

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 utility and drainage easements; that the applicants have represented to the City of Huntsville that **Ricardo Jimenez-Rodriguez and wife, Beatriz Garcia-Cardona**, are the owners 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    )

**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 **RICARDO JIMENEZ-RODRIGUEZ and wife, BEATRIZ GARCIA-CARDONA** hereinafter referred to as Grantees, and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantees, 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:

*ALL THAT PART OF THE SOUTHEAST QUARTER OF SECTION 8, TOWNSHIP 4 SOUTH, RANGE 1 EAST, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA AND BEING A PORTION OF A 10 FOOT WIDE UTILITY AND DRAINAGE EASEMENT LYING ALONG THE COMMON LOT LINE OF LOTS 11 AND 12, BLOCK 2 OF GREENWYCKE HEIGHTS SUBDIVISION, A RESUBDIVISION OF LOT 10, BLOCK 2 & LOT 5, BLOCK 3, VALLEY VIEW FIRST ADDITION & OTHER LANDS AS RECORDED IN PLAT BOOK 23, PAGE 45 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:*

*COMMENCING AT A 5/8-INCH IRON PIN MARKING THE SOUTHEAST CORNER OF SAID LOT 11, THENCE ALONG THE COMMON LOT LINE BETWEEN SAID LOTS 11 AND 12, NORTH 58 DEGREES 03 MINUTES 14 SECONDS WEST, 10.05 FEET TO THE POINT OF BEGINNING; THENCE SOUTH 26 DEGREES 10 MINUTES 46 SECONDS WEST, 0.98 FEET TO A POINT; THENCE SOUTH 26 DEGREES 29 MINUTES 43 SECONDS WEST, 4.04 FEET TO A POINT; THENCE NORTH 58 DEGREES 03 MINUTES 14 SECONDS WEST, 173.47 FEET TO A POINT LYING 5.00 FEET FROM THE SOUTHEASTERLY RIGHT-OF-WAY MARGIN OF BOHANNON DRIVE; THENCE, PARALLEL WITH SAID RIGHT-OF-WAY MARGIN, NORTH 31 DEGREES 51 MINUTES 45 SECONDS EAST, 10.00 FEET TO A POINT; THENCE SOUTH 58 DEGREES 03 MINUTES 14 SECONDS EAST, 172.50 FEET TO A POINT; THENCE SOUTH 26 DEGREES 10 MINUTES 46 SECONDS WEST, 5.03 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.04 ACRES (1730 SQUARE FEET) MORE OR LESS.*

**TO HAVE AND TO HOLD** the real estate above described, together with all and singular the rights, privileges, tenements and improvements thereunto belonging or in anywise appertaining unto the Grantees for and during their **JOINT LIVES** and upon the death of either of them, then to the **SURVIVOR OF THEM**, and to the heirs and assigns of such survivor of them forever, together with every contingent remainder and right of reversion.

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 17th day of December, 2015.

**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 17th day of December, 2015.

\_\_\_\_\_  
Notary Public

THIS INSTRUMENT PREPARED BY:  
**Ricardo Jimenez-Rodriguez**  
**1406 Chandler Rd.**  
**Huntsville, AL 35801**

Ordinance No. 15-\_\_\_\_\_ (Cont.)  
Ricardo and Beatriz Jimenez-Rodriguez

ADOPTED this the 17th day of December, 2015.

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

APPROVED this the 17th day of December, 2015.

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