

RESOLUTION NO. 2613-01

WHEREAS, Jimmie Parker, President, H & P Custom Homes, Inc. is the owner 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 NE corner of Lot 43 of Mill Springs Estates 3rd Sector as recorded in Map Book 26, Page 98, in the Office of the Judge of Probate in Shelby County; thence N 71 degrees 53 minutes 18 seconds W along the north line of said Lot 43 a distance of 23.70 feet to the POINT OF BEGINNING of the centerline of a 15 foot easement lying 7.50 feet to either side of and parallel to described centerline; thence S 74 degrees 20 minutes 56 seconds W along said centerline a distance of 135.02 feet to the west line of said Lot 43 and the end of said centerline.

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 19th day of November, 2001.



President of the Council

APPROVED:



Mayor

ATTESTED BY:



City Clerk

Inst # 2001-53319

12/07/2001-53319
08:52 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 CH 17.00

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. 2613-01, which was adopted by the City Council of the City of Hoover, Alabama, at their meeting held on the 19th day of November 2001.

Linda Crump
City Clerk

**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 Easement 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,

Commence at the NE corner of Lot 43 of Mill Springs Estates 3rd Sector as recorded in Map Book 26, Page 98 in the Office of the Judge of Probate in Shelby County; thence N 71deg-53'18" W along the north line of said Lot 43 a distance of 23.70' to the POINT OF BEGINNING of the centerline of a 15' easement lying 7.50' to either side of and parallel to described centerline; thence S 74deg-20'56" W along said centerline a distance of 135.02' to the west line of said Lot 43 and the END of said centerline.

does (do) hereby declare the above 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 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 25 day of Oct, ~~199~~₂₀₀₁.

BY: Jimmie E. Palmer Pres.

BY: H & P Custom Homes, Inc.
Inst # 2001-53319

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