

ORDINANCE NO. 13-\_\_\_\_\_

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting a vacation of portions of utility and drainage easements; that the applicant has represented to the City of Huntsville that The Huntsville City Board of Education, is the owner of the property across which said easements lie; that said easements, or portions being vacated, are not presently used and are no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easements hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA                    )  
COUNTY OF MADISON                )

THIS INDENTURE made and entered into on this the 26th day of September, 2013, by and between the CITY OF HUNTSVILLE, ALABAMA, a municipal corporation in the State of Alabama, as Grantor, and THE HUNTSVILLE CITY BOARD OF EDUCATION, a political subdivision of the State of Alabama, as Grantee.

WITNESSETH: That the Grantor for and in consideration of the sum of Ten and no/100 Dollars to it cash in hand paid this day by the Grantee, and other good and valuable consideration, receipt of which is hereby acknowledged, does hereby remise, release, quitclaim and convey unto the Grantee all of its right, title, interest and claim in and to the following described real estate situated in the County of Madison, State of Alabama, to-wit:

**Tract A:** (Source of Title - Deed Book 440, Page 851)

All that part of Section 15, Township 3 South, Range 1 West, particularly described as beginning at a point which is located North 0 degrees 13 minutes West 1118 feet from the center of the West boundary of the Northeast Quarter of Section 15, Township 3 South, Range 1 West; Thence South 82 degrees 27 minutes East 40.37 feet to the East margin of Pulaski Pike Road, the point of true beginning; Thence from the point of true beginning South 82 degrees 27 minutes East 1259.63 feet to the center of Blue Springs Creek and containing 0.58 acres, more or less.

**Tract B:** (Source of Title - Deed Book 440, Page 851)

All that part of Section 15, Township 3 South, Range 1 West, particularly described as beginning at a point which is located North 0 degrees 13 minutes West 967.44 feet from the center of the West boundary of the Northeast Quarter of Section 15, Township 3 South, Range 1 West; Thence South 82 degrees 43 minutes East 40.35 feet to the East margin of Pulaski Pike Road, the point of true beginning; Thence from the point of true beginning South 82 degrees 43 minutes East 109.65 feet to a point; Thence South 41 degrees 03 minutes East 350 feet and containing 0.22 acres, more or less.

**Tract C:** (Source of Title - Deed Book 839, Page 65)

All that part of Sections 10 and 15, Township 3 South, Range 1 West in the City of Huntsville, Alabama, particularly described as beginning at a point South 77 Degrees 44 Minutes 01 Seconds East, a distance of 9.41 feet from the Southwest corner of Lot 7, Block 3, Holly Acres Subdivision (Plat Book 3, Page 67);

Thence from the POINT OF TRUE BEGINNING South 77 Degrees 44 Minutes 01 Seconds East, a distance of 64.25 feet to a point;  
Thence South 25 Degrees 59 Minutes 01 Seconds East, a distance of 859.30 feet to a point;  
Thence South 25 Degrees 29 Minutes 01 Seconds East, a distance of 409.60 feet to a point;  
Thence South 14 Degrees 29 Minutes 01 Seconds East, a distance of 151.35 feet to a point;  
Thence South 10 Degrees 24 Minutes 01 Seconds East, a distance of 620.45 feet to a point;  
Thence North 77 Degrees 23 Minutes 50 Seconds West, a distance of 31.01 feet to a point on the North Margin of a 15 foot Sanitary Sewer Easement;  
Thence along aforesaid easement North 04 Degrees 31 Minutes 33 Seconds East, a distance of 53.05 feet to a point;  
Thence along aforesaid easement North 13 Degrees 00 Minutes 03 Seconds West, a distance of 145.20 feet to a point;  
Thence along aforesaid easement North 12 Degrees 40 Minutes 55 Seconds West, a distance of 91.32 feet to a point;  
Thence along aforesaid easement North 08 Degrees 48 Minutes 03 Seconds West, a distance of 375.38 feet to a point;  
Thence along aforesaid easement North 26 Degrees 06 Minutes 09 Seconds West, a distance of 378.47 feet to a point;  
Thence along aforesaid easement North 26 Degrees 07 Minutes 11 Seconds West, a distance of 313.88 feet to a point;  
Thence along aforesaid easement North 26 Degrees 02 Minutes 03 Seconds West, a distance of 61.84 feet to a point;  
Thence along aforesaid easement North 27 Degrees 27 Minutes 16 Seconds West, a distance of 314.71 feet to a point;  
Thence along aforesaid easement North 27 Degrees 26 Minutes 32 Seconds West, a distance of 312.35 feet to a point;  
Thence North 24 Degrees 54 Minutes 16 Seconds West, a distance of 19.50 feet to the POINT OF TRUE BEGINNING, Containing 1.43 acres, more or less.

TO HAVE AND TO HOLD the same unto the Grantee and to its successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has caused this instrument to be executed by Tommy Battle, as its Mayor, and attested by Charles E. Hagood, as its Clerk-Treasurer, on the day and year first above written.

CITY OF HUNTSVILLE, ALABAMA,  
a municipal corporation

By: \_\_\_\_\_  
Tommy Battle, Mayor

ATTEST:

By: \_\_\_\_\_  
Charles E. Hagood  
Clerk-Treasurer

STATE OF ALABAMA     )  
COUNTY OF MADISON    )

I, the undersigned, a notary public in and for said County, in said State, hereby certify that Tommy Battle and Charles E. Hagood, whose names as Mayor and City Clerk-Treasurer, respectively, of the City of Huntsville, Alabama, a municipal corporation are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they, as such officers and with full authority, executed the same for and as the act of said corporation on the day the same bears date.

GIVEN under my hand and official seal this the 26th day of September, 2013.

\_\_\_\_\_  
Notary Public  
My Commission Expires: \_\_\_\_\_

Ordinance No. 13-\_\_\_\_\_ (Cont.)  
Huntsville Board of Education

ADOPTED this the 26th day of September, 2013.

\_\_\_\_\_  
President of the City Council  
of the City of Huntsville, Alabama

APPROVED this the 26th day of September, 2013.

\_\_\_\_\_  
Mayor of the City of  
Huntsville, Alabama