

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 applicants have represented to the City of Huntsville that **Timothy Coley and wife, Kiperly Coley**, are the owners 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:

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 Timothy Coley and wife, Kiperly Coley 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:

All that part of Lot 7, Block 2 of Country Club Gardens, recorded in Plat Book 6, page 40, in the office of judge of probate, Madison County, Alabama, more particularly described as beginning at a point that is north 44 degrees 01 minutes 41 seconds east 88.71 feet and north 45 degrees 11 minutes 49 seconds west 33.74 feet from the southeast corner of said Lot 7.

Thence from the true point of beginning north 45 degrees 55 minutes 12 seconds west 34.22 feet to a point

Thence north 45 degrees 04 minutes 48 seconds east 15.75 feet to a point

Thence south 20 degrees 12 minutes 16 seconds east 37.67 feet to the point of beginning and containing 269 square feet ±

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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 Clerk-Treasurer, this the 9th day of September 2021.

CITY OF HUNTSVILLE, ALABAMA,
a municipal corporation

By: _____
Tommy Battle, Mayor

ATTEST:

By: _____
Kenneth Benion, Clerk-Treasurer

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 City Clerk-Treasurer, 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 9th day of September, 2021.

Notary Public

THIS INSTRUMENT PREPARED BY:

Timothy Coley

1005 Club View Drive Northwest

Huntsville, Alabama 35816

Timothy Coley
1005 Club View Dr NW
HSV, AL 35816

LEGAL DESCRIPTION
MADISON COUNTY, ALABAMA

UTILITY AND DRAINAGE EASEMENT VACATION
LOT 7, BLOCK 2, COUNTRY CLUB GARDENS

ALL THAT PART OF LOT 7, BLOCK 2 OF COUNTRY CLUB GARDENS, RECORDED IN PLAT BOOK 6, PAGE 40, IN THE OFFICE OF JUDGE OF PROBATE, MADISON COUNTY, ALABAMA MORE PARTICULARLY DESCRIBED AS BEGINNING AT A POINT THAT IS NORTH 44 DEGREES 01 MINUTES 41 SECONDS EAST 88.71 FEET AND NORTH 45 DEGREES 11 MINUTES 49 SECONDS WEST 33.74 FEET FROM THE SOUTHEAST CORNER OF SAID LOT 7

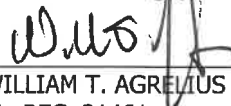
THENCE FROM THE TRUE POINT OF BEGINNING NORTH 45 DEGREE 55 MINUTES 12 SECONDS WEST 34.22 FEET TO A POINT

THENCE NORTH 45 DEGREES 04 MINUTES 48 SECONDS EAST 15.75 FEET TO A POINT

THENCE SOUTH 20 DEGREES 12 MINUTES 16 SECONDS EAST 37.67 FEET TO THE POINT OF BEGINNING AND CONTAINING 269 SQUARE FEET +-

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BIG SPRING SURVEYORS


WILLIAM T. AGRELIUS
AL. REG. 21461



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