

RESOLUTION NO. WWB-11-23

**A RESOLUTION TO DECLARE CERTAIN INTERESTS IN REAL PROPERTY OF
THE WATER AND WASTEWATER BOARD OF THE CITY OF MADISON TO BE
SURPLUS AND NO LONGER NEEDED FOR MUNICIPAL PURPOSES OF THE
BOARD AND FURTHER TO AUTHORIZE THE DISPOSITION OF SAID REAL
PROPERTY TO MADISON COUNTY, ALABAMA**

WHEREAS, the Water and Wastewater Board of the City of Madison, doing business as Madison Utilities (hereinafter, "MU") owns an interest in certain real property, specifically a 0.007-acre parcel of property as described in the statutory warranty deed attached hereto as Exhibit 1, for which MU has no continuing need; and

WHEREAS, it is the desire of MU to declare said interest in real property to be surplus and no longer needed for Board purposes and to authorize the conveyance of its interest in said real property to Madison County, Alabama by statutory warranty deed.

NOW, THEREFORE, BE IT RESOLVED by the Water and Wastewater Board of the City of Madison, sitting in regular session on this the 17th day of July, 2023, that MU declares that the property described above and on the attached statutory warranty deed is no longer needed for its public purposes and, upon approval of an Ordinance of the City of Madison approving the disposition of said property by the Board, the Chairman of the Board is hereby directed to convey by statutory warranty deed MU's interest in the said real property to Madison County, Alabama.

BE IT FURTHER RESOLVED that the Madison City Council be requested, at its next regularly scheduled meeting, to adopt an ordinance in accordance with *Ala. Code* § 11-50-314 to give its consent to the disposition of MU's interest in the referenced property and to authorize MU to convey the aforesaid portion of property to Madison County, Alabama.

READ, PASSED, AND ADOPTED THIS 17th DAY OF July, 2023.



Terris Tatum, Chairman
Water and Wastewater Board of the City of
Madison, Alabama

ATTEST:



Emory DeBord, Secretary-Treasurer



Exhibit "A"

LEGAL DESCRIPTION

A PART OF THE NE 1/4 OF NE 1/4, SECTION 29, TOWNSHIP 3S, RANGE 2W, IDENTIFIED AS TRACT NO. 6 ON PROJECT NO. R042019586 (CDG) IN MADISON COUNTY, ALABAMA AND BEING MORE FULLY DESCRIBED AS FOLLOWS:

PARCEL 1 OF 1:

COMMENCING FROM A COMMON SECTION CORNER FOR SECTION 20, 21, 28, AND 29, T-3-S, R-2-W, THENCE S38°04'58"W A DISTANCE OF 89.24 FEET TO A POINT ON THE ACQUIRED RIGHT OF WAY LINE, ALSO BEING THE POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED;

THENCE N00°14'05"W ALONG THE ACQUIRED RIGHT OF WAY LINE A DISTANCE OF 20.01 FEET TO A POINT ON THE ACQUIRED RIGHT OF WAY LINE 55.00 FEET LEFT OF WALL TRIANA HIGHWAY STATION 70+07.25;

THENCE S88°41'32"E ALONG THE PRESENT PROPERTY LINE A DISTANCE OF 16.22 FEET TO A POINT ON THE PRESENT RIGHT OF WAY LINE 38.79 FEET LEFT OF WALL TRIANA HIGHWAY STATION 70+06.81;

THENCE S01°26'49"W ALONG THE PRESENT RIGHT OF WAY LINE A DISTANCE OF 20.00 FEET TO A POINT ON THE PRESENT PROPERTY LINE 39.38 FEET LEFT OF WALL TRIANA HIGHWAY STATION 69+86.82;

THENCE N88°41'39"W ALONG THE PRESENT PROPERTY LINE A DISTANCE OF 15.63 FEET TO A POINT ON THE ACQUIRED RIGHT OF WAY LINE 55.00 FEET LEFT OF WALL TRIANA HIGHWAY STATION 69+87.24, THE POINT AND PLACE OF BEGINNING;

THE ABOVE DESCRIBED PARCEL CONTAINS 0.007 ACRE, MORE OR LESS.