

RESOLUTION NO. 1716-96

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 74 Greystone 5th Sector Phase I as recorded in Map Book 17, on Page 72 B, 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 74, said corner also being the Southwest corner of Lot 75 in said Greystone 5th Sector Phase I; thence run in a southeasterly direction along the Northeast line of said Lot 74 and also along the Southwest line of said Lot 75 for a distance of 68.00 feet to a point; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds and run in a southwesterly direction for a distance of 7.5 feet to a to the point of beginning; thence turn an angle to the left of 90 degrees 00 minutes 00 seconds and run in a southeasterly direction for a distance of 229.84 feet to a point; thence turn an angle to the right of 111 degrees 50 minutes 58 seconds and run in a southwesterly direction for a distance of 86.11 feet to a point; thence turn an angle to the right of 83 degrees 13 minutes 15 seconds and run in a northwesterly direction for a distance of 82.42 feet to a point; thence turn an angle to the right of 16 degrees 31 minutes 04 seconds and run in a northwesterly direction for a distance of 63.00 feet to a point; thence turn an angle to the left of 2 degrees 31 minutes 44 seconds and run in a northwesterly direction for a distance of 35.00 feet to a point; thence turn an angle to the left of 15 degrees 00 minutes 15 seconds and run in a northwesterly direction for a distance of 35.00 feet to the point of beginning.

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.

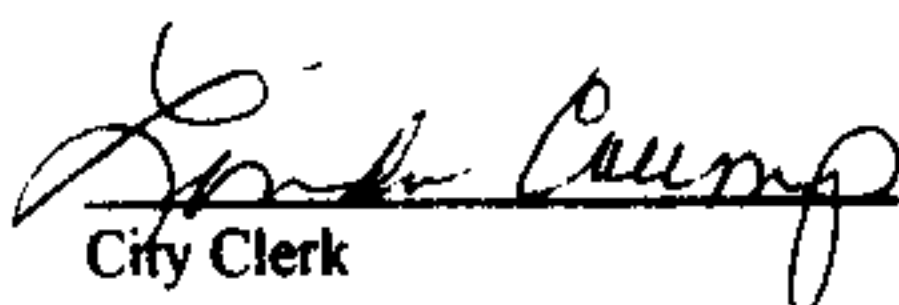
DONE this the 18th day of November, 1996.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

Inst # 1997-05823

02/24/1997-05823
03:57 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 13.50

Inst # 1997-05823

**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 74 Greystone 5th Sector Phase I as recorded in Map Book 17, on Page 72 B, 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 74, said corner also being the Southwest corner of Lot 75 in said Greystone 5th Sector Phase I; thence run in a southeasterly direction along the Northeast line of said Lot 74 and also along the Southwest line of said Lot 75 for a distance of 68.00 feet to a point; thence turn an angle to the right of 90 degrees 00 minutes 00 seconds and run in a southwesterly direction for a distance of 7.5 feet to a to the point of beginning; thence turn an angle to the left of 90 degrees 00 minutes 00 seconds and run in a southeasterly direction for a distance of 229.84 feet to a point; thence turn an angle to the right of 111 degrees 50 minutes 58 seconds and run in a southwesterly direction for a distance of 86.11 feet to a point; thence turn an angle to the right of 83 degrees 13 minutes 15 seconds and run in a northwesterly direction for a distance of 82.42 feet to a point; thence turn an angle to the right of 16 degrees 31 minutes 04 seconds and run in a northwesterly direction for a distance of 63.00 feet to a point; thence turn an angle to the left of 2 degrees 31 minutes 44 seconds and run in a northwesterly direction for a distance of 35.00 feet to a point; thence turn an angle to the left of 15 degrees 00 minutes 15 seconds and run in a northwesterly direction for a distance of 35.00 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 13th day of November, 1996.

BY: Harvey F. Reed - Dev. Mgr. - Daniel Corp

BY: _____

Inst # 1997-05823

02/24/1997-05823
03:57 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 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. 1716-96** which was adopted by the City Council of the City of Hoover, Alabama, on the 18th day of November, 1996.


City Clerk