

RESOLUTION R198-10/11

STATE OF ALABAMA
COUNTY OF DALLAS

RESOLUTION OF THE CITY OF SELMA VACATION OF A CERTAIN ALLEY IN THE CITY

Comes now the City of Selma, pursuant to the provisions of Sections 23-4-1, *et seq.*, of the Alabama Code of 1975, particularly Section 23-4-20 thereof, and hereby states as follows:

1. Whereas the governing body desires to vacate a portion of an alley from Crepe Myrtle Drive to the east side of the Pizza Hut lot more particularly described as follows:

Commencing from the northwest corner of Lot 10 block G of the North Section Woodland Heights Subdivision as recorded in the Map Book 2 at Page 20 in the Office of the Judge of Probate Dallas County Alabama. Said point lying on the east right-of-way of Crepe Myrtle drive also being the POINT OF BEGINNING. Thence N00°00'40"E along said right-of-way 20.00 feet to the southwest corner of Lot 1; thence S89°06'16"E along the south line of Lots 1, 2, and 3 a distance of 150.02 feet; thence S87°52'46"E along the south line of Lots 4, 5, 6, 7, 8, and 9 a distance of 300.50 feet; thence S00°20'03"E a distance of 20.05 feet to the northeast corner of Pizza Hut Lot as recorded in the Map Book 7 at Page 158 in the Office of the Judge of Probate Dallas County Alabama; thence N89°17'33"W along said a distance of 150.21 feet to the northeast corner of Lot 21 Block G of Plat as recorded in the Map Book 2 at Page 20 in the Office of the Judge of Probate Dallas County Alabama; thence N88°55'29"W continuing along the north line of Lots 21, 20, and 19, Block G, 75.38 feet; thence N88°05'47"W continuing along the north line of Lots 18, 17, 16, and 15, Block G, 100.09 feet; thence N89°11'27"W continuing along the north line of Lots 14, 13, 12, 11, and 10 Block G, 124.98 feet to the point of beginning.

with a map and plat of the same attached hereto as Exhibit "1" and Exhibit "2" describing the alley in further detail; and

2. Whereas it is the desire of the City of Selma to publish notice of the proposed hearing on said vacation in a newspaper of general circulation in Selma, Alabama once a week for four consecutive weeks, pursuant to Section 23-4-2 of the Code of Alabama; and

3. Whereas, the said legal notice shall fix a time and place for hearing all persons interested in or objecting to the proposed vacation and the City shall post a

copy of the notice of the proposed hearing on a bulletin board at the Dallas County Courthouse, pursuant to Section 23-4-2 of the Code of Alabama.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SELMA AS FOLLOWS:

A. That the City Council of Selma, Alabama hereby schedules a public hearing May 31, 2011 (12:00 p.m.) on the alley vacation, and the City Attorney is hereby directed to publish notice of such proposed hearing in a newspaper of general circulation in Selma, Alabama, where the alley thereof to be vacated, lie. Such publication shall run once a week for four (4) consecutive weeks, prior to the scheduled City Council meeting at which the issue of the requested vacation will be decided; and

B. That the City Attorney shall post a copy of the notice on the board at the Dallas County Courthouse, and also serve such notice by U.S. Mail, at least thirty (30) days prior to the scheduled meeting, on any abutting owner of property and on any entity known to have facilities or equipment, such as utility lines, both aerial or buried, within the public right-of-way of the alley or portions thereof, sought to be vacated; and

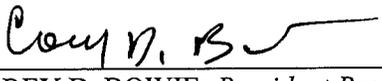
C. That such notice shall describe the portion of the alley thereof, proposed to be vacated, and that such notice give the date, time and location of the meeting of the Selma City Council at which the proposed vacation will be addressed; and

D. That any citizen alleging to be affected by the proposed vacation by the City of Selma shall be allowed to submit a written objection to the Selma City Council, or to request an opportunity to be heard at the public hearing; and

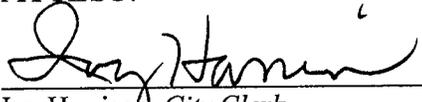
E. That, following the public hearing discussed herein, the Selma City Council may adopt a resolution describing with accuracy that portion of alley thereof, to be vacated, which resolution shall give the names of the owner or owners of abutting lots or parcels of land, and also the names of the owner or owners of such

other lots or parcels of land, if any, which will be cut off from access thereby over some other reasonable and convenient way.

