

RESOLUTION NO. 1886-98

WHEREAS, Daniel Oak Mountain Limited Partnership, Wiggins Construction, and Frederick Sommer 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:

An easement to be vacated being a part of Lot 11B of A Resurvey of Lot 11A of A Resurvey of Lots 11 and 12 Greystone 5th Sector Phase II as recorded in Map Book 21, on Page 152, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows

Commence at the Southwest corner of said Lot 11B, said corner also being the Southeast corner of Lot 12A in A Resurvey of Lots 11 and 12 Greystone 5th Sector Phase II as recorded in Map Book 20, on Page 92, in the Office of the Judge of Probate, Shelby County, Alabama; thence run in a northeasterly direction along the Northwest line of said Lot 11B and also along the Southeast line of said Lot 12A for a distance of 156.73 feet to a point; thence turn an angle to the right of 99°22'02" and run in a southeasterly direction for a distance of 7.60 feet to the point of beginning, thence continue along last stated course for a distance of 200.27 feet to a point; thence turn an angle to the left of 130°57'15" and run in a northeasterly direction for a distance of 61.65 feet to a point; thence turn an angle to the left of 56°03'24" and run in a northwesterly direction for a distance of 165.45 feet to a point; thence turn an angle to the left of 92°21'23" and run in a southwesterly direction for a distance of 26.72 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 easement 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 January, 1998.

Barbara B. McCollum
President of the Council

APPROVED:

[Signature]
Mayor

ATTESTED BY:

[Signature]
City Clerk

Inst # 1998-06021

02/24/1998-06021
08:34 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00

Inst # 1998-06021

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 Storm Sewer Easement herein described as provided by the Statutes of the State of Alabama.

Inst # 1998-00021

02/24/1998-06021
08:34 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCO

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 11B of A Resurvey of Lot 11A of A Resurvey of Lots 11 and 12 Greystone 5th Sector Phase II as recorded in Map Book 21, on Page 152, in the Office of the Judge of Probate, Shelby County, Alabama, being more particularly described as follows:

Commence at the Southwest corner of said Lot 11B, said corner also being the Southeast corner of Lot 12A in A Resurvey of Lots 11 and 12 Greystone 5th Sector Phase II as recorded in Map Book 20, on Page 92, in the Office of the Judge of Probate, Shelby County, Alabama; thence run in a northeasterly direction along the Northwest line of said Lot 11B and also along the Southeast line of said Lot 12A for a distance of 156.73 feet to a point; thence turn an angle to the right of 99°22'02" and run in a southeasterly direction for a distance of 7.60 feet to the point of beginning; thence continue along last stated course for a distance of 200.27 feet to a point; thence turn an angle to the left of 130°57'15" and run in a northeasterly direction for a distance of 61.65 feet to a point; thence turn an angle to the left of 56°03'24" and run in a northwesterly direction for a distance of 165.45 feet to a point; thence turn an angle to the left of 92°21'23" and run in a southwesterly direction for a distance of 26.72 feet to the point of beginning.

does (do) hereby declare the above Storm Sewer Easement 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 Storm Sewer Easement 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 9th day of JANUARY, 1998.

BY: Daniel Oak Mtn. Limited Partnership

BY: W. P. J. L. L. L.
VICE PRESIDENT

LOT 10 — BY: W. P. J. L. L. L.

LOT 12A — BY: W. P. J. L. L. L.
BY: W. P. J. L. L. L.