

RESOLUTION NO. 1843-97

WHEREAS, Aliant Bank is the owner of all the property abutting or adjacent to the following described right of way proposed to be vacated, situated in Shelby County, Alabama, to-wit:

A 15.0 foot wide sanitary sewer easement, said easement being 7.5 feet wide on both sides of a centerline described as follows: Commence at the southeast corner of the southwest 1/4 of the southeast 1/4 of Section 31, Township 18 South, Range 1 West, Shelby County, Alabama, and run northerly along the east line of said 1/4-1/4 section for 1,115.12 feet; thence turn 96 degrees 46 minutes 03 seconds left and run southwesterly 575.00 feet; thence turn 43 degrees 27 minutes 14 seconds left and run southwesterly 64.81 feet to the beginning of the easement centerline herein described; thence continue along the last described course a distance of 175.26 feet to the end point of said easement centerline.

WHEREAS, the above owner is desirous of vacating a portion of said right of way 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 right of way, 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 right of way 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 15th day of September, 1997.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

Inst # 1997-31210

09/29/1997-31210
08:28 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.00

Inst # 1997-31210

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. 1843-97 which was passed and adopted by the City Council of the City of Hoover on the 15th day of September, 19 97.

Margie Handley
Assistant City Clerk

APPLICATION FOR VACATION OF EASEMENT
DEDICATED FOR PUBLIC PURPOSES

KNOW BY ALL THESE PRESENT THAT: WHEREAS THE UNDERSIGNED PARTY IS OWNER 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 IS DESIROUS OF VACATING THE SANITARY SEWER EASEMENT HEREIN DESCRIBED AS PROVIDED BY THE STATUTES OF THE STATE OF ALABAMA.

NOW, THEREFORE, THE UNDERSIGNED PARTY, BEING THE OWNER OF ALL LANDS ABUTTING ON THE FOLLOWING DESCRIBED PROPERTY,

A 15.0 FOOT WIDE SANITARY SEWER EASEMENT, SAID EASEMENT BEING 7.5 FEET WIDE ON BOTH SIDES OF A CENTERLINE DESCRIBED AS FOLLOWS:
COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 31, TOWNSHIP 18 SOUTH, RANGE 1 WEST, SHELBY COUNTY, ALABAMA, AND RUN NORTHERLY ALONG THE EAST LINE OF SAID 1/4-1/4 SECTION FOR 1,115.12 FEET; THENCE TURN 96°46'03" LEFT AND RUN SOUTHWESTERLY 575.00 FEET; THENCE TURN 43°27'14" LEFT AND RUN SOUTHWESTERLY 64.81 FEET TO THE BEGINNING OF THE EASEMENT CENTERLINE HEREIN DESCRIBED; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 175.26 FEET TO THE END POINT OF SAID EASEMENT CENTERLINE.

DO HEREBY DECLARE THE ABOVE SANITARY SEWER EASEMENT VACATED AND ANNULLED, AND ALL PUBLIC RIGHTS AND EASEMENTS THEREIN DEVESTED OF THE PROPERTY.

THE UNDERSIGNED OWNER FURTHER DECLARED THAT AFTER VACATION OF THE SAID SANITARY SEWER 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 2ND DAY OF Sept. 2, 1997.

BY:

Alant Bank

BY:

Stuart L. Eubank, Pres.

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