

RESOLUTION NO. 1523-95

WHEREAS, Homes and Land, Inc. 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:


Commence at the Southwest corner of the Southwest quarter of the Southeast quarter of Section 2, Township 19 South, Range 2 West; thence run east along the south line of said 1/4-1/4 section a distance of 925.37 feet; thence run N 00° 00' W a distance of 204.05 feet, to the point of beginning, said point being the center of a 20.00 foot easement, said point also being on a curve to the right having a central angle of 31 degrees 17 minutes 35 seconds and a radius of 797.00 feet and a chord bearing of North 54 degrees 25 minutes 51 seconds west, thence run along said curve a arc distance of 435.30 feet; thence run north 38 degrees 47 minutes 03 seconds west a distance of 56.30 feet to the point of ending.

WHEREAS, the above owners are desirous of vacating a portion of said easement 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 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 September, 1995.



President of the Council

APPROVED:



Mayor

ATTESTED BY:



City Clerk

Inst # 1996-09808

03/26/1996-09808
11:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

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. 1523-95 which was passed and adopted by the City Council of the City of Hoover on the 18th day of September 19 95.

Margie Handley
Assistant City Clerk

APPLICATION FOR 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 20' 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,

COMMENCE AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 19 SOUTH, RANGE 2 WEST; THENCE RUN EAST ALONG THE SOUTH LINE OF SAID 1/4-1/4 SECTION A DISTANCE OF 925.37 FEET; THENCE RUN N 01d 00' W A DISTANCE OF 204.05 FEET, TO THE POINT OF BEGINNING, SAID POINT BEING THE CENTER OF A 20.00 FOOT EASEMENT, SAID POINT ALSO BEING ON A CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 31d17'35" AND A RADIUS OF 797.00 FEET AND A CHORD BEARING OF N 54d25'51" W, THENCE RUN ALONG SAID CURVE A ARC DISTANCE OF 435.30 FEET; THENCE RUN N 38d47'03" W A DISTANCE OF 56.30 FEET TO THE POINT OF ENDING.

does (do) hereby declare the above 20' 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 20' 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 and and seal this declaration of vacation on this the 11th day of September, 1995.

BY: Harris & Land Inc.
Samuel Bennett - Pres.

BY: _____

03/26/1996-09808
11:27 AM CERTIFIED
SEALY COUNTY JUDGE OF PROBATE
003 RD 13.50

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