

**ORDINANCE NO. 20-\_\_\_\_\_**

**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 Landscape Easements, Sanitary Sewer Easements and Drainage Easements; that the applicants have represented to the City of Huntsville that **Viduta Village, LLC, Cornerstone Builders, Viduta Builders, LLC, and Blue Water Renovations, Inc.**, are the owners of the properties 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 four (4) quitclaim deeds vacating the easements hereinafter described, said deeds 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, a municipal corporation within the State of Alabama, hereinafter referred to as Grantor, and Viduta Village, LLC, hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars in hand paid by the Grantee, 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 THEIR HEIRS AND ASSIGNS FOREVER FOR AND DURING THEIR JOINT LIVES, TOGETHER WITH EVERY CONTINGENT REMAINDER AND RIGHT OF REVERSION, 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 SECTION 33, TOWNSHIP 3 SOUTH, RANGE 1 EAST, OF THE HUNTSVILLE MERIDIAN, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA, AND BEING A PORTION OF A 30 FOOT WIDE LANDSCAPE, SANITARY SEWER, AND DRAINAGE EASEMENT LYING WITHIN LOTS 14 AND 15 OF THE FINAL PLAT OF VIDUTA VILLAGE, AS RECORDED IN DOCUMENT NO. 20170630000377890, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 14 AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE NAD '83) OF NORTH 1542892.39, EAST 446290.79; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 15.00 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE SAID POINT OF BEGINNING, NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 15 FEET; THENCE SOUTH 88 DEGREES 47 MINUTES 13 SECONDS EAST, 162.52 FEET; THENCE SOUTH 00 DEGREES 32 MINUTES 10 SECONDS WEST, 15 FEET; THENCE NORTH 88 DEGREES 47 MINUTES 13 SECONDS WEST, 162.52 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.06 ACRES (2,437 SQUARE FEET) MORE OR LESS.

ALSO

ALL THAT PART OF SECTION 33, TOWNSHIP 3 SOUTH, RANGE 1 EAST, OF THE HUNTSVILLE MERIDIAN, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA, AND BEING A PORTION OF A 30 FOOT WIDE LANDSCAPE, SANITARY SEWER, AND DRAINAGE EASEMENT LYING WITHIN LOTS 18, 19 AND 20 OF THE FINAL PLAT OF VIDUTA VILLAGE, AS RECORDED IN DOCUMENT NO. 20170630000377890, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 18 AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE NAD '83) OF NORTH 1542885.01, EAST 446630.73; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 10 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE SAID POINT OF BEGINNING, NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 20 FEET; THENCE SOUTH 88 DEGREES 42 MINUTES 07 SECONDS EAST, 247.53 FEET; THENCE SOUTH 00 DEGREES 32 MINUTES 10 SECONDS WEST, 20 FEET; THENCE NORTH 88 DEGREES 42 MINUTES 07 SECONDS WEST, 247.53 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.11 ACRES (4,950 SQUARE FEET) MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantees, their heirs and assigns forever together with every contingent remainder and right of reversion, all of Grantor's right, title, interest and claim in and to the above described real estate.

IN WITNESS WHEREOF, the Grantors have caused this Quit Claim Deed to be signed in its behalf by its Mayor and attested by its Clerk—Treasurer, on this 11th day of June, 2020.

Attest: \_\_\_\_\_  
Kenneth Benton,  
as Clerk-Treasurer of City of Huntsville,  
a municipal corporation within the State of Alabama

CITY OF HUNTSVILLE  
a municipal corporation within the State of Alabama

By: \_\_\_\_\_  
Tommy Battle, as It's Mayor

STATE OF ALABAMA  
COUNTY OF MADISON

I, the undersigned, a notary public in and for said state and county, hereby certify that Tommy Battle and Kenneth Benton, whose names 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 signed their name voluntarily on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of June, 2020.

