

1562

RESOLUTION NO. 1017-91

WHEREAS, Riverchase Medical Directors are

the owners of all the property abutting or adjacent to the following described easement proposed to be vacated, situated in Shelby County, Alabama, to-wit:

Description of a 20 ft. wide easement to be vacated lying 10 ft. on either side of the centerline, said centerline being more particularly described as follows: Part of Lot 2 Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 11, Page 105, and being more particularly described as follows: From the most southerly corner of Lot 2, run north 46 degrees 10 minutes 14 seconds west for a distance of 109.57 feet to the centerline of an existing 20 ft. easement being the point of beginning; thence turn an angle to the right and run north 43 degrees 44 minutes 12 seconds east for a distance of 182.05 feet, more or less, to a point on the east line of said Lot 2 and being the point of ending.

Part of Lots 4 and 5 Medplex, as recorded in the Office of the Judge of probate, Shelby County, Alabama, in Map Book 11, Page 105, and being more particularly described as follows: a 20 ft. easement to be vacated lying 10 feet on either side of centerline, said centerline being more particularly described as follows: From the northwest corner of said Lot 4, run south 46 degrees 10 minutes 14 seconds east 138.33 feet to a common corner of said Lots 4 and 5 in said Medplex Subdivision; thence turn an angle to the left of 90 degrees 00 minutes and run north 43 degrees 49 minutes 46 seconds east, for a distance of 115.0 feet; thence turn an angle to the right of 90 degrees and run south 46 degrees 10 minutes 14 seconds east for a distance of 47.10 feet to the end of an existing 20 foot easement and being the point of beginning; thence continue south 46 degrees 10 minutes 14 seconds east along the centerline of the existing 20 foot easement for a distance of 175.0 ft. to the point of ending.

Part of Lots 2, 4 and 5, Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 11, Page 105 and being more particularly described as follows: A 20 ft. easement, lying 10 ft. on either side of the centerline, said centerline being more particularly described as follows: From the northwest corner of said lot 4, run south 46 degrees 10 minutes 14 seconds east, 138.33 feet to a common corner of said Lots 4 and 5; thence turn an angle to the left of 90 degrees 00 minutes and run north 43 degrees 49 minutes 46 seconds east for a distance of 105.0 feet to the point of beginning; thence turn an angle to the right of 180 degrees 00 minutes and run south 43 degrees 49 minutes 46 seconds west for a distance of 243.33 feet, more or less, to a point of intersection with the west line of said lot 4, being the point of ending.

Part of Lots 4 and 5 Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 11, Page 105, and being more particularly described as follows: From the northwest corner of said lot 4, run south 46 degrees 10 minutes 14 seconds east for a distance of 138.33 feet; thence turn an angle to the left of 90 degrees 00 minutes and run north 43 degrees 49 minutes 46 seconds east for a distance of 105.0 feet; thence turn an angle to the right of 90 degrees 00 minutes and run south 46 degrees 10 minutes 14 seconds east for a distance of 67.10 feet; thence turn angle to the left of 90 degrees 00 minutes and run north 43 degrees 49 minutes 46 seconds east for a distance of 65.0 feet; thence turn an angle to the right of 90 degrees 00 minutes and run south 46 degrees 10 minutes 14 seconds east for a distance of 142.02 feet to a point of intersection with the northwesterly edge of an

