

RESOLUTION NO. 4693-11

WHEREAS, Thomas G. Howard, General Manager SE, USS Real Estate, is the owner of all the property abutting or adjacent to the following right of way proposed to be vacated, situated in Jefferson and Shelby County, Alabama, to-wit:

Commence at the Southwest corner of Lot 286 according to the survey of Creekside – Phase 2 – Part B as recorded in Map Book 44, Page 26A in the Probate Office of Jefferson County, Alabama, Bessemer Division, said point lying on the Northerly right-of-way of Black Creek Loop North and lying on a curve to the right having a central angle of 31degrees 12 minutes 22 seconds and a radius of 200.00 feet; thence run in an Northeasterly to Easterly direction along the South line of said Lot 286 and the Southerly line of Lot 285 of said survey and along said right-of-way for 115.91 feet to the Southeast corner of said Lot 285; thence deflect 90 degrees 00 minutes 00 seconds to the right from the tangent of the last described curve and run in a Southerly direction for 50.00 feet; thence deflect 90 degrees 00 minutes 00 seconds to the right to the tangent of a curve to the left having a central angle of 13 degrees 34 minutes 02 seconds and a radius of 150.00 feet and run right to left along the arc of said curve in a Westerly direction for 31.15 feet; thence deflect 77 degrees 27 minutes 12 seconds to right from the tangent of the last described curve to the tangent of a curve to the left having a central angle of 11 degrees 58 minutes 00 seconds and a radius of 40.00 feet and run in a Northerly direction along the arc of said curve for 8.35 feet; thence continue along a tangent curve to the left having a central angle of 86 degrees 47 minutes 44 seconds and a radius of 55.00 feet in a Northerly to Westerly direction for 83.31 feet to the point of beginning.

WHEREAS, the above owner is desirous of vacating 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 the owner of the described easement must provide convenient means of ingress and egress to and from the property 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 easement herein are hereby divested.

ADOPTED this 21st day of November, 2011.



President of the Council

APPROVED:



Mayor

ATTESTED BY:




City Clerk



20111123000355320 2/4 \$21.00
Shelby Cnty Judge of Probate, AL
11/23/2011 09:37:40 AM FILED/CERT

CERTIFICATION

I, Margie Handley, City Clerk for the City of Hoover, Alabama, do hereby certify the attached is a true and correct copy of **Resolution No. 4693-11**, adopted by the City Council of the City of Hoover, Alabama on the 21st day of November, 2011.


Margie Handley
City Clerk

20111123000355320 3/4 \$21.00
Shelby Cnty Judge of Probate, AL
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**APPLICATION FOR PARTIAL VACATION OF PUBLIC RIGHT-OF-WAY
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 BLACK CREEK LOOP NORTH ROW 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 EXHIBIT "A"

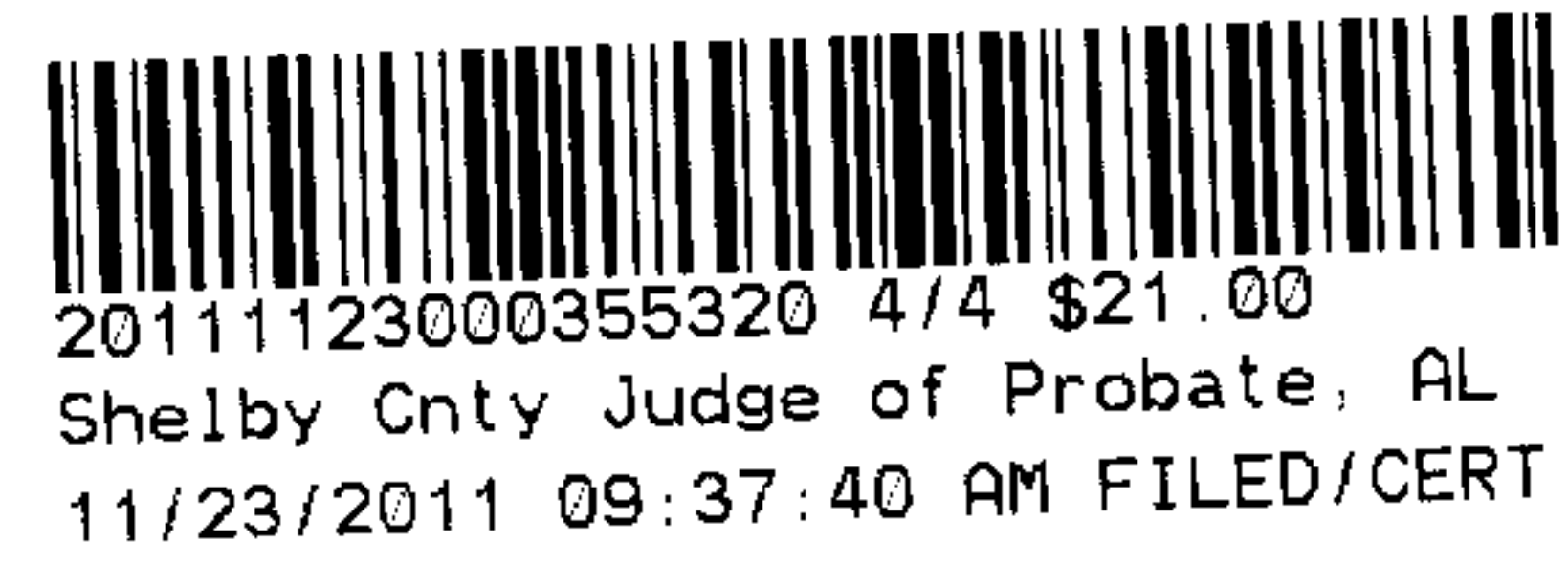
does (do) hereby declare the above BLACK CREEK LOOP NORTH ROW vacated and annulled, and all public rights and easements therein divested of the property.

The undersigned owner(s) further declared that after vacation of the said BLACK CREEK LOOP NORTH ROW 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 2nd day of November, 2011

BY: _____

THOMAS G HOWARD
General Manager-SE
USS Real Estate



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EXHIBIT " A "