

RESOLUTION NO. 1132-92

WHEREAS, Thomas and Joanne Oser 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:

The northwesterly ten feet of that certain 22 foot wide easement which lies along the southeast line of Lots 27, 28, 29, 30, and 31, in Chase Plantation 4th Sector, as recorded in the office of the Judge of Probate Shelby County, Alabama, in Map Book 9, Page 156. Said vacated portion of easement lies 12 feet northwest of and parallel to the right of way of Chase Plantation Parkway.

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.

ADOPTED this the 20th day of July, 1992.

APPROVED:

Tom Oser
Mayor

ATTESTED BY:

Linda Crump
City Clerk

W. M. Kelly
President of the Council

Inst # 1994-08021

03/11/1994-08021
11:31 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

Inst # 1994-08021

APPLICATION FOR PARTIAL VACATION OF EASEMENT
DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL THESE PRESENTS THAT: Whereas, the undersigned party (parties) is (are) owner(s) of all of 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 the following described property:

The northwesterly ten feet of that certain 22 foot wide easement which lies along the southeast line of Lots 27, 28, 29, 30, and 31, in Chase Plantation 4th Sector, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in map book 9, page 156. Said vacated portion of easement lies 12 feet northwest of and parallel to the right of way of Chase Plantation Parkway.

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 party hereunto has signed and affixed its hand and seal this declaration of vacation on this 6 day of JULY, 1992.

BY: Thomas J. Osier

BY: Joanne Osier

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11:31 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NCD 13.50

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. 1132-92 which was adopted by the City Council of the City of Hoover, Alabama, on the 20th day of July, 1992.

Linda Crump
City Clerk