\_\_\_\_\_  
(SEAL)  
Notary Public  
My Commission Expires:

Prepared by:  
Charles Brinkley/ch  
307 Randolph Avenue  
Huntsville, Alabama

STATE OF ALABAMA  
COUNTY OF MADISON

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, City of Huntsville, a municipal corporation within the State of Alabama, hereinafter referred to as Grantor, and Cornerstone Builders, hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars in hand paid by the Grantee, 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 THEIR HEIRS AND ASSIGNS FOREVER FOR AND DURING THEIR JOINT LIVES, TOGETHER WITH EVERY CONTINGENT REMAINDER AND RIGHT OF REVERSION, 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 SECTION 33, TOWNSHIP 3 SOUTH, RANGE 1 EAST, OF THE HUNTSVILLE MERIDIAN, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA, AND BEING A PORTION OF A 30 FOOT WIDE LANDSCAPE, SANITARY SEWER, AND DRAINAGE EASEMENT LYING WITHIN LOT 21 OF THE FINAL PLAT OF VIDUTA VILLAGE, AS RECORDED IN DOCUMENT NO. 20170630000377890, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 21 AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE NAD '83) OF NORTH 1542877.31, EAST 446970.68; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 15 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE SAID POINT OF BEGINNING, THENCE NORTH 88 DEGREES 42 MINUTES 07 SECONDS WEST, 77.51 FEET; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 15 FEET; THENCE SOUTH 88 DEGREES 42 MINUTES 07 SECONDS EAST, 77.51 FEET; SOUTH 00 DEGREES 32 MINUTES 10 SECONDS WEST, 15 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.03 ACRES (1,162 SQUARE FEET) MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantees, their heirs and assigns forever together with every contingent remainder and right of reversion, all of Grantor's right, title, interest and claim in and to the above described real estate.

IN WITNESS WHEREOF, the Grantors have caused this Quit Claim Deed to be signed in its behalf by its Mayor and attested by s Clerk—Treasurer, on this 11th day of June, 2020.

Attest: \_\_\_\_\_ Kenneth Benton,  
as Clerk-Treasurer of City of Huntsville,  
a municipal corporation within the State of Alabama

CITY OF HUNTSVILLE  
a municipal corporation within the State of Alabama

By: \_\_\_\_\_ Tommy Battle, as It's: Mayor

STATE OF ALABAMA  
COUNTY OF MADISON

I, the undersigned, a notary public in and for said state and county, hereby certify that Tommy Battle and Kenneth Benton, whose names 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 signed their name voluntarily on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of June, 2020.

\_\_\_\_\_  
(SEAL)

Notary Public

My Commission Expires:

Prepared by:  
Charles Brinkley/ch  
307 Randolph Avenue  
Huntsville, Alabama

STATE OF ALABAMA  
COUNTY OF MADISON

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, City of Huntsville, a municipal corporation within the State of Alabama, hereinafter referred to as Grantor, and Viduta Builders, LLC, hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars in hand paid by the Grantee, 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 THEIR HEIRS AND ASSIGNS FOREVER FOR AND DURING THEIR JOINT LIVES, TOGETHER WITH EVERY CONTINGENT REMAINDER AND RIGHT OF REVERSION, 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 SECTION 33, TOWNSHIP 3 SOUTH, RANGE 1 EAST, OF THE HUNTSVILLE MERIDIAN, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA, AND BEING A PORTION OF A 30 FOOT WIDE LANDSCAPE, SANITARY SEWER, AND DRAINAGE EASEMENT LYING WITHIN LOT 16 OF THE FINAL PLAT OF VIDUTA VILLAGE, AS RECORDED IN DOCUMENT NO. 20170630000377890, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 17 AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE NAD '83) OF NORTH 1542886.93, EAST 446545.75; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 10 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE SAID POINT OF BEGINNING, NORTH 88 DEGREES 42 MINUTES 07 SECONDS WEST, 36.01 FEET; THENCE NORTH 88 DEGREES 47 MINUTES 13 SECONDS WEST, 41.50 FEET; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 20 FEET; THENCE SOUTH 88 DEGREES 47 MINUTES 13 SECONDS EAST, 41.75 FEET; THENCE SOUTH 88 DEGREES 42 MINUTES 07 SECONDS EAST, 35.76 FEET; SOUTH 00 DEGREES 32 MINUTES 10 SECONDS WEST, 20 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.04 ACRES (1,550 SQUARE FEET) MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantees, their heirs and assigns forever together with every contingent remainder and right of reversion, all of Grantor's right, title, interest and claim in and to the above described real estate.

