



# Huntsville, Alabama

308 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 7/13/2023

**File ID:** TMP-3114

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**Department:** Legal

**Subject:**

**Type of Action:** Approval/Action

Ordinance authorizing the vacation of two Utility and Drainage Easements, located at 2550 Redstone Road.  
(Anderson)

Ordinance No.

**Finance Information:**

**Account Number:** NA

**City Cost Amount:** NA

**Total Cost:** NA

**Special Circumstances:**

**Grant Funded:** NA

**Grant Title - CFDA or granting Agency:** NA

**Resolution #:** NA

**Location: (list below)**

**Address:** 2550 Redstone Road

**District:** District 1 ☐ District 2 ☐ District 3 ☐ District 4 ☐ District 5 ☐

**Additional Comments:**

**ORDINANCE NO. 23-\_\_\_\_\_**

**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 utility and drainage easements; that the applicant has represented to the City of Huntsville that **Curtis Anderson**, is the owner of the property across which said easements lie; that said easements, or the 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 Curtis Anderson, a married man, 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:

STATE OF ALABAMA  
MADISON COUNTY

VACATION OF EASEMENT  
EAST PART - 0.128 ACRES

ALL THAT PART OF THE 50-FOOT SANITARY SEWER EASEMENT CONVEYED BY DEED RECORDED IN DEED BOOK 336 ON PAGE 416 IN THE PROBATE RECORDS OF MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS COMMENCING AT THE CENTER OF THE EAST BOUNDARY OF SECTION 12, TOWNSHIP 5 SOUTH, RANGE 1 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA; THENCE, NORTH 66 DEGREES 19 MINUTES 22 SECONDS EAST 92.68 FEET TO A ½" REBAR FOUND; THENCE NORTH 01 DEGREE 22 MINUTES 46 SECONDS EAST 20.00 FEET TO A CAPPED ½" REBAR SET; THENCE NORTH 88 DEGREES 05 MINUTES 23 SECONDS WEST 519.37 FEET TO THE EAST BOUNDARY OF SAID 50-FOOT EASEMENT; THENCE, NORTH 01 DEGREE 26 MINUTES 13 SECONDS EAST 10.00 FEET TO THE INTERSECTION OF SAID EAST BOUNDARY AND THE NORTH BOUNDARY OF A 10-FOOT UTILITY AND DRAINAGE EASEMENT ALONG THE NORTH MARGIN OF REDSTONE ROAD, THIS BEING THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE, FROM THE POINT OF BEGINNING, ALONG THE NORTH MARGIN OF THE 10-FOOT EASEMENT, NORTH 88 DEGREES 15 MINUTES 00 SECONDS WEST 18.54 FEET THE EAST BOUNDARY OF A 15-FOOT SANITARY SEWER EASEMENT CONVEYED BY DEED RECORDED IN DEED BOOK 867 ON PAGE 934; THENCE, ALONG THE EAST BOUNDARY OF SAID 15-FOOT EASEMENT, NORTH 02 DEGREES 38 MINUTES 32 SECONDS EAST 385.70 FEET TO THE SOUTH BOUNDARY OF A 5-FOOT UTILITY AND DRAINAGE EASEMENT; THENCE, ALONG THE SOUTH BOUNDARY OF SAID 5-FOOT EASEMENT, SOUTH 87 DEGREES 54 MINUTES 12 SECONDS EAST 10.43 FEET TO THE EAST BOUNDARY OF THE AFOREMENTIONED 50-FOOT EASEMENT; THENCE, ALONG SAID EAST BOUNDARY, SOUTH 01 DEGREE 26 MINUTES 13 SECONDS WEST

385.60 FEET TO THE POINT OF BEGINNING, CONTAINING 0.128 ACRES,  
MORE OR LESS.

STATE OF ALABAMA  
MADISON COUNTY

VACATION OF EASEMENT  
WEST PART - 0.1818 ACRES

ALL THAT PART OF THE 50-FOOT SANITARY SEWER EASEMENT CONVEYED BY DEED RECORDED IN DEED BOOK 336 ON PAGE 416 IN THE PROBATE RECORDS OF MADISON COUNTY, ALABAMA, MORE PARTICULARLY DESCRIBED AS COMMENCING AT THE CENTER OF THE EAST BOUNDARY OF SECTION 12, TOWNSHIP 5 SOUTH, RANGE 1 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA; THENCE, NORTH 66 DEGREES 19 MINUTES 22 SECONDS EAST 92.68 FEET TO A ½" REBAR FOUND; THENCE NORTH 01 DEGREE 22 MINUTES 46 SECONDS EAST 20.00 FEET TO A CAPPED ½" REBAR SET; THENCE NORTH 88 DEGREES 05 MINUTES 23 SECONDS WEST 520.66 FEET TO A 5/8" REBAR FOUND ON THE NORTH MARGIN OF REDSTONE ROAD; THENCE, CONTINUE ALONG REDSTONE ROAD, NORTH 88 DEGREES 15 MINUTES 00 SECONDS WEST 32.46 FEET TO THE INTERSECTION OF THE NORTH MARGIN OF REDSTONE ROAD AND THE WEST BOUNDARY OF A 15-FOOT SANITARY SEWER EASEMENT CONVEYED BY DEED RECORDED IN DEED BOOK 867 ON PAGE 934; THENCE, NORTH 02 DEGREE 38 MINUTES 32 SECONDS EAST 10.00 FEET TO THE INTERSECTION OF SAID WEST BOUNDARY AND THE NORTH BOUNDARY OF A 10-FOOT UTILITY AND DRAINAGE EASEMENT ALONG THE NORTH MARGIN OF REDSTONE ROAD, THIS BEING THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED;

THENCE, FROM THE POINT OF BEGINNING, ALONG THE NORTH MARGIN OF THE 10-FOOT EASEMENT, NORTH 88 DEGREES 15 MINUTES 00 SECONDS WEST 16.46 FEET TO THE WEST BOUNDARY OF THE AFOREMENTIONED 50-FOOT EASEMENT; THENCE, ALONG SAID WEST BOUNDARY, NORTH 01 DEGREE 26 MINUTES 13 SECONDS EAST 385.98 FEET TO THE SOUTH BOUNDARY OF A 5-FOOT UTILITY AND DRAINAGE EASEMENT; THENCE, ALONG THE SOUTH BOUNDARY OF SAID 5-FOOT EASEMENT, SOUTH 87 DEGREES 42 MINUTES 54 SECONDS EAST 24.58 FEET TO THE WEST BOUNDARY OF THE 15-FOOT SANITARY SEWER EASEMENT CONVEYED BY DEED RECORDED IN DEED BOOK 867 ON PAGE 934; THENCE, ALONG THE WEST BOUNDARY OF SAID 15-FOOT EASEMENT, SOUTH 02 DEGREES 38 MINUTES 32 SECONDS WEST 385.79 FEET TO THE POINT OF BEGINNING, CONTAINING 0.1818 ACRES, MORE OR LESS.

**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 City Clerk this the 13th day of July, 2023.

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

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

**ATTEST:**

By: \_\_\_\_\_  
Shāundrikā Edwards  
City Clerk

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 S. Edwards, whose names as Mayor and City Clerk- 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 July, 2023.

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

THIS INSTRUMENT PREPARED BY:  
***Hill Land Surveying, Inc.***  
***133 Featherstone Lane***  
***Hampton Cove, AL 35763***

**Ordinance No. 23-**\_\_\_\_\_ **(Cont.)**

**ADOPTED** this the 13th day of July, 2023.

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

**APPROVED** this the 13th day of July, 2023.

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Mayor of the City of  
Huntsville, Alabama