

ORDINANCE NO. 21-_____

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 **Mark Manosky**, is the owner 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:

THIS INSTRUMENT PREPARED BY: Send Tax Notice to:
J. Witty Allen Mark Manosky
NOWLIN, BACHUSS & GRAY LAW FIRM 174 Paul Drive
P.O. Box 1149 Brownsboro, AL 35741
Decatur, AL 35602

STATE OF ALABAMA
COUNTY OF MADISON
"NO TITLE EXAMINATION REQUESTED AND NONE MADE"

QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that the CITY OF HUNTSVILLE, an Alabama municipal corporation, hereinafter referred to as the Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) in hand paid by Mark Manosky, a married man residing at 174 Paul Drive, Brownsboro, AL 35741, hereinafter referred to as the Grantee, the receipt whereof is hereby acknowledged, and other good and valuable consideration, does hereby remise, release, quitclaim and convey unto the said Grantee all of its right, title, interest, and claim in and to the following described real estate situated in the County of Madison, State of Alabama, to-wit: EASEMENT 1 as Said easement is reflected on the attached survey labeled exhibit "A" and as more particularly described.

A 10 FOOT EASEMENT LOCATED IN SECTION 22, TOWNSHIP 4 SOUTH, RANGE 1 EAST OF MADISON COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF LOT 8 OF THE FINAL PLAT OF PAUL SIMMONS PROPERTY AS RECORDED IN PLAT BOOK 5 PAGE 25 IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA, THENCE, ALONG THE EAST BOUNDARY LINE OF THE SAID LOT 8, NORTH 00 DEGREES 58 MINUTES 29 SECONDS EAST FOR A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING;

THENCE, LEAVING THE EAST BOUNDARY OF SAID LOT 8, NORTH 88 DEGREES 56 MINUTES 23 SECONDS WEST FOR A DISTANCE OF 5.00 FEET TO A POINT; THENCE, NORTH 00 DEGREES 58 MINUTES 29 SECONDS EAST FOR A DISTANCE OF 279.96 FEET TO A POINT; THENCE, SOUTH 89 DEGREES 01 MINUTES 45 SECONDS EAST FOR A DISTANCE OF 10.00 FEET TO A POINT; THENCE, SOUTH 00 DEGREES 58 MINUTES 29 SECONDS WEST FOR A DISTANCE OF 279.97 FEET TO A POINT; THENCE, NORTH 88 DEGREES 56 MINUTES 23 SECONDS WEST A DISTANCE OF 5.00 FEET TO THE POINT OF BEGINNING; CONTAINING 0.06 ACRES (2,800 SQUARE FEET) MORE OR LESS.

TO HAVE AND TO HOLD the same unto the said Grantee, and to his heirs, successors and assigns, forever.

IN WITNESS WHEREOF, the City of Huntsville, has caused this instrument to be duly executed by its Mayor and Clerk-Treasurer, pursuant to Resolution No. _____, as of this the 9th day of September, 2021.

CITY OF HUNTSVILLE, an Alabama
municipal corporation

By: _____
Tommy Battle,
Mayor

ATTEST:

By: _____
Kenneth Benion,
City Clerk-Treasurer

I, the undersigned, a Notary Public in and for said County and 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, an Alabama 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 this conveyance, they, as such officers and with full authority, executed the same voluntarily for and as the act of the City of Huntsville.

Given under my hand and official seal this 9th day of September 2021.

SEAL

NOTARY PUBLIC

My commission expires: _____

file no. _____

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Ordinance No. 21-_____ (Cont.)

ADOPTED this the 9th day of September, 2021.

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

APPROVED this the 9th day of September, 2021.

Mayor of the City of
Huntsville, Alabama