

July 10, 2019

To Whom it may concern,

Re: Vacation – End Cherry Wood Road

Notice is given that the Morgan County Commission will hold a public hearing at 9:00 a.m., August 13, 2019, in the Commission board room on the fifth floor of the Morgan County Courthouse, 302 Lee Street, N.E., Decatur, AL, for purposes of receiving public comment concerning the proposed the vacation of approximately 194.95 feet off the end of Cherry Wood Road in the SW1/4 of the NE1/4 of Section 27, Township 7 South, Range 3 West, Morgan County, Alabama. The attached Sketch and description depict the portion of easement that is proposed to be vacated.

Any citizen or utility alleging to be affected by the aforesaid vacation may submit a written objection to the Commission, via the County Engineer, and/or may be present at the public hearing to voice their concerns. Written comments must be received at the following address no later than 4:00 p.m., August 12, 2019:

Greg J. Bodley
Morgan County Engineer
580 Shull Road N.E.
Hartselle, Alabama, 35640.

This action, if approved, will divest the aforesaid portion of Cherry Wood Road from public use. If additional information is needed, please contact the Morgan County Engineering Department at 256.773.5297

Sincerely,



Greg J. Bodley
Morgan County Engineer

Enclosure

STATE OF ALABAMA
COUNTY OF MORGAN

This Instrument Prepared By:
GREG BODLEY
MORGAN COUNTY ENGINEERING DEPT.
580 SHULL ROAD NE
HARTSELLE, ALABAMA 35640

PETITION TO VACATE

KNOW ALL MEN BE THESE PRESENTS, that the undersigned, Randall B. Summerford and Mary E. Summerford, being the owners of all lands abutting that portion of the easement/right-of-way/roadway hereinafter described, do hereby petition the Morgan County Commission, the governing body of Morgan County, being a subdivision of the State of Alabama, to declare vacated and divested out of the public that portion of said easement/right-of-way/roadway described as follows:

All that portion Of Cherry Wood Road located in the SW1/4 of the NE1/4 of Section 27, Township 7 South, Range 3 West which lies outside of the cul-de-sac parcel deeded to and accepted by the Morgan County Commission in 2019. The portion to be vacated is more closely defined as follows:

Commencing at a found capped rebar purported to be the SW corner of the NE 1/4 of S27, T7S, R3W; thence N 0°38'00" E a distance of 533.46 feet; thence S 89°22'00" E a distance of 133.76 feet to a point in Cherry Wood Road and on the bulb of the deeded cul-de-sac parcel and also known as the POINT OF BEGINNING of the road section to be vacated; thence S 31°31'58" E a distance of 154.46 feet thence S 41°32'12" E a distance of 40.49 feet the end of Cherry Wood Road.

It is also agreed that the petitioners will have their property as described in Morgan County Probate Record Deed Book 2014, Page 614 reconfigured in compliance with the Morgan County Subdivision Regulations to where said property will have at least 30 feet of frontage on the new Cherry Wood Road cul-de-sac parcel.

IN WITNESS WHEREOF, the said undersigned have hereunto set their hands and seals,

this 25th day of January, 2019.

X: *Randall B. Summerford*
Randall B. Summerford

X: *Mary E. Summerford*
Mary E. Summerford

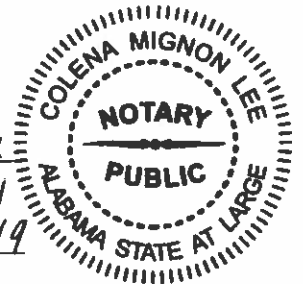
STATE OF ALABAMA
COUNTY OF MORGAN

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that **Randall B. Summerford** whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day same bears date.

GIVEN under my hand and seal on this the 25th day of January, 2019.

Colena Mignon Lee
NOTARY PUBLIC

My commission expires: 10/21/19



STATE OF ALABAMA
COUNTY OF MORGAN

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that **Mary E. Summerford** whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this date that, being informed of the contents of said instrument, they executed the same voluntarily on the day same bears date.

GIVEN under my hand and seal on this the 25th day of January, 2019.

Colena Mignon Lee
NOTARY PUBLIC

My commission expires: 10/21/19



James Bryan Hall and Wife, Kimberly Ward Hall
Book 2017, Page 2954

Tax Pin: 57609 Tax Pin: 67782

NW Cor of S1/2,
SW1/4 of NE 1/4
S27.T7S.R3W

ROW 40'
Existing

Pasture fence

R25

Cherry Wood Rd

Partial Vacation
Cherry Wood Road
Prepared By:
Morgan County Engineering Dept.
580 Shull Rd. NE
Hartselle, AL 35640
Ph: 256.773.5297

Carol K. Powell
Tax Pin: 42565
Book 2015, Page 437

Randall B. and
Mary E. Summerford
Tax Pin: 42555
Book 2014, Page 609

30' Easement
Kenneth W. Ward
Book 1440, Page 327

589°22'00"E
133.76'

Area to be deeded to
Morgan County in a
separate document for
use as cul-de-sac on
Cherry Wood Road

533.46'
N0°38'00"E

Portion of
Cherry Wood Rd
to be vacated

Randall B. and Mary E. Summerford
Tax Pin: 42555
Book 2014, Page 609

Randall B. and Mary E. Summerford
Tax Pin: 74638
Book 2014, Page 614

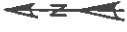
SW Cor of NE 1/4
S27.T7S.R3W

End Cherry Wood Road

Gravel
Driveway

Overhead utility

Sketch depicting
portion of
Cherry Wood Road
to be Vacated
NOT A SURVEY



NTS SCALE

