

RESOLUTION NO. 1496-95

WHEREAS, Fairways Partnership (Percy W. Brower, Jr., General Partner) is the owner of all the property abutting or adjacent to the following described easements proposed to be vacated, situated in Shelby County, Alabama, to-wit:

A 25 foot wide easement lying 12.5 feet on either side of the centerline, said centerline being described as follows: Beginning at the southwest corner of Lot 34-A, A Resurvey of Lots 31, 32, 33, 34, 35, 36, 37, 38 & 39, The Fairways at Riverchase, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 19, Page 134, run in a northerly direction along the west line of said Lot 34-A for a distance of 65.0 feet to the point of ending.

WHEREAS, the above owner is desirous of vacating a portion of said easements described above and requests 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 easements, 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 easements as above described and that the same is hereby vacated and annulled and all public rights and easements therein are hereby divested.


DONE this 17th day of July, 1995.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

Inst # 1995-20592

08/02/1995-20592
10:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

Inst # 1995-20592

CLERK'S CERTIFICATION

I, Margie Handley, Assistant City Clerk for the City of Hoover, Alabama, hereby certify that the attached is a true and correct copy of Resolution No. 1496-95 which was passed and adopted by the City Council of the City of Hoover on the 17th day of July, 1995.

Margie Handley
Assistant City Clerk

APPLICATION FOR PARTIAL VACATION OF EASEMENT

DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL THESE PRESENT 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,

A 25 foot wide easement lying 12.5 feet on either side of the centerline, said centerline being described as follows:

Beginning at the southwest corner of Lot 34-A, A Resurvey of Lots 31, 32, 33, 34, 35, 36, 37, 38 & 39, The Fairways at Riverchase, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Book 19, Page 134, run in a northerly direction along the west line of said Lot 34-A for a distance of 65.0 feet to the point of beginning.

does (do) hereby declare the above easement vacated and annulled, and all public rights and easements therein devastated 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 or plat.

IN TESTIMONY AND WITNESS WHEREOF, the party hereunto has signed and affixed its hand and seal this declaration of vacation on this the 22 day of MARCH, 1995.

BY: 

BY: Inst # 1995-20592

08/02/1995-20592
10:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50