

## RESOLUTION NO. 1773-97

WHEREAS, M. G. Edwards and Frederick H. Connell, 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 southernmost corner of Lot 2823 Riverchase Country Club 28th Addition as Recorded in Map Book 24, Page 28 in the Office of the Judge of Probate, Jefferson County, Alabama; thence run easterly along the southerly line thereof for a distance of 90.00 feet to the point of beginning of the herein described parcel; thence continue along the last described course for a distance of 137.73 feet; thence turn an interior angle to the right of 41.00 feet; thence turn an interior angle to the right of 90 degrees 19 minutes 54 seconds and run westerly along the northerly line of said lot for a distance of 276.05 feet; thence turn an interior angle to the right of 80 degrees 09 minutes 54 seconds and run southerly for a distance of 120.00 feet to a point on the northerly right-of-way of Fairchase Lane; said point also being the point of commencement of a curve to the right, said curve having a central angle of 72 degrees 44 minutes 19 seconds and a radius of 50.00 feet; thence turn an interior angle to the right of 90 degrees 00 minutes 00 seconds to the tangent of said curve and run easterly along the arc of said curve for a distance of 63.48 feet to the POINT OF BEGINNING.

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 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 April, 1997.

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President of the Council

APPROVED:

  
Mayor

ATTESTED BY:

  
City Clerk


Inst # 1997-16703

05/29/1997-16703  
02:06 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 REC 13.30

Inst # 1997-16703

### **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. 1773-97**  
which was adopted by the City Council of the City of Hoover, Alabama, on the 21<sup>st</sup>  
day of April, 1997.

  
Margie Handley  
Assistant City Clerk

**APPLICATION FOR VACATION OF EASEMENT  
DEDICATED FOR PUBLIC PURPOSES**

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KNOW BY ALL THESE PRESENT THAT: Whereas the undersigned party (parties) (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.

JCS/29/1 398-7-62806  
02:06 PM CERTIFIED  
JEFFERSON COUNTY JUDGE OF PROBATE  
603 NC

NOW, THEREFORE, the undersigned party (parties), being the owner(s) of all lands abutting on the following described property,

**DESCRIPTION OF VACATED EASEMENT:**

Commence at the southermost corner of Lot 2823 Riverchase Country Club 28th Addition as Recorded in Map Book 24, Page 28 in the Office of the Judge of Probate, Jefferson County, Alabama; thence run easterly along the southerly line thereof for a distance of 90.00 feet to the point of beginning of the herein described parcel; thence continue along the last described course for a distance of 137.73 feet; thence turn an interior angle to the right of 41.00 feet; thence turn an interior angle to the right of 90 degrees 19 minutes 54 seconds and run westerly along the northerly line of said lot for a distance of 276.05 feet; thence turn an interior angle to the right of 80 degrees 09 minutes 54 seconds and run southerly for a distance of 120.00 feet to a point on the northerly right-of-way of Fairchase Lane; said point also being the point of commencement of a curve to the right, said curve having a central angle of 72 degrees 44 minutes 19 seconds and a radius of 50.00 feet; thence turn an interior angle to the right of 90 degrees 00 minutes 00 seconds to the tangent of said curve and run easterly along the arc of said curve for a distance of 63.48 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 on lot 2823 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 \_\_\_\_ day of \_\_\_\_\_, 199\_\_.

Lot 2824

BY:

[Signature] 2824

Lot 2814

BY:

[Signature] 2814  
FREDERICK H. CONNELL