

RESOLUTION NO. 3291-04

WHEREAS, Gary M. Ivey is the owner of all the property abutting or adjacent to the following described easements proposed to be vacated, situated in Shelby County, Alabama, to-wit:

Part of Lot 3529, Riverchase Country Club 35th Addition, as recorded in Map Book 16, Page 113, in the Probate Office of Shelby County, Alabama, and being more particularly described as follows:

From an existing iron rebar being the northeast corner of said Lot 3529, run in a northwesterly direction along the northeast line of said Lot 3529, which is the common line with Lot 3528 of said subdivision, for a distance of 152.0 feet to the edge of an existing easement and being the point of beginning; thence turn an angle to the left of 93°-01'-29" and run in a southwesterly direction for a distance of 117.53 feet; thence turn an angle to the left of 78°-09'-33" and run in a southeasterly direction for a distance of 67.80 feet; thence turn an angle to the left of 170°-54'-11" and run in a northwesterly direction for a distance of 60.0 feet to a point of intersection of the existing easement; thence turn an angle to the right of 63°-22'-16" and run in a northeasterly direction along the edge of the existing easement for a distance of 110.0 feet, more or less, to the point of beginning.

WHEREAS, the above owner is 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 easement therein are hereby divested.

DONE this the 18th day of October, 2004.

APPROVED:


Mayor


President of the Council
Pro Tempore

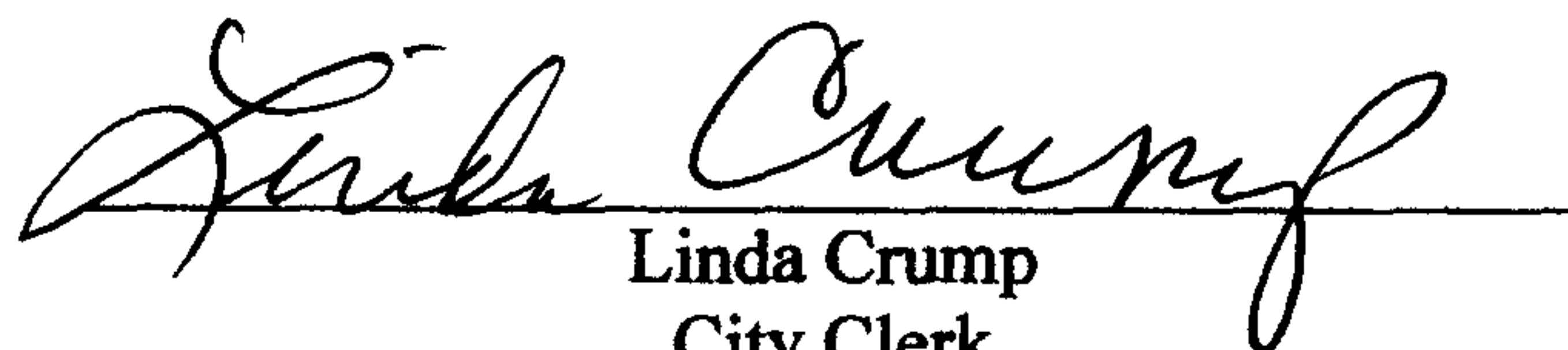
ATTESTED BY:


City Clerk

City of Hoover

CERTIFICATION

I, Linda H. Crump, City Clerk for the City of Hoover, Alabama, do hereby certify that the attached is a true and correct copy of **Resolution No. 3291-04** which was adopted by the Hoover City Council at their regular meeting held on Monday, October 18, 2004.


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,

SEE ATTACHED

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 27th day of September, ~~199~~2004.

BY: _____

BY: _____

WEYGAND SURVEYORS, INC.

169 OXMOOR ROAD
HOMEWOOD, ALABAMA 35209

SUBDIVISION PLANNING
STREET IMPROVEMENTS
STORM DRAINAGE
AERIAL MAPPING

SANITARY SEWERAGE
TOPOGRAPHIC MAPPING
CONSULTING
LAND SURVEYING

Description of Easement to be Vacated

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