

**ORDINANCE NO. 22-\_\_\_\_\_**

**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 the vacation of a utility and drainage easement; that the applicant has represented to the City of Huntsville that **Jonathan Robert Mullen and wife, Bonnie Marie Mullen**, are the owners of the property across which said easement lies; that said easement, or the 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 Jonathan Robert Mullen and Bonnie Marie Mullen, husband and wife, 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:

ALL THAT PART OF LOTS 2 AND 3 OF BLEVINS MANOR AS RECORDED IN DOCUMENT NUMBER 2021-70681 IN THE PROBATE RECORDS OF MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 2 AND THE SOUTHEAST CORNER OF SAID LOT 3 OF SAID SUBDIVISION; THENCE, ALONG THE LINE BETWEEN THE TWO LOTS, NORTH 01 DEGREE 21 MINUTES 57 SECONDS EAST 10.00 FEET TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE, FROM THE POINT OF BEGINNING, NORTH 87 DEGREES 49 MINUTES 09 SECONDS WEST 5.00 FEET TO THE INTERSECTION OF THE NORTH MARGIN OF THE 10-FOOT UTILITY AND DRAINAGE EASEMENT WHICH LIES NORTH OF AND ALONG THE NORTH MARGIN OF BLEVINS GAP ROAD AND THE WEST MARGIN OF THE 5-FOOT UTILITY AND DRAINAGE EASEMENT WHICH LIES WEST OF AND ALONG THE EAST BOUNDARY OF SAID LOT 3; THENCE, ALONG THE WEST MARGIN OF SAID 5-FOOT EASEMENT, NORTH 01 DEGREE 21 MINUTES 57 SECONDS EAST 629.23 FEET TO THE SOUTH MARGIN OF THE 10-FOOT EASEMENT THAT LIES SOUTH OF AND ALONG THE NORTH BOUNDARY OF SAID LOT 3; THENCE, ACROSS SAID EASEMENT, ALONG SAID SOUTH BOUNDARY, SOUTH 88 DEGREES 28 MINUTES 59 SECONDS EAST 10.00 FEET TO THE EAST MARGIN OF THE 5-FOOT UTILITY AND DRAINAGE EASEMENT WHICH LIES EAST OF AND ALONG THE WEST BOUNDARY OF SAID LOT 2 OF SAID SUBDIVISION; THENCE, ALONG THE EAST MARGIN OF SAID EASEMENT, SOUTH 01 DEGREE 21 MINUTES 57 SECONDS WEST 629.35 FEET TO THE NORTH MARGIN OF THE 10-FOOT UTILITY AND DRAINAGE EASEMENT WHICH LIES NORTH OF AND ALONG THE NORTH MARGIN OF BLEVINS GAP ROAD; THENCE NORTH 87 DEGREES 49 MINUTES 09 SECONDS WEST 5.00 FEET TO THE POINT OF BEGINNING, CONTAINING 0.1445 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.

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

**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 13th day of January, 2022.

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

By: \_\_\_\_\_  
Tommy Battle, Mayor

**ATTEST:**

By: \_\_\_\_\_  
Kenneth Benion  
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 Kenneth Benion, 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 13th day of January, 2022.

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

THIS INSTRUMENT PREPARED BY:  
***Jonathan Mullen***  
***4800 Whitesburg***  
***Suite 30-129***  
***Huntsville, AL 35802***

**Ordinance No. 22-**\_\_\_\_\_ (Cont.)

**ADOPTED** this the 13th day of January, 2022.

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

**APPROVED** this the 13th day of January, 2022.

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Mayor of the City of  
Huntsville, Alabama