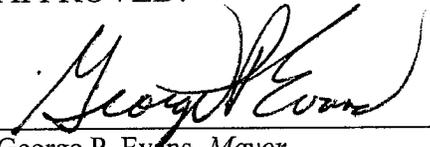
**ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA,
ALABAMA, on this the 12th day of April, 2011.**

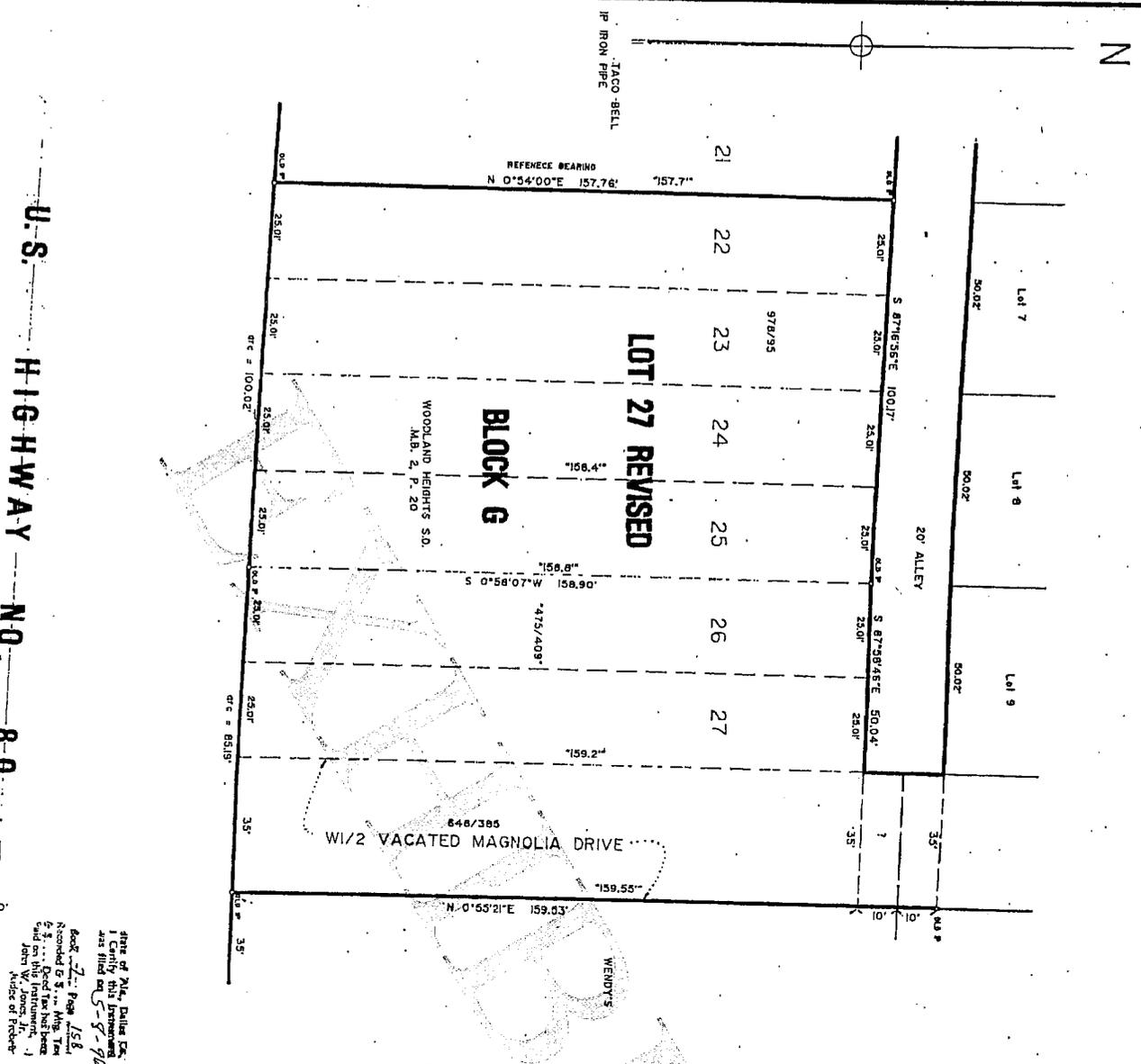

COREY D. BOWIE, *President Pro Temp*

ATTEST:


