

ORDINANCE NO. 15-_____

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 utility and drainage easement; that the applicant has represented to the City of Huntsville that **Ramsay P. Nuwayhid and wife, Elizabeth H. Nuwayhid**, are the owners 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

THIS QUITCLAIM DEED is made and entered into on the 3d day of December 2015, by and between the **CITY OF HUNTSVILLE, an Alabama municipal corporation**, as Grantor, and **RAMSAY P. NUWAYHID and wife, ELIZABETH H. NUWAYHID**, as Grantees.

WITNESSETH:

THAT FOR GOOD AND VALUABLE CONSIDERATION, the receipt and sufficiency of which is hereby expressly acknowledged by the Grantor, the Grantor has this day remised, released, quitclaimed, conveyed and confirmed and does, by these presents, remise, release, quitclaim, convey and confirm, unto the Grantees, all of the Grantor's right, title, interest and claim in and to the following-described lot or parcel of real property situated and lying and being in the County of Madison, State of Alabama, to-wit:

DESCRIPTION FOR A PORTION OF A UTILITY AND DRAINAGE EASEMENT TO BE VACATED ON LOT 99 OF THE HERITAGE OF MONTE SANO, AS OF RECORD IN PLAT BOOK 24 PAGE 22, IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS BEING 5.00 FEET EVENLY OFF AND WEST OF THE FOLLOWING DESCRIBED LINE:

COMMENCE AT THE NORTHEAST CORNER OF SAID LOT 99; THENCE ALONG THE EAST BOUNDARY OF SAID LOT 99, SOUTH 12 DEGREES 13 MINUTES 20 SECONDS EAST, 5.00 FEET TO THE POINT OF BEGINNING;

THENCE FROM THE POINT OF BEGINNING, CONTINUE ALONG THE SAID EAST BOUNDARY SOUTH 12 DEGREES 13 MINUTES 20 SECONDS EAST, A DISTANCE OF 148.29 FEET TO THE POINT OF ENDING.

TO HAVE AND TO HOLD the real estate above described, together with all and singular the rights, privileges, tenements and appurtenances thereunto belonging or in anywise appertaining unto the Grantees and unto their successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto set its hand and seal on the day and year first above written.

**CITY OF HUNTSVILLE,
an Alabama municipal corporation**

By: _____
Its: Mayor _____

STATE OF ALABAMA)
)
COUNTY OF MADISON)

I, the undersigned, a Notary Public in and for the above County, in said State, do hereby certify that Tommy Battle, whose name as Mayor of the City of Huntsville, an Alabama municipal corporation, is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, (s)he, as such officer and with full authority, executed the same voluntarily for and as the act of said municipal corporation.

Given under my hand and official seal this 3rd day of December 2015.

NOTARY PUBLIC
My Commission Expires: _____

THIS INSTRUMENT WAS PREPARED BY: W. TY STAFFORD OF LANIER FORD SHAVER & PAYNE P.C., ATTORNEYS-AT-LAW, 2101 WEST CLINTON AVENUE, SUITE 102, HUNTSVILLE, ALABAMA 35805, TELEPHONE NUMBER: (256) 535-1100.

THIS INSTRUMENT WAS PREPARED SOLELY FROM INFORMATION PROVIDED TO THE PREPARER OF THIS INSTRUMENT WHO ISSUED NO TITLE OPINION OR TITLE INSURANCE.

S:\WTS\Nuwayhid, Ramsay\Quitclaim Deed - City of Huntsville (Vacation).wpd

Ordinance No. 15-_____ (Cont.)
Ramsay P. Nuwayhid and wife, Elizabeth H. Nuwayhid

ADOPTED this the 3rd day of December, 2015.

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

APPROVED this the 3rd day of December, 2015.

Mayor of the City of
Huntsville, Alabama