

2408

HIGHWAY DEPARTMENT
VACATION OF EASEMENT-TOMMY W. FISH
RESOLUTION #91-12-09-19

MOTION: Commissioner Armstrong - Approve vacation of
easement for public utilities over the east twenty
feet of Lot 10, Parkview, as recorded in the Office
of the Judge of Probate, Shelby County, Alabama in
Map Book 7, Page 44.

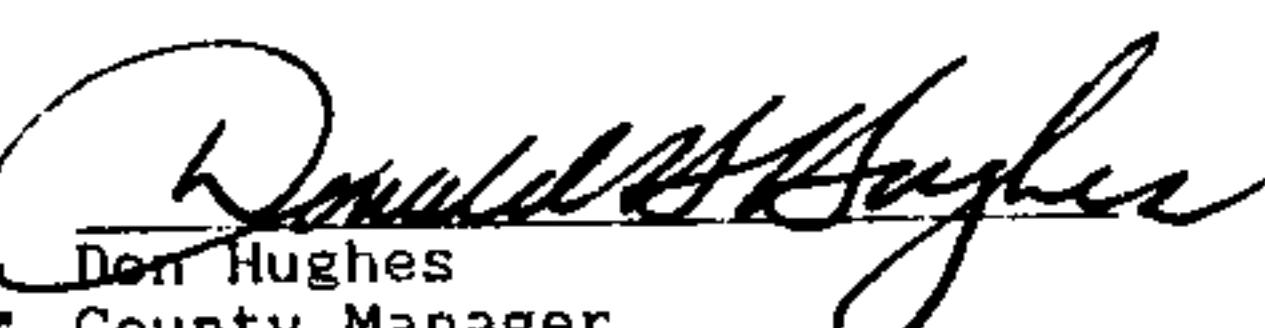
SECOND: Commissioner Foster

VOTE ON MOTION: Unanimous

MOTION CARRIED

I certify this to be a true copy of Resolution No. 91-12-09-
19 adopted by Shelby County Commission in regular session
on December 9, 1991 and recorded in Minute Book No. 22.

BOOK 377 PAGE 165


Don Hughes
County Manager

Calaba little

Dec. 1, 1991

APPLICATION FOR VACATION OF PROPERTY
DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL MEN BY THESE PRESENTS THAT: Whereas the undersigned parties are owners 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 owners are desirous of vacating all the property herein described, as provided by the Statutes of Alabama, particularly Section 23-4-1 et. seq., Code of Alabama (1975).

NOW THEREFORE, the undersigned parties, being the owners of all the lands abutting on the following described property.

Easement for public utilities over
The east twenty feet of Lot 10, Parkview, as recorded in the
Office of the Judge of Probate, Shelby County, Alabama, in Map
Book 7, Page 44.

BOOK 377 PAGE 166

do hereby declare the above property vacated and annulled, and all public rights and easements therein divested of the property, subject, however, to all existing rights-of-way or easements for public utilities and to all utility facilities presently situated in said area vacated subject to this provision.

The undersigned owners further declare that after vacation of the said public road 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 streets, avenues, or highways dedicated by said map, plat, or survey.

IN TESTIMONY AND WITNESS WHEREOF, the parties hereunto have signed and affixed their hands and seals to this declaration of vacation on this the 30th day of September 19 91.

_____ (L.S.)	<u>Jimmy W. Hill</u> (L.S.)
_____ (L.S.)	_____ (L.S.)
_____ (L.S.)	_____ (L.S.)

STATE OF ALABAMA)

SHELBY COUNTY)

I, the undersigned, a Notary Public in and for
said County and State hereby certify that _____

Tommy W. Fish

whose names are signed to the foregoing declaration of vacation
and who are known to me, acknowledged before me on this day that,
being informed of the contents of the said declaration, they
executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 30th day of
September, 19 91.

Martha B. Ferguson
Notary Public

STATE OF ALABAMA)

SHELBY COUNTY)

I, _____, a Notary Public in and for
said County and State hereby certify that _____

whose names are signed to the foregoing declaration of vacation
and who are known to me, acknowledged before me on this day that,
being informed of the contents of the said declaration, they
executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the _____ day of
_____, 19 _____.

Notary Public

NOTICE OF PROPOSED VACATION OF LANDS OR INTEREST IN LANDS

is hereby given that a petition will be presented to and acted upon by the County Commission of Shelby County, Alabama, at its meeting on Monday, the 9TH day of DECEMBER, 1991, at 10:00 AM. in the Chambers of the County Commission of Shelby County, Alabama, at the Courthouse in Columbiana, Alabama, seeking to vacate the following described ~~property~~ Easement:

Easement for ^{public} utilities over,

✓ The east twenty feet of Lot 10, Parkview, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 7, Page 44.

BOOK 377 PAGE 168

at which meeting all persons having any interest therein or desiring to be heard regarding same are notified to be present.

Signed: Tommy W. Smith
Petitioner

STATE OF ALABAMA SHELBY COUNTY

Personally appeared before me, Judge of Probate, in and for said county, Kim N. Price, who being duly sworn according to law deposes and says that he is Publisher of the **SHELBY COUNTY REPORTER**, a newspaper published in said county, and that publication of a certain notice, a true copy of which is hereto affixed, has been made in said newspaper 3 weeks consecutively, to-wit in issues thereof dated as follows:

November 20, 27 &
December 4, 1991

BOOK 377 PAGE 169

Kim N. Price, Publisher
subscribed and sworn before me, this 6th day of
December, 1991.
Thomas A. Browder Jr., Judge of Probate

Printer's Fee \$ _____

LEGAL NOTICE NOTICE OF PROPOSED VACATION OF LANDS OR INTEREST IN LANDS

Notice is hereby given that a petition will be presented to and acted upon by the County Commission of Shelby County, Alabama, at its meeting on Monday, the 8th day of December, 1991, at 10:00 am in the Chambers of the County Commission of Shelby County, Alabama, at the Courthouse in Columbiana, Alabama, seeking to vacate the following described easement: Easement for public utilities over the east twenty feet of Lot 10, Part 10, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 7, Page 44, at which meeting all persons having any interest therein or desiring to be heard regarding same are notified to be present.

Signed: Tommy W. Fish
Petitioner

November 20, 27, &
December 4, 1991 81874

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

91 DEC 11 AM 10:24

JUDGE OF PROBATE

1. Deed Tax	\$ _____
2. Mig. Tax	\$ _____
3. Recording Fee	\$ <u>12.50</u>
4. Indexing Fee	\$ <u>3.00</u>
5. No Tax Fee	\$ _____
6. Certified Fee	\$ <u>1.00</u>
Total	\$ <u>16.50</u>