

ORDINANCE NO. 14-_____

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 utility and drainage easements; that the applicant has represented to the City of Huntsville that Attitude, LLC, 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)

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, **CITY OF HUNTSVILLE, ALABAMA**, an Alabama municipal corporation, hereinafter referred to as "Grantor", in consideration of the sum of **TEN DOLLARS (\$10.00)**, in hand paid to it by **ATTITUDE, LLC**, an Alabama limited liability company, hereinafter referred to as "Grantee", and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim and convey unto the said 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:

A tract of land lying and being in Section 12, Township 4 South, Range 2 West and Section 7, Township 4 South, Range 1 West, of the Huntsville Meridian.

Said tract being a portion of an existing gas line easement conveyed to **ALABAMA-TENNESSEE NATURAL GAS COMPANY** in Deed Book 199, Page 351 and in Deed Book 199, Page 367, and as subsequently conveyed to the **CITY OF HUNTSVILLE** in Deed Book 756, Page 680, as respectively recorded in the Office of the Judge of Probate for Madison County, Alabama, and being more particularly described as follows:

Commencing at a #5 Rebar found at the southeast corner of Unit 4 of A Resubdivision of Unit One of Resource Center of Research Park, A Condominium as recorded in Document Number 20100917000531190 as recorded in the Office of the Judge of Probate for Madison County, Alabama in Document Number 20111017000552090; thence North 30 Degrees 09 Minutes 07 Seconds East a distance of 73.10 feet to a point on the east boundary line of Unit 2 of said Condominium and the south boundary of an existing gas line easement as recorded in Deed Book 199 Page 351 and in Deed Book 199, Page 367 in the Office of the Judge of Probate for Madison County, Alabama; thence along said south boundary of easement South 72 Degrees 15 Minutes 59 Seconds West a distance of 44.74 feet to a point on an existing 30' Public Utility and Drainage Easement as recorded in Document Number 20070720000517570 in the Office of the Judge of Probate for Madison County, Alabama, said point being the Point of Beginning having established grid coordinates of (N) 1531873.56, (E) 402484.46 of Zone East of the Alabama State Plane Coordinate System.

Thence along said south boundary South 72 Degrees 15 Minutes 59 Seconds West a distance of 1515.46 feet to a point; thence leaving said south boundary, North 63 Degrees 12 Minutes 47 Seconds West a distance of 71.31 feet to a point on the north boundary of said easement; thence along said north boundary North 72 Degrees 15 Minutes 59 Seconds East a distance of 1621.61 feet to a point on the west boundary of said 30 foot Public Utility and Drainage Easement; thence leaving said north boundary and along said west easement line South 30 Degrees 09 Minutes 07 Seconds West a distance of 74.56 feet and the POINT OF BEGINNING.

The above described tract contains 1.80 acres (78427 sq. ft.)

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

IN WITNESS WHEREOF, the Grantor has caused this quitclaim to be signed in its behalf by its Mayor and attested by its Clerk-Treasurer, on this the 25th day of September, 2014.

ATTEST: **CITY OF HUNTSVILLE, ALABAMA,**
a municipal corporation

By: _____
Charles E. Hagood, Clerk-Treasurer

By: _____
Tommy Battle, Mayor

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 Clerk-Treasurer, respectively, of the **CITY OF HUNTSVILLE, ALABAMA**, a municipal corporation are signed to the foregoing instrument, 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 voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this the 25th day of September, 2014.

Notary Public
My Commission Expires: _____

This instrument was prepared by:
JAMES G. HARRISON
HARRISON, GAMMONS & RAWLINSON, P.C.
2430 L&N Drive
Huntsville, AL 35801
256-533-7711

Ordinance No. 14-_____ (Cont.)
Attitude, LLC

ADOPTED this the 25th day of September, 2014.

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

APPROVED this the 25th day of September, 2014.

Mayor of the City of
Huntsville, Alabama