



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 9/25/2025

File ID: TMP-6001

Department: Legal

Subject:

Type of Action: Approval/Action

Ordinance authorizing the vacation of two 5-foot Utility and Drainage Easements between Lots 124 and 126, The Heritage of Monte Sano, Darlington Road. (Waggoner)

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: Between Lots 124 and 126, The Heritage of Monte Sano, Darlington Road

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

Additional Comments:

ORDINANCE NO. 25-_____

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 applicants have represented to the City of Huntsville that **Blake Justin Waggoner and Mary Grace Waggoner**, are the owners of the property across which said easements lie; that said easements, or the portion 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

QUIT CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: That, in consideration of TEN AND 00/100 Dollars (\$10.00) and other good and valuable consideration to the Grantor in hand paid by the Grantee herein, the receipt of which is hereby acknowledged, **CITY OF HUNTSVILLE, an Alabama municipal corporation**, (herein referred to as "Grantor"), does hereby remise, release, quitclaim and convey unto **BLAKE JUSTIN WAGGONER and MARY GRACE WAGGONER** (herein referred to as "Grantees") the following described real estate situated in Madison County, Alabama, to-wit:

All that part of Lot 29 and 30 of The Heritage of Monte Sano, as recorded in Plat Book 24 Page 22 in the Office of the Judge of Probate, Madison County, Alabama.

Beginning at the Southeast corner of the aforementioned Lot 30;

Thence North 15°43'20" West a distance of 15.00 feet to a point, said point being the True Point of Beginning for the herein described easement;

Thence leaving said True Point of Beginning, South 76°42'38" West a distance of 5.00 feet to a point;

Thence North 15°43'20" West a distance of 145.81 feet to a point;

Thence North 76°42'34" East a distance of 10.00 feet to a point;

Thence South 15°43'20" East a distance of 145.81 feet to a point;

Thence South 76°42'38" West a distance of 5.00 feet to the True Point of Beginning and the end of the herein described easement.

TO HAVE AND TO HOLD the aforegranted premises to the said Grantees, their heirs and assigns forever.

IN WITNESS WHEREOF, the City of Huntsville, Alabama has caused this instrument to be duly executed its Mayor and attested by its Clerk, this the 25th day of September, 2025.

**CITY OF HUNTSVILLE, ALABAMA,
a Municipal Corporation**

By: _____
Tommy Battle, Mayor

ATTEST:

By: _____
Shaundrika Edwards, its City Clerk

CONTINUED ON FOLLOWING PAGE

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 Shaundrika Edwards, whose names as Mayor and City Clerk, 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 for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal this 25th day of September, 2025.

Notary Public
My Commission Expires: _

Ordinance No. _____

ADOPTED this the 25th day of September, 2025.

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

APPROVED this the 25th day of September, 2025.

Mayor of the City of Huntsville,
Alabama _____

This instrument was prepared by:
Todd R. Howard
Attorney-at-Law
3315 Memorial Parkway SW, 400-3
Huntsville, Alabama 35801
(256) 975-1055

ADOPTED this the 25th day of September, 2025.

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

APPROVED this the 25th day of September, 2025.

Mayor of the City of
Huntsville, Alabama