Ivy Harrison, *City Clerk*

APPROVED:


George P. Evans, *Mayor*



State of Ala., Dallas Co.
 I, certify this document
 was filed on 5-8-96
 Notary Public
 J. W. Jones, Jr.
 Judge of Probate

STATE OF ALABAMA
 COUNTY OF DALLAS

TO ALL INTERESTED PARTIES:
 SCALE 1" = 20'

I, W.H. Sommersville, Jr., Alabama Registered No. 75286, Selma, Alabama, hereby state that of the above and foregoing plat of the subdivision of the land shown on this map, that I have surveyed said land according to the plat shown on this map and that the map shows the subdivision into which the land is divided, gives the length and bearing of the boundary of the revised lot, gives the number of the revised lot, shows the name and width of the adjacent U.S. Highway No. 80, and shows the relation of the land so platted to previous recorded subdivision maps.

IN WITNESS WHEREOF, we the undersigned, hereby sign our names in compliance with the provisions of Section 52-2-20 and Section 52-2-51, 1996.

Wendy's
 Gary G. Thompson, as Owner
 Rommie H. Brock, as Owner

W.H. Sommersville, Jr.
 Notary Public

STATE OF Florida

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that, Rommie H. Brock, whose name is signed to the foregoing certificate as Owner, and who is known to me, acknowledged before me on this day, that being informed of the contents of the certificate, that he executed the same voluntarily, on the day the same bears date.

GIVEN UNDER MY HAND AND SEAL, this the 19th day of April, 1996.
 Devon R. Redinger
 Notary Public, Bay County, Florida
 My Commission Expires: November 29, 1997

STATE OF ALABAMA
 COUNTY OF Dallas

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that, Gary G. Thompson, whose name is signed to the foregoing certificate as Owner, and who is known to me, acknowledged before me on this day, that being informed of the contents of the certificate, that he executed the same voluntarily, on the day the same bears date.

GIVEN UNDER MY HAND AND SEAL, this the 22 day of April, 1996.
 My Commission Expires: August 5, 1999

Notary Public, Dallas County, Alabama

STATE OF ALABAMA
 COUNTY OF DALLAS

I, the undersigned authority, a Notary Public, in and for said County, in said State, hereby certify that W.H. Sommersville, Jr., whose name is signed to the foregoing certificate as Notary Public, who is known to me, acknowledged before me on this day that, being informed of the contents of the certificate, he executed the same voluntarily, on the day the same bears date.

GIVEN UNDER MY HAND AND SEAL, this the 17th day of April, 1996.
 My Commission Expires: August 19, 1996

Notary Public, Dallas County, Alabama

APPROVED FOR RECORDING: 4/21/96
 SELMA CITY PLANNING COMMISSION
 Roy C. MacLaughlin, III, Chairman

MAP OF LOT 27 REVISED, BLOCK G,
 WOODLAND HEIGHTS SUBDIVISION
 NORTH SECTION

SELMA, ALABAMA

W. H. SOMMERVILLE, JR.
 ALABAMA REGISTERED NO. 75286
 P.O. BOX 931
 SELMA, ALABAMA 36702-0934



SCALE: 1" = 20'
 MARCH 29, 1996
 DORANN BRYANT, J.A.

