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Alice K. Martin
Judge of Probate
Calhoun County, Alabama

RESOLUTION NO. 2020-08

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OXFORD, ALABAMA, A MUNICIPAL CORPORATION, AS FOLLOWS:

WHEREAS, RaceTrac Petroleum, Inc., as successor-by-merger to OWC, LTD, and Jay Mahraj, LLC are the owners of all the property abutting on or adjacent to the following described property that is proposed to be vacated, situated in Calhoun County, Alabama, City of Oxford:

> A parcel of land located in the Southeast one quarter of Section 30, Township 16 South, Range 8 East Calhoun County, Alabama Said parcel being more particularly described as follows:
>
> Begin at a set nail marking the Southeast corner of the above mentioned Block 16, said point also marking the intersection of the West right of way of Berry Street and the North right of way of Elm Street; thence run North 00 Degrees 13 Minutes 42 Seconds East along the east line of said Block 16 and along said West right of way for a distance of 300.00 feet to a set 5/8 inch capped rebar stamped CA-560-LS, said point marking the Northeast corner of said Block 16, said point also lying on the South right of way of Grace Street; thence leaving Block 16 run South 89 Degrees 53 Minutes 39 Seconds East along said South right of way for a distance of 40.00 feet to a point, said point lying on the East right of way of Berry Street and marking the Northwest corner of Block 15 of LA Chappells resubdivision of Part of Block 15 of Subdivision of SE Boozer Farm as recorded in Map Book J Page 15 in the Office of Judge of Probate Calhoun County, Alabama; thence leaving the South right of way of Grace Street run South 00 Degrees 13 Minutes 42 Seconds West along said East right of way and the West line of Block 15 for a distance of 300.78 feet to a set nail, said point lying on the aforementioned North right of way of Elm Street; thence leaving the East line of Berry Street and the West line of Block 15 run North 88 Degrees 46 Minutes 27 Seconds West along said North right of way for a distance of 40.0 feet to the point of beginning. Said parcel contains 12,015 square feet or 0.28 acres more or less.

WHEREAS, the above owners are desirous of vacating said tract of land described above and request that the assent of the City Council of the City of Oxford, Alabama, be given as required by law in such cases; subject, however, to all existing rights of way or easements for public utilities and to all utility facilities presently situated in said vacated area;

That after vacation of the above described tract of land, and all public rights and easements therein, convenient means of ingress and egress to and from the property will be afforded to all other property owners owning property in or near the tract of land embraced in said map, plat or survey by the remaining streets, avenues, or highways dedicated by said map, plat, or survey.

NOW THEREFORE, be it resolved by the City Council of the City of Oxford, Alabama, that it does hereby assent to the said RaceTrac Petroleum, Inc., and Jay Mahraj, LLC vacating said tract of land as described above and that the above described property be and the same is hereby vacated and annulled and all public rights and easements therein divested of the property; subject, however, to all existing rights of way or easements for public utilities and to all utility facilities presently situated in said area vacated hereby.

APPROVED and **ADOPTED** this 11th day of February, 2020.

CITY COUNCIL OF THE CITY OF OXFORD, ALABAMA

Chris Spurlin, Council President

Charlotte Hubbard, Council Member

Phil Gardner, Council Member

absent

Steven Waits, Council Pro Tempore

Mike Henderson, Council Member

APPROVED:

Alton Craft. Mayor

ATTEST:

Alan B. Atkinson, City Clerk

CERTIFICATION OF ADOPTION

I hereby certify that the attached Resolution was duly adopted by the Oxford City Council in regular session assembled on the 11th day of February, 2020, and is recorded in the official minutes of the Oxford City Council.

Alan B. Atkinson, City Clerk

CERTIFICATION OF PUBLICATION

I, Alan B. Atkinson, City Clerk for the City of Oxford, Alabama, do hereby certify this Resolution was posted in three public places within the City and at Oxford City Hall beginning on the 13th day of February, 2020, as in accordance with the provisions of Code of Alabama, 1975, Section 11-45-8.

Alan B. Atkinson, City Clerk