

RESOLUTION NO. 1565-96

WHEREAS, Bruce McKee, Bart Starr, Cherry Starr, Janice Fry and Terry C. Fry 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:

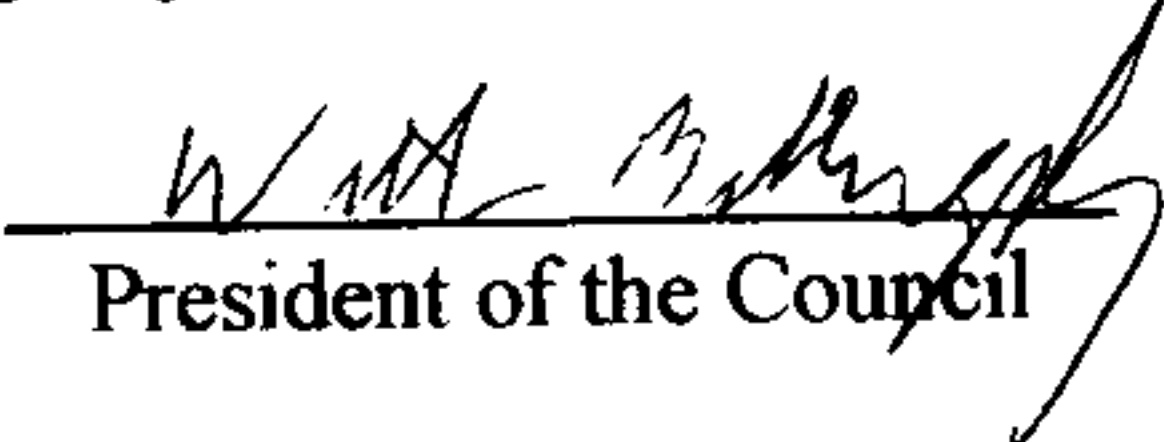
All of that 27 foot easement for public utilities and ingress and egress for Lots 1-A, 2-A, 3-A, and 4-A which runs across the rear portion of Lots 2-A and 3-A of a Resurvey of Lots 1, 2, 3, 4, 5, and part of the Common Area, Chadwick Square, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 14, Page 22, except the north 12 feet thereof.

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 16th day of January, 1996.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

Inst # 1996-09812

03/26/1996-09812
11:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 HCD 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. 1565-96** which was adopted by the City Council of the City of Hoover, Alabama, on the 16th day of January, 1996.


City Clerk

**APPLICATION FOR PARTIAL VACATION OF PUBLIC RIGHT-OF-WAY/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/right of way 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,

All of that 27 foot easement for public utilities and ingress and egress for lots 1-A, 2-A, 3-A, and 4-A which runs across the rear portion of Lots 2-A and 3-A of a Resurvey of Lots 1,2,3,4,5, and part of the Common Area, Chadwick Square, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in map book 14, page 22, except the north 12 feet thereof.

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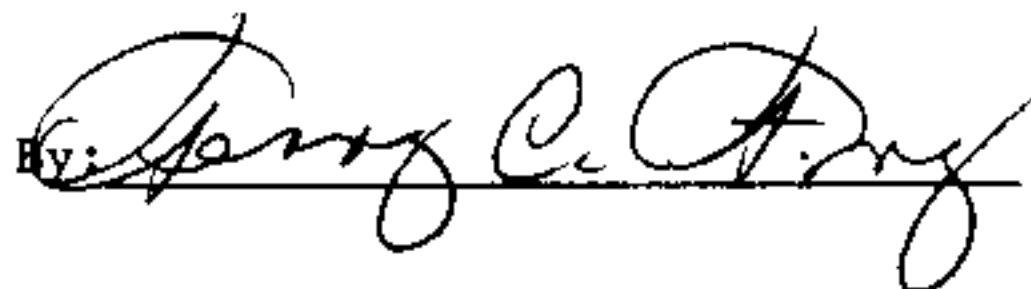
does (do) hereby declare the above easement/right of way vacated and annulled, and all public rights and easements therein devested of the property.

The undersigned owner(s) further declared that after vacation of the said easement/right of way 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 28 day of December, 1995.

By: 

BY:  (Bruce McKee)

By: 

BY: 


Inst # 1996-09812