

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 a portion of a 5-foot utility and drainage easement; that the applicant has represented to the City of Huntsville that **Larry C. Martin**, is the owner of the property across which said easement lies; that said easement, or portion being vacated, is not presently used and is 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 easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA)
)
COUNTY OF MADISON)

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the undersigned **CITY OF HUNTSVILLE**, an Alabama municipal corporation, hereinafter referred to as Grantor, in consideration of the sum of Ten Dollars (\$10.00) in hand paid by **Larry C. Martin** hereinafter referred to as Grantee, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

Beginning at the center of the west boundry of Section 35, Township 3, Range 1, west, thence due north 177.5 feet to the True Place of beginning, thence due north 357.5 feet to a point of U.S. Highway 72, thence in an easterwardly direction along U.S. Highway 72 five (5) feet to a point, thence due south 357.5 feet to a point on the north boundry of Lot 13, Block 6, of the Magnolia Terrace Addition to the City of Huntsville, thence south 59° 35" west five (5) feet to the place of beginning all being Part of Section 35, Township 3, Range 1, west.

TO HAVE AND TO HOLD unto the said grantee, its successors and assigns forever.

The purpose of this Quitclaim Deed is to release any interest held by the City of Huntsville in that certain right of way easement recorded in Deed Book 258 Page 487, Probate Records of Madison County, Alabama.

IN WITNESS WHEREOF, Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its Clerk-Treasurer, this the _____ day of _____, 2013.

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 document, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, 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 day.

GIVEN under my hand and official seal this the _____ day of _____, 2013.

Notary Public

THIS INSTRUMENT PREPARED BY:
Rebecca Johns
One Tampa City Center
Suite 2000
201 N. Franklin Street
Tampa, FL 33602

Ordinance No. 13-_____ (Cont.)
Martin

ADOPTED this the 19th day of December, 2013.

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

APPROVED this the 19th day of December, 2013.

Mayor of the City of
Huntsville, Alabama