

Sponsor: Cole

ORDINANCE

WHEREAS, Ricky L. Doxie and Christine T. Doxie have requested that the City vacate the utilities easement ("Easement") described as follows:

An easement to be vacated, said easement lying and being in Lot 5 and a part of Lot 6, RESURVEY OF LOTS 4, 5, 6 & 7 HEATHERHURST ADDITION NO. 1, according to the plat thereof as recorded in the office of the Judge of Probate, Lauderdale County, Alabama, in Plat Book 6, Page 336, said easement to be vacated being more particularly described as beginning at an iron pin set with cap at the Southernmost corner of the Ricky L. Doxie and Christine T. Doxie as described by deed in the office of the Judge of Probate, Lauderdale County, Alabama, in Deed Book 2006, Page 62049; thence North 54 degrees 29 minutes 52 seconds West and along the West line of said Doxie Tract for 115.58 feet to the point of beginning; thence continuing North 54 degrees 29 minutes 52 seconds West and along the West line of said Doxie Tract for 50.00 feet; thence North 35 degrees 30 minutes 08 seconds East for 195.57 feet; thence North 37 degrees 17 minutes 26 seconds West for 43.62 feet; thence South 49 degrees 19 minutes 23 seconds East for 71.96 feet; thence South 35 degrees 30 minutes 08 seconds East for 128.20 feet; thence South 57 degrees 10 minutes 18 seconds East for 20.02 feet; thence South 35 degrees 30 minutes 08 seconds West for 74.71 feet to the point of beginning; and

WHEREAS, the appropriate departments of the City have approved, in writing, the extinguishment of the Easement; and

WHEREAS, it has been determined that the Easement is not needed for any public or municipal purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FLORENCE, ALABAMA, that the Easement is hereby vacated and extinguished, and the Mayor and City Clerk are hereby authorized and directed to execute on behalf of the City, in favor of Ricky L. Doxie and Christine T. Doxie, the property owners, the attached Extinguishment of Easement Quitclaim Deed to convey the Easement property.

ADOPTED this _____ day of _____, 2025.

CITY COUNCIL

APPROVED this _____ day of _____, 2025.

MAYOR

ADOPTED & APPROVED this _____ day of _____, 2025.

CITY CLERK-TREASURER

STATE OF ALABAMA)

LAUDERDALE COUNTY)

EXTINGUISHMENT OF EASEMENT AND QUITCLAIM DEED

THIS CONVEYANCE, made at Florence, Alabama, this _____ day of _____, 2025, by and between the City of Florence, Alabama, a municipal corporation, First Party, and Ricky L. Doxie and wife, Christine T. Doxie, collectively Second Party.

WITNESSETH:

WHEREAS, it is the intention of the parties to this conveyance to extinguish any utilities easement over, under, on, and across the property hereinafter described; and

WHEREAS, said easement is not needed for any public or municipal purpose.

NOW, THEREFORE, for and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid by Second Party to First Party, the receipt whereof is hereby acknowledged, First Party hereby extinguishes any and all interest that it has in any utilities easement over, under, on, and across the following described property and does by these presents release, remise, quitclaim and convey unto the Second Party any and all interest that it has in any utilities easement over, under, on, and across the property described as follows:

An easement to be vacated, said easement lying and being in Lot 5 and a part of Lot 6, RESURVEY OF LOTS 4, 5, 6 & 7 HEATHERHURST ADDITION NO. 1, according to the plat thereof as recorded in the office of the Judge of Probate, Lauderdale County, Alabama, in Plat Book 6, Page 336, said easement to be vacated being more particularly described as beginning at an iron pin set with cap at the Southernmost corner of the Ricky L. Doxie and Christine T. Doxie as described by deed in the office of the Judge of Probate, Lauderdale County, Alabama, in Deed Book 2006, Page 62049; thence North 54 degrees 29 minutes 52 seconds West and along the West line of said Doxie Tract for 115.58 feet to the point of beginning; thence continuing North 54 degrees 29 minutes 52 seconds West and along the West line of said Doxie Tract for 50.00 feet; thence North 35 degrees 30 minutes 08 seconds East for 195.57 feet; thence North 37 degrees 17 minutes 26 seconds West for 43.62 feet; thence South 49 degrees 19 minutes 23 seconds East for 71.96 feet; thence South 35 degrees 30 minutes 08 seconds East for 128.20 feet; thence South 57 degrees 10 minutes 18 seconds East for 20.02 feet; thence South 35 degrees 30 minutes 08 seconds West for 74.71 feet to the point of beginning.

TO HAVE AND TO HOLD the same unto Second Party, their heirs and assigns forever.

IN WITNESS WHEREOF, First Party has caused its corporate name to be hereunto

subscribed by its Mayor and has caused its duly attested corporate seal to be hereunto affixed by its City Clerk-Treasurer on the date first above written.

CITY OF FLORENCE, ALABAMA,
a municipal corporation

By: _____
Mayor

ATTEST:

City Clerk-Treasurer

(S E A L)

STATE OF ALABAMA)

LAUDERDALE COUNTY)

I, the undersigned authority, a Notary Public in and for said County and State, hereby certify that Andrew Betterton, whose name as Mayor of the City of Florence, Alabama, a municipal corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal this _____ day of _____, 2025.

Notary Public

My Commission Expires:

This instrument prepared by:
W. T. Musgrove, III
P.O. Box 98
Florence, AL 35631-0098