BOOK 339 PAGE 239

*Hoover*

existing 50 ft ingress-egress easement and called point "A"; thence turn an angle to the left and run north 43 degrees 04 minutes 24 seconds east for a distance of 143 feet, more or less, to a point of intersection with the southwest right-of-way line of Southlake Parkway and being the point of beginning; thence turn an angle to the right of 180 degrees 00 minutes and run south 43 degrees 04 minutes 24 seconds west for a distance of 143 feet, more or less, to point "A"; thence turn an angle to the right and run north 46 degrees 10 minutes 14 seconds west for a distance of 152 feet, more or less, to a point of bending of the existing easement line; thence turn an angle to the left and run south 78 degrees 34 minutes 37 seconds west for a distance of 81 feet, more or less, to a point on the common property line of Lots 4 and 5 in said Medplex Subdivision; thence run north 46 degrees 10 minutes 14 seconds east for a distance of 21 feet, more or less, to a point on the northerly edge of the existing 20 ft easement as shown on the recorded plat of said Medplex Subdivision; thence turn an angle to the right and run north 43 degrees 49 minutes 46 seconds east for a distance of 3 feet, more or less, to a point of bending of said northerly line of said 20 ft. easement; thence turn an angle to the right and run north 78 degrees 34 minutes 37 seconds east along the north line of said 20 ft. easement for a distance of 201 feet, more or less, to another point of bending of said easement line; thence turn an angle to the left and run north 71 degrees 29 minutes 35 seconds east for a distance of 27 ft., more or less, to a point of intersection with the curved southwest right of way line of Southlake Parkway; thence turn an angle to the right and run along the arc of said curved southwest right of way line of Southlake Parkway for a distance 94 ft., more or less, to the point of beginning.

WHEREAS, the above owners are desirous of vacating said easement described above and request that the assent of the Council of the City of Hoover, Alabama, be given as required by law in such cases;

After vacation of the above described easement convenient means of ingress and egress to and from the property will be afforded to all other property owners owning property in or near the tract of land embraced in said map, plat or survey;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Hoover, Alabama, that it does hereby assent to the vacation of the said easement as above described and that the same is hereby vacated and annulled and all public rights and easements therein are hereby divested.

DONE this 18th day of March, 1991.

W. B. Bullock  
President of the Council

APPROVED:

[Signature]  
Mayor

ATTEST:

[Signature]  
City Clerk

BOOK 339 PAGE 241

Clerk's Certification

I, Linda Crump, City Clerk for the City of Hoover, Alabama, hereby certify that the attached is a true and correct copy of Resolution No. 1017-91 which was adopted by the City Council of the City of Hoover, Alabama, on the 18<sup>th</sup> day of March, 19 91.

Linda Crump

APPLICATION FOR VACATION OF RIGHT OF WAY  
DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL THESE PRESENTS THAT: Whereas the undersigned party (parties) is (are) owner(s) of all the property abutting, or in any way served by the property herein described, and own all of the lands abutting on or touching said property, and as such owner(s) is desirous of vacating the easement herein described as provided by the Statutes of the State of Alabama.

NOW, THEREFORE, the undersigned party (parties), being the owner(s) of all lands abutting on the following described property,

See Attached Two Sheets

BOOK 339 PAGE 242  
does (do) hereby declare the above easement vacated and annulled, and all public rights and easements therein divested of the property.

The undersigned owner(s) further declared that after vacation of the said easement located as above described, and all public rights and easements therein, convenient means of ingress and egress to and from the property will be afforded to all other property owners owning property in or near the tract of land embraced in said map, plat, or survey by the remaining easements dedicated by said map, plat or survey.

IN TESTIMONY AND WITNESS WHEREOF, the part hereunto has signed and affixed its hand and seal this declaration of vacation on this the 21<sup>st</sup> day of February, 1991.

BY: Rivershore Medical Director  
BY: Steve Houghton

PHONE 871-7620

## WEYGAND SURVEYORS

SUBDIVISION PLANNING  
STREET IMPROVEMENTS  
STORM DRAINAGE  
AERIAL MAPPING

1700 SOUTH 29TH COURT  
SUITE 120  
BIRMINGHAM, ALABAMA 35209

SANITARY SEWERAGE  
TOPOGRAPHIC MAPPING  
PERCOLATION TESTS  
LAND SURVEYING

Description of easements to be vacated on the Resurvey of Lots 2,4,& 5, Medplex:

### Description No. 1

Description of a 20 foot wide easement to be vacated lying 10 feet on either side of the centerline, said centerline being more particularly described as follows:

Part of Lot 7 Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in map book 11, page 105, and being more particularly described as follows: From the most southerly corner of Lot 2, run north  $46^{\circ}10'14''$  west for a distance of 109.57 feet to the centerline of an existing 20 foot easement being the point of beginning; thence turn an angle to the right and run north  $43^{\circ}44'12''$  east for a distance of 182.05 feet, more or less, to a point on the east line of said Lot 2 and being the point of ending.

