

**MINUTES FROM A REGULAR MEETING OF THE  
COUNCIL OF MUSCLE SHOALS, ALABAMA, HELD  
June 5, 2017**

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The City Council of Muscle Shoals, Alabama met at the Muscle Shoals City Hall auditorium in said City at 6:05 p.m. on the 5<sup>th</sup> day of June, 2017 being the scheduled time and approved place for said meeting. The meeting was called to order by Allen Noles, President of the Council. The invocation was given by Ricky Williams. On roll call the following members were found to be present or absent, as indicated:

PRESENT: CHRIS HALL, NEAL WILLIS, MIKE LOCKHART  
KEN SOCKWELL, ALLEN NOLES  
ABSENT: NONE

Allen Noles, President of the Council, presided at the meeting and declared that a quorum was present and that the meeting was convened and opened for the purposes of transaction of business. Richard Williams, City Clerk, was present and kept the minutes of the meeting.

Upon motion duly made by Council Member Sockwell and seconded by Council Member Hall and unanimously adopted, the Council waived the reading of the minutes of the previously held regular meeting and work session of May 15, 2017 and approved the minutes as written.

President Noles announced that the next item of business was consideration of a resolution to vacate a certain streets and alleyways in Riverside Park Subdivision.

Council Member Hall introduced the following resolution and moved for its adoption:

STATE OF ALABAMA	)	
	)	<b><u>PETITION AND DECLARATION OF VACATION</u></b>
COLBERT COUNTY	)	

The undersigned, Harold E. Aycock and Mattie Aycock, being the owners of various lots located in Riverside Park Subdivision, as recorded in Map Book 2, Page 351, office of the Judge of Probate, Colbert County, Alabama (hereafter referred to as "Riverside Park Subdivision"), including Lots 88 through 152, Lots 185 through 249, and Lots 282 through 308, said Lots abutting the alley and the streets hereinafter set out, do hereby declare the following alley and streets in said Riverside Park Subdivision to be vacated, to wit:

Those portions of right of way for public streets and alleys being a part of the North ½ of the Southwest ¼ of Section 19, Township 3 South, Range 10 West Colbert County, Alabama; in the City of Muscle Shoals, Alabama; shown on the

map or plat of Riverside Park Subdivision recorded in Map Book 2, Page 351 at the Office of Probate Judge in said county and state; being more particularly described as follows:

**RIGHT OF WAYS FOR PUBLIC STREETS:**

All that portion of a **55 foot wide right of way for Cumberland Street** in said subdivision beginning at a point on the Northeast Corner of Lot 95; thence East for a distance of 55 feet to a point on the Northwest Corner of Lot 96; thence South for a distance of 702 feet to a point on the Southwest Corner of Lot 298; thence West for a distance of 55 feet to a point on the Southeast Corner of Lot 297; thence North for a distance of 702 feet to a point on the Northeast Corner of Lot 95 being the point of beginning.

All that portion of a **60 foot wide right of way for Mississippi Avenue** in said subdivision beginning at a point on the Southwest Corner of Lot 152; thence East for a distance of 1126 feet to a point on the Southeast Corner of Lot 125; thence South for a distance of 60 feet to a point on the Northeast Corner of Lot 212; thence West for a distance of 1126 feet to a point on the Northwest Corner of Lot 185; thence North for a distance of 60 feet to a point on the Southwest Corner of Lot 152 being the point of beginning.

All that portion of a **60 foot wide right of way for Missouri Avenue** in said subdivision beginning at a point on the Southwest Corner of Lot 249; thence East for a distance of 1126 feet to a point on the Southeast Corner of Lot 222; thence South for a distance of 60 feet to a point on the Northeast Corner of Lot 309; thence West for a distance of 1126 feet to a point on the Northwest Corner of Lot 282; thence North for a distance of 60 feet to a point on the Southwest Corner of Lot 249 being the point of beginning.

**16 FOOT WIDE ALLEYS:**

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 88; thence East for a distance of 160 feet to a point on the Southeast Corner of Lot 95; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 137; thence West for a distance of 160 feet to a point on the North line of Lot 141; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 88 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 96; thence East for a distance of 511 feet to a point on the Southeast Corner of Lot 120; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 121; thence West for a distance of 511 feet to a point on the Northwest Corner of Lot 136; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 96 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 185; thence East for a distance of 560 feet to a point on the Southeast Corner of Lot 200; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 234; thence West for a distance of 560 feet to a point on the Northwest Corner of Lot 249; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 185 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 201; thence East for a distance of 385 feet to a point on the Southeast Corner of Lot 211; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 223; thence West for a distance of 385 feet to a point on the Northwest Corner of Lot 233; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 201 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Northeast Corner of Lot 126; thence East for a distance of 16 feet to a point on the Northwest Corner of Lot 121; thence South for a distance of 110 feet to a point on the Southwest Corner of Lot 125; thence West for a distance of 16 feet to a point on the Southeast Corner of Lot 126; thence North for a distance of 110 feet to a point on the Northeast Corner of Lot 126 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Northeast Corner of Lot 211; thence East for a distance of 16 feet to a point on the Northwest Corner of Lot 212; thence South for a distance of 236 feet to a point on the Southwest Corner of Lot 222; thence West for a distance of 16 feet to a point on the Southeast Corner of Lot 223; thence North for a distance of 236 feet to a point on the Northeast Corner of Lot 211 being the point of beginning.

