

COUNTY COMMISSION OF SHELBY COUNTY, ALABAMA

RESOLUTION NO. 07-04-23-05

WHEREAS, J. Floyd Dyar and Esther E. Dyar are the owners of all property abutting on or adjacent to the following described easement that is proposed to be vacated, situated in Shelby County, Alabama, and not located within any municipality therein:

Part of Lot 5, Block 2, Kerry Downs A Subdivision of Inverness, as recorded in the Office of the Judge of Probate, Shelby County, Alabama, in Map Volume 5, Pages 135 and 136, being more particularly described as follows:

From the most northerly corner of said Lot 5, run in a southwesterly direction along a property line of said Lot 5 for a distance of 61.88 feet to another property corner of said Lot 5; thence continue in a southwesterly direction for a distance of approximately 10.05 feet, more or less, to a point of intersection of two easement lines being the POINT OF BEGINNING; thence run in a southwesterly direction along said easement line being the northwest line of an existing 10 foot easement for a distance of 77 feet, more or less, to a point of intersection with another 10 foot easement line; thence turn an angle to the left and run in a southerly direction along the east line of the most westerly 10 foot easement of said lot for a distance of 11 feet, more or less, to a point of intersection with another 10 foot easement; thence turn an angle to the left and run in a southeasterly direction along the newest 10 foot easement line being along the southwest line of said Lot 5 for a distance of 5 1/2 feet, more or less, to a point of intersection with another easement line, being the southeast line of the 10 foot easement to be vacated; thence turn an angle to the left and run in a northeasterly direction along the southeast line of the existing 10 foot easement to be vacated for a distance of 84 feet, more or less, to a point of intersection with an existing 10 foot easement line; thence turn an angle to the left and run in a northwesterly direction for a distance of 10.1 feet, more or less, to the POINT OF BEGINNING.

WHEREAS, the above owners are desirous of vacating said easement described above and request the assent of the County Commission of Shelby County, Alabama, be given as required by law;

WHEREAS, the Shelby County Engineer, Shelby County Water Services and the Engineering Department of the City of Hoover, Alabama have no objection to the vacation of said easement;

WHEREAS, the County Commission of Shelby County, Alabama finds no public need for said easement;

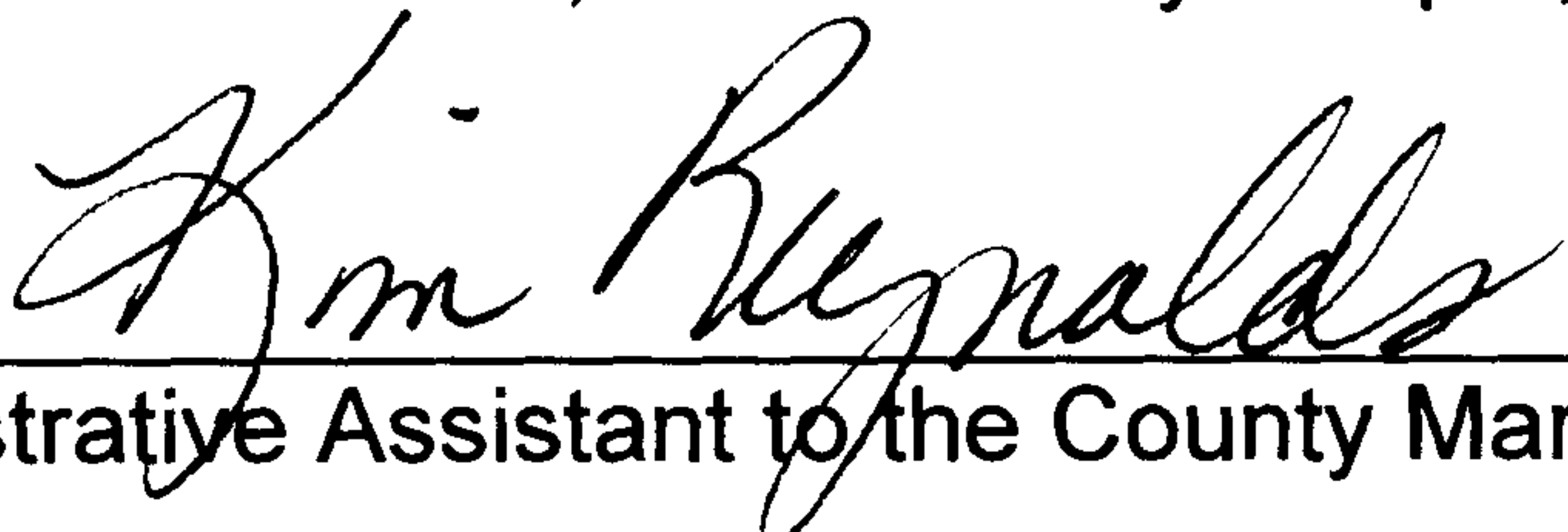
NOW THEREFORE, BE IT RESOLVED, the County Commission of Shelby County, Alabama, that the easement described above be and is hereby vacated, abandoned, discontinued and closed, and all rights of the County and the public in and to the easement and any lands in connection therewith be and they are hereby renounced and disclaimed.

Adopted this the 23th day of April, 2007.

CERTIFICATE

I, the undersigned, Administrative Assistant to the County Manager, Shelby County, Alabama, keeper and Custodian of the official records and Minutes of the Shelby County Commission, the governing body of said county, do hereby certify that the attached pages numbered 1 through 2, inclusive, are a true, exact, correct and complete copy of Resolution No. 07-04-23-05 heretofore adopted at a Regular Meeting of the Shelby County Commission held on April 23, 2007, as the same appears in the official records and minutes of the said County Commission; I do hereby further certify that said Resolution has not been withdrawn, amended, modified or changed in any way since its adoption as aforesaid and that it remains valid and in full force and effect.

Witness my signature, in the capacity noted, under the Seal of said Shelby County Commission, this 23rd day of April, 2007.


Administrative Assistant to the County Manager

{SEAL}