

RESOLUTION NO. 1704-96

WHEREAS, Daniel Oak Mountain Limited Partnership, 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:

An easement to be vacated being a part of Lot 11 Greystone 5th Sector Phase II as recorded in Map Book 17, on Page 118, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows: Commence at the Northwest corner of said Lot 11, said corner also being the Southeast corner of Lot 12 in said Greystone 5th Sector Phase II; thence run in a northeasterly direction along the Northwest line of said Lot 11 and also along the Southeast line of said Lot 12 for a distance of 143.33 feet to the point of beginning; thence continue along last stated course for a distance of 13.40 feet to a point; thence turn an angle to the right of 99 degrees 22 minutes 02 seconds and run in a southeasterly direction for a distance of 246.16 feet to a point; thence turn an angle to the right of 18 degrees 41 minutes 54 seconds and run in a southeasterly direction for a distance of 6.25 feet to a point on the Northeast line of Lot 10 in said Greystone 5th Sector Phase II and also on the Southwest line of said Lot 11; thence turn an angle to the right of 158 degrees 43 minutes 55 seconds and run in a northwesterly direction for a distance of 250.16 feet to the point of beginning.

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WHEREAS, the above owners are 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 the 21st day of October, 1996.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

Inst # 1996-36978

11/07/1996-36978
08:09 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

City of Hoover

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 easements 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,

An easement to be vacated being a part of Lot 11 Greystone 5th Sector Phase II as recorded in Map Book 17, on Page 118, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows: Commence at the Northwest corner of said Lot 11, said corner also being the Southeast corner of Lot 12 in said Greystone 5th Sector Phase II; thence run in a northeasterly direction along the Northwest line of said Lot 11 and also along the Southeast line of said Lot 12 for a distance of 143.33 feet to the point of beginning; thence continue along last stated course for a distance of 13.40 feet to a point; thence turn an angle to the right of 99 degrees 22 minutes 02 seconds and run in a southeasterly direction for a distance of 246.16 feet to a point; thence turn an angle to the right of 18 degrees 41 minutes 54 seconds and run in a southeasterly direction for a distance of 6.25 feet to a point on the Northeast line of Lot 10 in said Greystone 5th Sector Phase II and also on the Southwest line of said Lot 11; thence turn an angle to the right of 158 degrees 43 minutes 55 seconds and run in a northwesterly direction for a distance of 250.16 feet to the point of beginning.

does (do) hereby declare the above easements 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 easements 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 14th day of October, 1996

BY: Henry H. Reed - Div. Mgr. - Daniel Corp

BY: _____

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09:09 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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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. 1704-96 which was passed and adopted by the City Council of the City of Hoover on the 21st day of October, 1996.

Margie Handley
Assistant City Clerk