

ORDINANCE 2006-5

AN ORDINANCE OF THE CITY OF HAMILTON TO DECLARE CERTAIN PROPERTY NO LONGER NEEDED FOR PUBLIC OR MUNICIPAL PURPOSES; AND TO AUTHORIZE THE CONVEYANCE OF SAID PROPERTY TO THE ALABAMA DEPARTMENT OF TRANSPORTATION

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HAMILTON, ALABAMA AS FOLLOWS:

SECTION 1. It is hereby established and declared that the following real property of the City of Hamilton, Alabama, is no longer needed for public or municipal purposes, to wit:

Right of Way Tract No. 34 of public highway Project Number BRF-NHF-0074 (as identified from the records of the Alabama Department of Transportation located in Section 36, Township 10 South, Range 14 West.

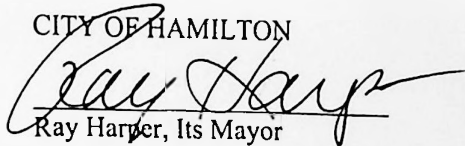
SECTION 2. After publication of this Ordinance in the Journal Record, that the Mayor and City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Hamilton, Alabama, a warranty deed, a copy of which is in the office of the City Clerk, whereby the City of Hamilton, Alabama, does convey the premises described in Section 1 hereof, to the Alabama Department of Transportation for the consideration of the sum of Six thousand One Hundred Eighty Dollars (\$6,180.00).

SECTION 3. Pursuant to the Restrictive Covenants recorded in Volume 312, Pages 18 and 19, the Mayor and City Council do hereby grant the Alabama Department of Transportation a variance from said Restrictive Covenants and do hereby release the Tracts herein described from said Restrictive Covenants.

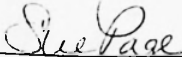
SECTION 4. The purpose of this Agreement is to further the Alabama Department of Transportation's efforts to expand and widen U.S. Highway 278, east of Hamilton.

ADOPTED AND APPROVED THIS THE 26TH DAY OF SEPTEMBER, 2006.

CITY OF HAMILTON


Ray Harper, Its Mayor

ATTEST:


Sue Page, City Clerk