

APPLICATION FOR PARTIAL VACATION OF PUBLIC RIGHT-OF-WAY
DEDICATED FOR PUBLIC PURPOSES

AUGUST 4, 1997

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 RIGHT-OF-WAY 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,

DESCRIPTION OF STREET TO BE VACATED:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 20, TOWNSHIP 19 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA, AND RUN NORTHERLY ALONG THE EAST LINE OF SAID 1/4-1/4 SECTION A DISTANCE OF 423.70 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF SOUTHLAKE PARKWAY; THENCE TURN 78°37'55" LEFT TO THE TANGENT OF A CURVE TO THE RIGHT AT SAID POINT, SAID CURVE HAVING A RADIUS OF 585.00 FEET, AND RUN NORTHWESTERLY ALONG SAID CURVE AND SAID RIGHT OF WAY LINE A DISTANCE OF 119.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 108.78 FEET TO A POINT; THENCE TURN 180°00'00" LEFT FROM THE TANGENT TO SAID CURVE AT SAID POINT TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET, AND RUN ALONG SAID CURVE A DISTANCE OF 42.96 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN SOUTHWESTERLY ALONG SAID TANGENT A DISTANCE OF 86.29 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 335.00 FEET; THENCE RUN SOUTHERLY ALONG SAID CURVE A DISTANCE OF 350.81 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT A DISTANCE OF 24.48 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 24.71 FEET TO THE END POINT OF SAID CURVE AND THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 75.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 383.88 FEET TO THE END POINT OF SAID CURVE AND THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 24.71 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT A DISTANCE OF 24.48 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 275.00 FEET; THENCE RUN NORTHERLY ALONG SAID CURVE A DISTANCE OF 286.93 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN NORTHEASTERLY ALONG SAID TANGENT A DISTANCE OF 113.28 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 30.93 FEET TO THE POINT OF BEGINNING.

DOES HEREBY DECLARE THE ABOVE RIGHT-OF-WAY VACATED AND ANNULLED, AND ALL PUBLIC RIGHTS AND EASEMENTS THEREIN DEVESTED OF THE PROPERTY.

THE UNDERSIGNED OWNER FURTHER DECLARES THAT AFTER VACATION OF THE SAID 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 20TH DAY OF OCTOBER, 1997.

BY:

Allen Meisler
Inst # 1997-40259

BY:

12/11/1997-40259
08:25 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
006 MCD 21.00

Inst # 1997-40259

CANABA TITLE

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RESOLUTION NO. 1852-97

WHEREAS, SouthLake Properties, Inc. are the owners 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:

SEE ATTACHED EXHIBIT "A"

WHEREAS, the above owners are 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 20th day of October, 1997.

Barbara B McCollum
President of the Council

APPROVED:

[Signature]
Mayor

ATTESTED BY:

[Signature]
City Clerk

EXHIBIT "A"

DESCRIPTION OF STREET TO BE VACATED:

COMMENCE AT THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SECTION 20, TOWNSHIP 19 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA, AND RUN NORTHERLY ALONG THE EAST LINE OF SAID 1/4-1/4 SECTION A DISTANCE OF 423.70 FEET TO A POINT ON THE SOUTHERLY RIGHT OF WAY LINE OF SOUTHLAKE PARKWAY; THENCE TURN 78°37'55" LEFT TO THE TANGENT OF A CURVE TO THE RIGHT AT SAID POINT, SAID CURVE HAVING A RADIUS OF 585.00 FEET, AND RUN NORTHWESTERLY ALONG SAID CURVE AND SAID RIGHT OF WAY LINE A DISTANCE OF 119.60 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 108.78 FEET TO A POINT; THENCE TURN 180°00'00" LEFT FROM THE TANGENT TO SAID CURVE AT SAID POINT TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET, AND RUN ALONG SAID CURVE A DISTANCE OF 42.96 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN SOUTHWESTERLY ALONG SAID TANGENT A DISTANCE OF 86.29 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 335.00 FEET; THENCE RUN SOUTHERLY ALONG SAID CURVE A DISTANCE OF 350.81 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT A DISTANCE OF 24.48 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 24.71 FEET TO THE END POINT OF SAID CURVE AND THE POINT OF BEGINNING OF A CURVE TO THE LEFT, SAID CURVE HAVING A RADIUS OF 75.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 383.88 FEET TO THE END POINT OF SAID CURVE AND THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 24.71 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN ALONG SAID TANGENT A DISTANCE OF 24.48 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 275.00 FEET; THENCE RUN NORTHERLY ALONG SAID CURVE A DISTANCE OF 286.93 FEET TO THE POINT OF A TANGENT TO SAID CURVE; THENCE RUN NORTHEASTERLY ALONG SAID TANGENT A DISTANCE OF 113.28 FEET TO THE POINT OF BEGINNING OF A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 25.00 FEET; THENCE RUN ALONG SAID CURVE A DISTANCE OF 30.93 FEET TO THE POINT OF BEGINNING.

CERTIFICATION

I, Linda Crump, City Clerk for the City of Hoover, Alabama, hereby certify that the attached Resolution No. 1852-97 was adopted by the City Council of the City of Hoover, Alabama, on the 20th day of October, 1997.

Linda Crump
City Clerk

RESOLUTION NO. 1867-97

WHEREAS, Resolution No. 1852-97 was adopted by the City Council of the City of Hoover at their regular meeting held on Monday, October 20, 1997, and

WHEREAS, the purpose of this resolution was to vacate a right-of-way, and

WHEREAS, the application for vacation and the Resolution No. 1852-97 named the owners of all property abutting the right-of-way to be vacated as Southlake Properties Inc., and

WHEREAS, those parties requesting this vacation have requested the formal name of their corporation be shown on this resolution.

NOW THEREFORE BE IT HEREBY RESOLVED by the City Council of the City of Hoover, Alabama that Resolution No. 1852-97 is hereby amended to reflect ownership to be Southlake Properties, a General Partnership.

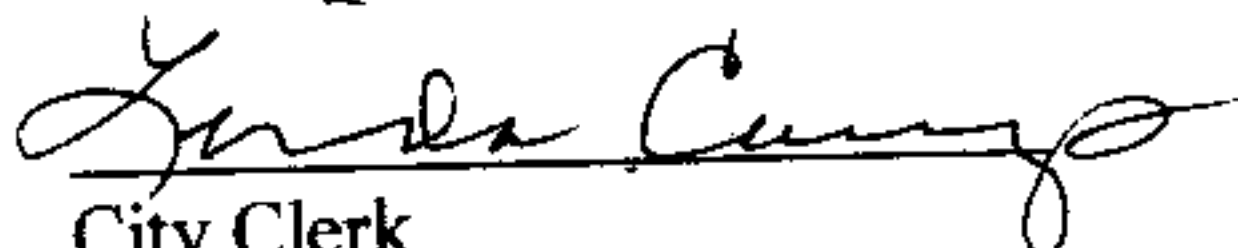
ADOPTED this the 17th day of November, 1997.


President of the Council

APPROVED:


Mayor

ATTESTED BY:


City Clerk

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. 1867-97 which was passed and adopted by the City Council of the City of Hoover on the 17th day of November, 19 97.

Margie Handley
Margie Handley

Assistant City Clerk

Inst # 1997-40259

12/11/1997-40259
08:25 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
006 HCD 21.00