Map Book - Page 20

SECTION OF

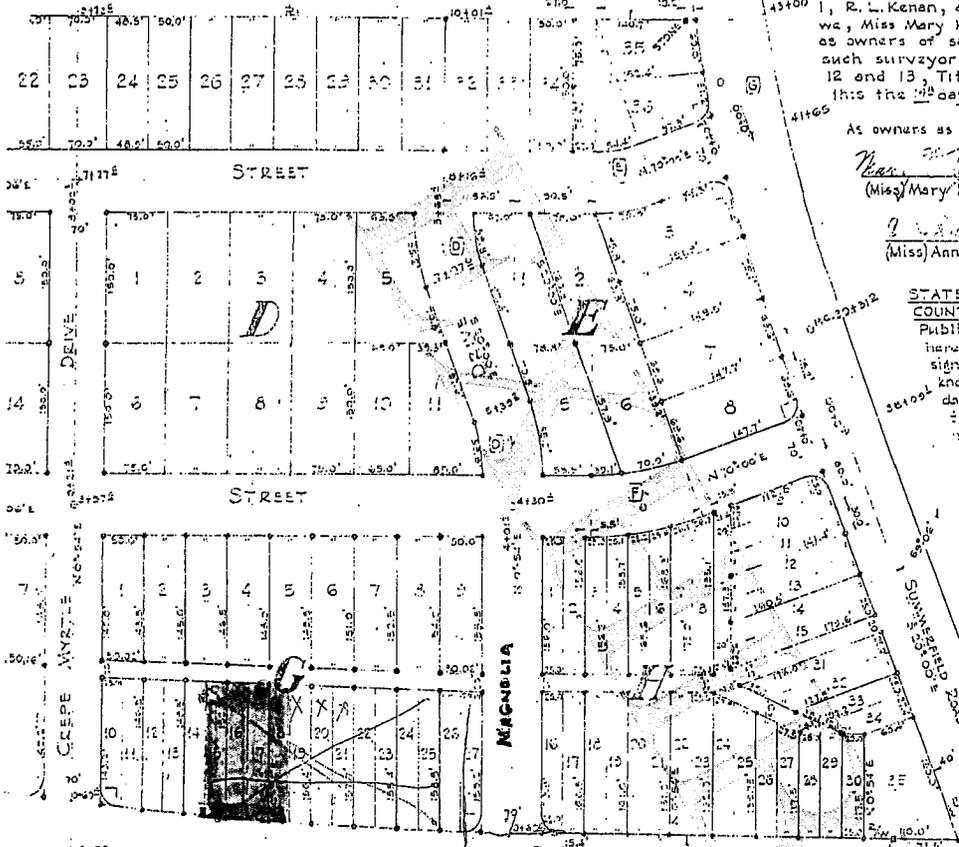
HEIGHTS

VISION

17N, 340E, DALLAS COUNTY, STATE OF ALA.

14 Sept 6
2 20
R.L. Kenan

I, R.L. Kenan, a registered engineer and surveyor of the State of Ala., do hereby certify that at the request of Miss Mary K. Calhoun and Miss Annie Graham King, (under the name of the Dallas Land Co., owners of the land represented on the accompanying map of the North Section of Woodland Heights Addition to Selma, Ala., I have had said land surveyed and the accompanying map plotted by a competent surveyor, and that said map shows the subdivisions into which the land is divided; and gives the length and bearing of the boundaries of each lot and its number; the bearing, length, width, and name of each street; the number of each block; and shows the relation of the land so platted to the Govt. survey.



I, R.L. Kenan, a registered engineer and surveyor, and we, Miss Mary K. Calhoun and Miss Annie Graham King, as owners of said land, do hereby sign our names as such surveyor and owners in compliance with Secs. 12 and 13, Title 56, of the Civil Code of Ala., 1940, this the 14th day of September, 1946.

As owners as aforesaid: Mary K. Calhoun (Miss) Mary K. Calhoun
As surveyor as aforesaid: R.L. Kenan R.L. Kenan, Ala. Reg. # 301.
Annie Graham King (Miss) Annie Graham King

STATE OF ALABAMA: I, the undersigned, COUNTY OF MONTGOMERY: authority, a Notary Public in and for said County and said State, hereby certify that R.L. Kenan, whose name is signed to the foregoing certificate, and who is known to me, acknowledged before me on this day that, being informed of the contents of the certificate, he executed the same voluntarily on the day the same bears date. Given under my hand and seal this the 14th day of Sept., 1946.

Notary Public, Montg. Co., Ala. SEAL

STATE OF ALABAMA: I, the undersigned, COUNTY OF DALLAS: authority, a Notary Public in and for said Co. and said State, hereby certify that Mary K. Calhoun and Annie Graham King, whose names are signed to the foregoing certificate, and who are known to me, acknowledged before me on this day that, being informed of the contents of the certificate, they executed the same voluntarily on the day the same bears date. Given under my hand and seal this the 14th day of Sept., 1946.

Notary Public Dallas Co., Ala. SEAL

R.L.