### Description No. 2

Part of Lots 4 and 5 Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in map book 11, page 105, and being more particularly described as follows:

A 20 foot easement to be vacated lying 10 feet on either side of centerline, said centerline being more particularly described as follows: From the northwest corner of said Lot 4, run south  $46^{\circ}10'14''$  east 138.33 feet to a common corner of said Lots 4 and 5 in said Medplex Subdivision; thence turn an angle to the left of  $90^{\circ}00'$  and run north  $43^{\circ}49'46''$  east, for a distance of 115.0 feet; thence turn an angle to the right of  $90^{\circ}$  and run south  $46^{\circ}10'14''$  east for a distance of 47.10 feet to the end of an existing 20 foot easement and being the point of beginning; thence continue south  $46^{\circ}10'14''$  east along the centerline of the existing 20 foot easement for a distance of 175.0 feet to the point of ending.

### Description No. 3

Part of Lots 2,4, and 5, Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in map book 11, page 105 and being more particularly described as follows:

A 20 foot easement, lying 10 feet on either side of the centerline, said centerline being more particularly described as follows:

From the northwest corner of said lot 4, run south  $46^{\circ}10'14''$  east, 138.33 feet to a common corner of said Lots 4 and 5; thence turn an angle to the left of  $90^{\circ}00'$  and run north  $43^{\circ}49'46''$  east for a distance of 105.0 feet to the point of beginning; thence turn an angle to the right of  $180^{\circ}00'$  and run south  $43^{\circ}49'46''$  west for a distance of 243.33 feet, more or less,

( 2 )

to a point of intersection with the west line of said Lot 4, being the point of ending.

Description No. 4

Part of Lots 4 and 5, Medplex, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in map book 11, page 105, and being more particularly described as follows:

From the northwest corner of said Lot 4, run south  $46^{\circ}10'14''$  east for a distance of 138.33 feet; thence turn an angle to the left of  $90^{\circ}00'$  and run north  $43^{\circ}49'46''$  east for a distance of 105.0 feet; thence turn an angle to the right of  $90^{\circ}00'$  and run south  $46^{\circ}10'14''$  east for a distance of 67.10 feet; thence turn angle to the left of  $90^{\circ}00'$  and run north  $43^{\circ}49'46''$  east for a distance of 65.0 feet; thence turn an angle to the right of  $90^{\circ}00'$  and run south  $46^{\circ}10'14''$  east for a distance of 142.02 feet to a point of intersection with the northwesterly edge of an existing 50 foot ingress-egress easement and called point "A"; thence turn an angle to the left and run north  $43^{\circ}04'24''$  east for a distance of 143 feet, more or less, to a point of intersection with the southwest right-of-way line of Southlake Parkway and being the point of beginning; thence turn an angle to the right of  $180^{\circ}00'$  and run south  $43^{\circ}04'24''$  west for a distance of 143 feet, more or less, to point "A"; thence turn an angle to the right and run north  $46^{\circ}10'14''$  west for a distance of 152 feet, more or less, to a point of bending of the existing easement line; thence turn an angle to the left and run south  $78^{\circ}34'37''$  west for a distance of 81 feet, more or less, to a point on the common property line of Lots 4 and 5 in said Medplex Subdivision; thence run north  $46^{\circ}10'14''$  east for a distance of 21 feet, more or less, to a point on the northerly edge of the existing 20 foot easement as shown on the recorded plat of said Medplex Subdivision; thence turn an angle to the right and run north  $43^{\circ}49'46''$  east for a distance of 3 feet, more or less, to a point of bending of said northerly line of said 20 easement; thence turn an angle to the right and run north  $78^{\circ}34'37''$  east along the north line of said 20 foot easement for a distance of 201 feet, more or less, to another point of bending of said easement line; thence turn an angle to the left and run north  $71^{\circ}29'35''$  east for a distance of 27 feet, more or less, to a point of intersection with the curved southwest right of way line of Southlake Parkway; thence turn an angle to the right and run along the arc of said curved southwest right of way line of Southlake Parkway for a distance 94 feet, more or less, to the point of beginning.

BOOK 339 PAGE 244

1500  
300  
100

1900

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

91 APR 22 AM 10:35

JUDGE OF PROBATE