IN WITNESS WHEREOF, the Grantors have caused this Quit Claim Deed to be signed in its behalf by its Mayor and attested by s Clerk-Treasurer, on this 11<sup>th</sup> day of June, 2020.

Attest: \_\_\_\_\_  
Kenneth Benton,  
as Clerk-Treasurer of City of Huntsville,  
a municipal corporation within the State of Alabama

CITY OF HUNTSVILLE  
a municipal corporation within the State of Alabama

By: \_\_\_\_\_  
Tommy Battle, as It's: Mayor

STATE OF ALABAMA  
COUNTY OF MADISON

I, the undersigned, a notary public in and for said state and county, hereby certify that Tommy Battle and Kenneth Benton, whose names 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 signed their name voluntarily on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of June, 2020.

\_\_\_\_\_  
(SEAL)

Notary Public

My Commission Expires:

Prepared by:  
Charles Bririkley/ch  
307 Randolph Avenue  
Huntsville, Alabama

STATE OF ALABAMA  
COUNTY OF MADISON

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, City of Huntsville, a municipal corporation within the State of Alabama, hereinafter referred to as Grantor, and Blue Water Renovations, Inc., hereinafter referred to as Grantees.

WITNESSETH: That the said Grantors, for and in consideration of the sum of Ten and No/100 (\$10.00) Dollars in hand paid by the Grantee, 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 THEIR HEIRS AND ASSIGNS FOREVER FOR AND DURING THEIR JOINT LIVES, TOGETHER WITH EVERY CONTINGENT REMAINDER AND RIGHT OF REVERSION, 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 SECTION 33, TOWNSHIP 3 SOUTH, RANGE 1 EAST, OF THE HUNTSVILLE MERIDIAN, CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA, AND BEING A PORTION OF A 30 FOOT WIDE LANDSCAPE, SANITARY SEWER, AND DRAINAGE EASEMENT LYING WITHIN LOT 17 OF THE FINAL PLAT OF VIDUTA VILLAGE, AS RECORDED IN DOCUMENT NO.

20170630000377890, AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 17 AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE NAD '83) OF NORTH 1542886.93, EAST 446545.75; THENCE NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 10 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE SAID POINT OF BEGINNING, NORTH 00 DEGREES 32 MINUTES 10 SECONDS EAST, 20 FEET; THENCE SOUTH 88 DEGREES 42 MINUTES 07 SECONDS EAST, 85.01 FEET; THENCE SOUTH 00 DEGREES 32 MINUTES 10 SECONDS WEST, 20 FEET; THENCE NORTH 88 DEGREES 42 MINUTES 07 SECONDS WEST, 85.01 FEET TO THE POINT OF BEGINNING AND CONTAINING 0.04 ACRES (1,700 SQUARE FEET) MORE OR LESS.

TO HAVE AND TO HOLD unto the said grantees, their heirs and assigns forever together with every contingent remainder and right of reversion, all of Grantor's right, title, interest and claim in and to the above described real estate.

IN WITNESS WHEREOF, the Grantors have caused this Quit Claim Deed to be signed in its behalf by its Mayor and attested by its Clerk-Treasurer, on this 11<sup>th</sup> day of June, 2020.

Attest: \_\_\_\_\_  
Kenneth Benton,  
as Clerk-Treasurer of City of Huntsville,  
a municipal corporation within the State of Alabama

CITY OF HUNTSVILLE  
a municipal corporation within the State of Alabama

By: \_\_\_\_\_  
Tommy Battle, as It's Mayor



STATE OF ALABAMA  
COUNTY OF MADISON

I, the undersigned, a notary public in and for said state and county, hereby certify that Tommy Battle and Kenneth Benton, whose names 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 signed their name voluntarily on the day the same bears date.

GIVEN under my hand and official seal this the 11th day of June, 2020.

\_\_\_\_\_  
(SEAL)

Notary Public

My Commission Expires:

Prepared by:  
Charles Brinkley/ch  
307 Randolph Avenue  
Huntsville, Alabama

**Ordinance No. 20-**           (Cont.)

**ADOPTED** this the 11th day of June, 2020.

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

**APPROVED** this the 11th day of June, 2020.

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Mayor of the City of  
Huntsville, Alabama