

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 right-of-way; that the applicants have represented to the City of Huntsville that **Hunter Johnson and Amanda Johnson**, are the owners of the property across which said right-of-way lies; that said right-of-way, 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 right-of-way 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, 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 **Hunter Johnson and Amanda Johnson**, hereinafter referred to as "Grantees", and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim and convey unto the said 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:

PARCEL "A"

All that part of Section 19, Township 3 South, Range 1 East of the Huntsville Meridian, Madison County, Alabama and being a part of St. Mark Road as shown on the record plat of Wakefield Subdivision as recorded in Plat Book 11, Page 69 in the Office of the Judge of Probate, Madison County, Alabama;

Particularly described as beginning at the Southwest corner of Lot 18, Block 6 of said Wakefield Subdivision, said point being at the end of St. Mark Road on the North right of way margin; Thence from the Point of Beginning and along the North right of way margin of said St. Mark Road, Due East 178.65 feet to the point of curve; Thence around a curve to the left, having a radius of 78.66 feet, a chord bearing and distance of North 76 degrees 23 minutes 41 seconds East 37.00 feet; Thence South 27 degrees 12 minutes 32 seconds East 25.00 feet to the centerline of said road; Thence along the centerline of said St. Mark Road, around a curve to the right, having a radius of 103.66 feet, a chord bearing and distance of South 76 degrees 23 minutes 41 seconds West 48.76 feet; Thence Due West 178.65 feet to the end of said road; Thence Due North 25.00 feet to the Point of Beginning and containing 5,548 square feet, more or less.

AND ALSO

PARCEL "B"

All that part of Section 19, Township 3 South, Range 1 East of the Huntsville Meridian, Madison County, Alabama and being a part of St. Mark Road as shown on the record plat of Wakefield Subdivision as recorded in Plat Book 11, Page 69 in the Office of the Judge of Probate, Madison County, Alabama;

Particularly described as commencing at the Southwest corner of Lot 18, Block 6 of said Wakefield Subdivision, said point being at the end of St. Mark Road on the North right of way margin; Thence Due South 25.00 feet to the Point of Beginning, said point being in the centerline of said St. Mark Road; Thence from the Point of Beginning, Due East 178.65 feet to the point of curve; Thence around a curve to the left, having a radius of 103.66 feet, a chord bearing and distance of North 76 degrees 23 minutes 41 seconds East 48.76 feet; Thence South 27 degrees 12 minutes 32 seconds East 25.00 feet to a point on the South right of way margin of said road; Thence along the South right of way margin of said St. Mark Road, around a curve to the right, having a radius of 128.66 feet, a chord bearing and distance of South 76 degrees 23 minutes 41 seconds West 60.52 feet; Thence Due West 178.65 feet to the end of said road; Thence Due North 25.00 feet to the Point of Beginning and containing 5,845 square feet, more or less.

TO HAVE AND TO HOLD unto the said Grantees, and unto their heirs, successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has caused this quitclaim deed to be signed on its behalf by its Mayor and attested by its Clerk-Treasurer, on this the 27th day of October, 2022.

ATTEST:

CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: _____
Kenneth Benion, 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 **KENNETH BENION**, whose names as Mayor and Clerk-Treasurer, respectively, of the **CITY OF HUNTSVILLE, ALABAMA, a municipal corporation** are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that being informed of the contents of the conveyance, 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 27th day of October, 2022.

Notary Public
My Commission Expires: _____

Pursuant to and in accordance with Section 40-22-1 of the *Code of Alabama (1975)*, the following information is offered in lieu of submitting Form RT-1:

Date of Sale: _____, 20____
Grantor's Address: 308 Fountain Circle, Huntsville, AL 35801
Grantee's Address: 8487 Sedgebrook Dr SE, Owens Cross Roads, AL 35763
Property Address: Easement at St. Mark Road, Huntsville, AL 35801
Purchase Price: \$0 – Nominal for vacation of easement

THIS INSTRUMENT WAS PREPARED BASED UPON INFORMATION PROVIDED BY THE GRANTEE. NO TITLE EXAMINATION HAS BEEN PERFORMED BY THE PREPARER OF THIS DEED AND NO OPINION HAS BEEN EXPRESSED OR RENDERED WITH RESPECT TO THE TITLE OR LEGAL DESCRIPTION OF THE ABOVE DESCRIBED REAL PROPERTY.

THIS INSTRUMENT WAS PREPARED BY: ANDREA GULLION
HARRISON & GAMMONS, P.C.
2430 L&N Drive
Huntsville, AL 35801
256-533-7711
CW21-JOHNSON

Ordinance No. 22-_____ (Cont.)

ADOPTED this the 27th day of October, 2022.

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

APPROVED this the 27th day of October, 2022.

Mayor of the City of
Huntsville, Alabama