The undersigned, Harold Aycock and Mattie Aycock, hereby request that the City Council of Muscle Shoals consent to, approve, ratify and confirm the vacation of the above described alleys and streets and, further, to authorize conveyance by quit-claim deed, to the petitioners of the right, title and interest of the City of Muscle Shoals, Alabama, in and to the hereinabove described alleys and streets.

IN WITNESS WHEREOF, the undersigned has hereunto set their hands and seals as of this the 2<sup>nd</sup> day of June, 2017.

s/ Harold E. Aycock  
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HAROLD E. AYCOCK

s/ Mattie Aycock  
\_\_\_\_\_  
MATTIE AYCOCK

STATE OF ALABAMA     )  
COLBERT COUNTY        )



Shoals, Colbert County, Alabama, to wit:

Those portions of right of way for public streets and alleys being a part of the North ½ of the Southwest ¼ of Section 19, Township 3 South, Range 10 West Colbert County, Alabama; in the City of Muscle Shoals, Alabama; shown on the map or plat of Riverside Park Subdivision recorded in Map Book 2, Page 351 at the Office of Probate Judge in said county and state; being more particularly described as follows:

**RIGHT OF WAYS FOR PUBLIC STREETS:**

All that portion of a **55 foot wide right of way for Cumberland Street** in said subdivision beginning at a point on the Northeast Corner of Lot 95; thence East for a distance of 55 feet to a point on the Northwest Corner of Lot 96; thence South for a distance of 702 feet to a point on the Southwest Corner of Lot 298; thence West for a distance of 55 feet to a point on the Southeast Corner of Lot 297; thence North for a distance of 702 feet to a point on the Northeast Corner of Lot 95 being the point of beginning.

All that portion of a **60 foot wide right of way for Mississippi Avenue** in said subdivision beginning at a point on the Southwest Corner of Lot 152; thence East for a distance of 1126 feet to a point on the Southeast Corner of Lot 125; thence South for a distance of 60 feet to a point on the Northeast Corner of Lot 212; thence West for a distance of 1126 feet to a point on the Northwest Corner of Lot 185; thence North for a distance of 60 feet to a point on the Southwest Corner of Lot 152 being the point of beginning.

All that portion of a **60 feet wide right of way for Missouri Avenue** in said subdivision beginning at a point on the Southwest Corner of Lot 249; thence East for a distance of 1126 feet to a point on the Southeast Corner of Lot 222; thence South for a distance of 60 feet to a point on the Northeast Corner of Lot 309; thence West for a distance of 1126 feet to a point on the Northwest Corner of Lot 282; thence North for a distance of 60 feet to a point on the Southwest Corner of Lot 249 being the point of beginning.

**16 FOOT WIDE ALLEYS:**

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 88; thence East for a distance of 160 feet to a point on the Southeast Corner of Lot 95; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 137; thence West for a distance of 160 feet to a point on the North line of Lot 141; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 88 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 96; thence East for a distance of 511 feet to a point on the Southeast Corner of Lot 120; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 121; thence West for a distance of 511 feet to a point on the Northwest Corner of Lot 136; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 96 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 185; thence East for a distance of 560 feet to a point on the Southeast Corner of Lot 200; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 234; thence West for a distance of 560 feet to a point on the Northwest Corner of Lot 249; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 185 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Southwest Corner of Lot 201; thence East for a distance of 385 feet to a point on the Southeast Corner of Lot 211; thence South for a distance of 16 feet to a point on the Northeast Corner of Lot 223; thence West for a distance of 385 feet to a point on the Northwest Corner of Lot 233; thence North for a distance of 16 feet to a point on the Southwest Corner of Lot 201 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Northeast Corner of Lot 126; thence East for a distance of 16 feet to a point on the Northwest Corner of Lot 121; thence South for a distance of 110 feet to a point on the Southwest Corner of Lot 125; thence West for a distance of 16 feet to a point on the Southeast Corner of Lot 126; thence North for a distance of 110 feet to a point on the Northeast Corner of Lot 126 being the point of beginning.

All that portion of a **16 foot wide alley** in said subdivision beginning at a point on the Northeast Corner of Lot 211; thence East for a distance of 16 feet to a point on the Northwest Corner of Lot 212; thence South for a distance of 236 feet to a point on the Southwest Corner of Lot 222; thence West for a distance of 16 feet to a point on the Southeast Corner of Lot 223; thence North for a distance of 236 feet to a point on the Northeast Corner of Lot 211 being the point of beginning.

be and the same is hereby ratified, approved and confirmed and its assent is hereby given.

**BE IT FURTHER RESOLVED** that the City of Muscle Shoals, Alabama, a municipal corporation, remise, release, and quit-claim Petitioners whatever right, title and interest the City of Muscle Shoals may have acquired in and to the above described alleys and street and that the Mayor or President of the Council is hereby authorized to execute such quit-claim deed to Petitioners for and on behalf of the City of Muscle Shoals, Alabama.

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Council Member Willis seconded the motion and upon said motion being put to a vote all voted "AYE" and "NAYS" were none.

President Noles announced that the resolution had been approved.

There being no further business to come before the meeting, upon the motion duly made and seconded the meeting was adjourned.

CITY OF MUSCLE SHOALS, ALABAMA  
a Municipal Corporation

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COUNCIL MEMBER - PLACE ONE

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COUNCIL MEMBER - PLACE TWO

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COUNCIL MEMBER - PLACE THREE

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COUNCIL MEMBER - PLACE FOUR

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COUNCIL MEMBER - PLACE FIVE

ATTEST:

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CITY CLERK