

RESOLUTION NO. 14-_____

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HUNTSVILLE, ALABAMA:

WHEREAS, Randall A. Schrimsher is the owner of all the land abutting a right-of-way lying within the City of Huntsville, Alabama, which right-of-way is described as follows, to-wit:

SEE ATTACHED EXHIBIT "A"

WHEREAS, the owner has executed a declaration (see attached Exhibit "B") of his intent and desire that the right-of-way above described be abandoned by the City of Huntsville; and it desires to divest any and all right, title and interest which the public may have in and to said right-of-way so described, acquired by virtue of the dedication of said right-of-way to the City of Huntsville, Alabama, and is no longer needed for a public or municipal purpose; and

WHEREAS, the City Council of the City of Huntsville, Alabama, has been advised and does find that convenient and adequate means of ingress and egress are available to all owners of surrounding property, such being afforded by virtue of other streets, easements, avenues, and alleys, and the said right-of-way is not being used and has been abandoned as a right-of-way, and having represented to the City Council of the City of Huntsville, Alabama, that the owners of the real property located on all sides have no objections to said abandonment;

NOW, THEREFORE, BE IT RESOLVED, by the City of Huntsville, Alabama, that the City does hereby declare the above-described right-of-way to be abandoned, divesting the entire right, title and interest of the City of Huntsville, Alabama, in and to said right-of-way.

ADOPTED, this the 13th day of February, 2014.

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

APPROVED, this the 13th day of February, 2014.

Mayor of the City of Huntsville,
Alabama

EXHIBIT "A"

LEGAL DESCRIPTION

All that part of Lanier-Pride Subdivision of Adam Hall Addition as recorded in the Office of the Judge of Probate, Madison County, Alabama in Plat Book 1, page 133 and being more particularly described as beginning at the Northeast corner of Lot 6 of said Lanier-Pride Subdivision. Thence from the Point of Beginning and along the Southern margin of Pride Street as platted in said Lanier-Pride Subdivision South 57 degrees 45 minutes 38 seconds West 118.00 feet to the Northwest corner of Lot 5; Thence leaving said margin and along the Eastern margin of Lanier's Alley as platted in said Lanier-Pride Subdivision South 32 degrees 44 minutes 50 seconds East 200.00 feet to the southwest corner of Lot 5; Thence leaving said Alley South 57 degrees 45 minutes 38 seconds West 20.00 feet to the Southeast corner of Lot 4; thence along the Western margin of said Alley North 32 degrees 44 minutes 50 seconds West 200.00 feet to the Northeast corner of Lot 4; Thence along the Southern margin of said Pride Street south 57 degrees 45 minutes 38 seconds West 236.00 feet to the Northwest corner of Lot 1; Thence North 32 degrees 44 minutes 50 seconds West 42.20 feet to the Southwest corner of Lot 9; Thence along the Northern margin of said Pride Street North 57 degrees 45 minutes 38 seconds East 236.00 feet to the Southeast corner of Lot 12; Thence leaving said margin and along the Western margin of said Lanier's Alley North 32 degrees 44 minutes 50 seconds West 200.00 feet to the Northeast corner of Lot 12; Thence North 57 degrees 45 minutes 38 seconds East 20.00 feet to the Northwest corner of Lot 13; Thence along the Eastern margin of said Alley 32 degrees 44 minutes 50 seconds West 200.0 feet to the Southeast corner of Lot 13; Thence along the Northern margin of said Pride Street North 57 degrees 45 minutes 38 seconds East 118.00 feet to the Southeast corner of Lot 14; Thence leaving said margin South 32 degrees 44 minutes 50 seconds East 42.20 feet to the Point of Beginning and containing 0.55 Acres, more or less.

STATE OF ALABAMA

COUNTY OF MADISON

DECLARATION OF VACATION OF RIGHT-OF-WAY

KNOW ALL MEN BY THESE PRESENTS: That the undersigned RANDALL A. SCHIRMSHER, desiring to vacate that certain right-of-way hereinafter described, says as follows:

1. That the said Owner is the owner of all the land abutting the hereinafter described right-of-way; and
2. WHEREAS, convenient and reasonable means of ingress and egress are available to the owner of the surrounding property; and
3. WHEREAS, the said right-of-way, hereinafter described, is situated within the corporate limits of the City of Huntsville, Alabama, and was heretofore dedicated to said City; and
4. WHEREAS, the undersigned, by this instrument, declares his intent to vacate the said right-of-way, hereinafter described; and
5. WHEREAS, it may be necessary for the City of Huntsville, Alabama to retain an easement for utilities and drainage over the real estate described below.

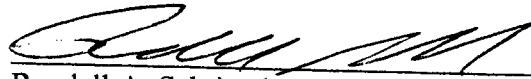
NOW, THEREFORE, the undersigned, as the owner of all property abutting the said right-of-way hereinafter described, does hereby petition and urge that the City Council of the City of Huntsville, Alabama, adopt a resolution hereby declaring said easement vacated and assenting to the vacation of the following described right-of-way, being described, as follows:

All that part of Lanier-Pride Subdivision of Adam Hall Addition as recorded in the Office of the Judge of Probate, Madison County, Alabama in Plat book 1, page 133 and being more particularly described as beginning at the Northeast corner of Lot 6 of said Lanier-Pride Subdivision. Thence from the Point of Beginning and along the Southern margin of Pride Street as platted in said Lanier-Pride Subdivision South 57 degrees 45 minutes 38 seconds West 118.00 feet to the Northwest corner of Lot 5; Thence leaving said margin and along the Eastern margin of Lanier's Alley as platted in said Lanier-Pride Subdivision South 32 degrees 44 minutes 50 seconds East 200.00 feet to the southwest corner of Lot 5; Thence leaving said Alley South 57 degrees 45 minutes 38 seconds West 20.00 feet to the Southeast corner of Lot 4; thence along the Western margin of said Alley North 32 degrees 44 minutes 50 seconds West 200.00 feet to the Northeast corner of Lot 4; Thence along the Southern margin of said Pride Street south 57 degrees 45 minutes 38 seconds West 236.00 feet to the Northwest

corner of Lot 1; Thence North 32 degrees 44 minutes 50 seconds West 42.20 feet to the Southwest corner of Lot 9; Thence along the Northern margin of said Pride Street North 57 degrees 45 minutes 38 seconds East 236.00 feet to the Southeast corner of Lot 12; Thence leaving said margin and along the Western margin of said Laniers Alley North 32 degrees 44 minutes 50 seconds West 200.00 feet to the Northeast corner of Lot 12; Thence North 57 degrees 45 minutes 38 seconds East 20.00 feet to the Northwest corner of Lot 13; Thence along the Eastern margin of said alley 32 degrees 44 minutes 50 seconds West 200.0 feet to the Southeast corner of Lot 13; Thence along the Northern margin of said Pride Street North 57 degrees 45 minutes 38 seconds East 118.00 feet to the Southeast corner of Lot 14; Thence leaving said margin South 32 degrees 44 minutes 50 seconds East 42.20 feet to the Point of Beginning and containing 0.55 Acres, more or less.

The above-described property shall remain subject to an easement for utilities and drainage in favor of the City of Huntsville, Alabama.


IN WITNESS WHEREOF, the undersigned owner of all property abutting said right-of-way hereinabove described, has caused this instrument to be executed, on this the 5th day of February, 2014.


Randall A. Schrimsher

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a Notary Public in and for the State of Alabama at Large, hereby certify that Randall A. Schrimsher, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office, this the 5th day of February, 2014.


Notary Public
My Commission expires: 12-26-2016