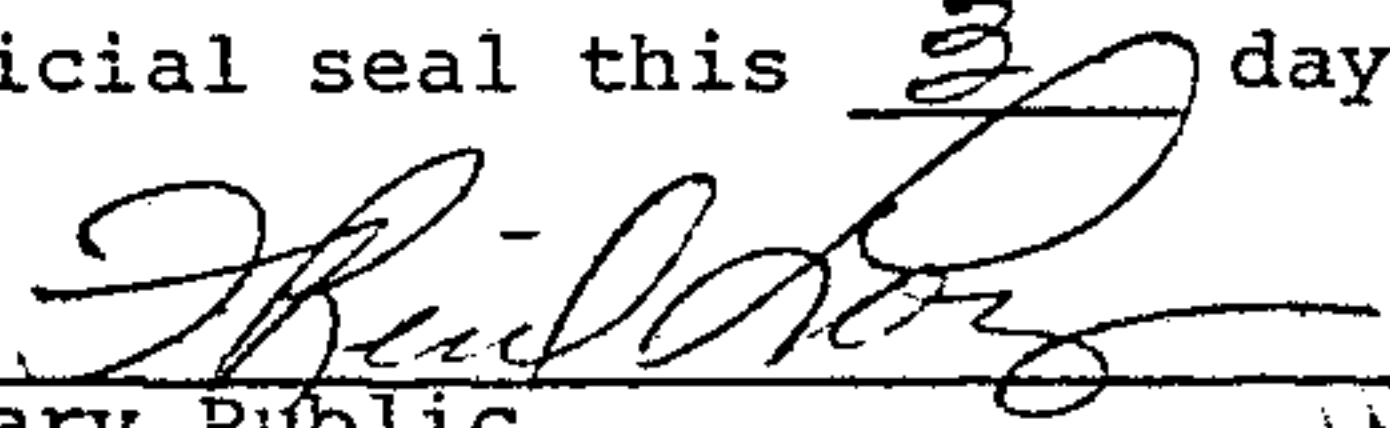

Margaret Erwin Lathem

DECLARATION OF VACATION OF A PART OF
ALLEY IN ALABASTER, ALABAMA.
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STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Donald L. Lathem and wife, Margaret Erwin Lathem whose names are signed to the foregoing declaration of vacation of part of alley, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance they executed the same voluntarily on the day the same bears date.

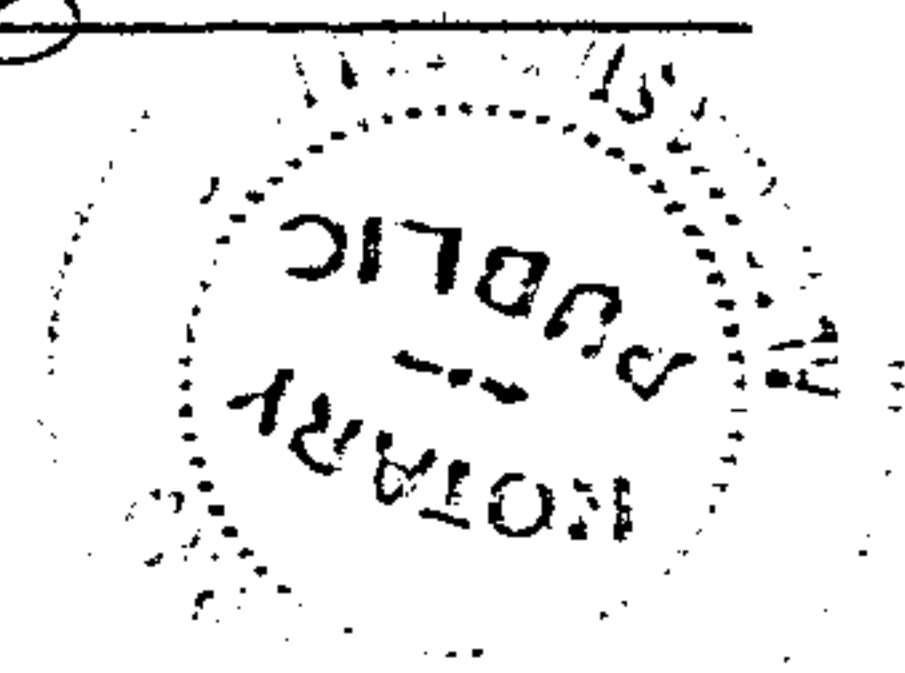
Given under my hand and official seal this 3 day of November, 1980.


Notary Public

My Commission Expires April 23, 1983



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Shelby Cnty Judge of Probate, AL
11/04/1980 12:00:00 AM FILED/CERT



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C E R T I F I C A T E

November 3, 1980

STATE OF ALABAMA)

COUNTY OF SHELBY)

The undersigned hereby certifies that she is City Clerk of the City of Alabaster and that as such she is custodian of the records of the municipality and keeper of the journal of proceedings of the City Council; and she further certifies that the foregoing is a true and accurate copy of Resolution No. 75 duly enacted by the City Council of the said city at a regular meeting thereof on the 3rd day of November, 1980, and passed on roll call vote as shown on the foregoing.

Dated this 3rd day of November, 1980.

Dorothy Henry

DOROTHY HENRY
CITY CLERK



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Shelby Cnty Judge of Probate. AL
11/04/1980 12:00:00 AM FILED/CERT

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

1980 NOV -4 AM 9:55

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rec. 7.50
Ind. 1.00

8.50

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