

RESOLUTION NO. _____

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
A QUITCLAIM DEED TRANSFERRING PROPERTY TO
REBOUND, LLC THAT IS A PORTION OF THE BUCKLEY
STREET RIGHT-OF-WAY BETWEEN CHAMBERLAIN
AVENUE AND DUNCAN AVENUE.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA,
TENNESSEE, That it is hereby authorizing the Mayor to execute a quitclaim deed transferring
property to Rebound, LLC that is a portion of the Buckley Street right-of-way between
Chamberlain Avenue and Duncan Avenue.

ADOPTED: _____, 2013

/mms

City of Chattanooga



Resolution/Ordinance Request Form

Date Prepared: 06-26-13

Preparer: Cary Bohannon

Department: General Services

Brief Description of Purpose for Resolution/Ordinance: Res./Ord. # _____ Council District # _____ 9

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A QUITCLAIM DEED TRANSFERRING PROPERTY THAT IS A PORTION OF THE BUCKLEY STREET RIGHT-OF-WAY BETWEEN CHAMBERLAIN AVENUE AND DUNCAN AVENUE; PROPERTY HAS BEEN ABANDONED IN ORDINANCE 12688 ON 02-05-13

Name of Vendor/Contractor/Grant, etc.	<u>Rebound, LLC</u>	New Contract/Project? (Yes or No)	<u>NO</u>
Total project cost \$	<u>N/A</u>	Funds Budgeted? (YES or NO)	<u>N/A</u>
Total City of Chattanooga Portion \$	<u>N/A</u>	Provide Fund	<u>N/A</u>
City Amount Funded \$	<u>N/A</u>	Provide Cost Center	<u>N/A</u>
New City Funding Required \$	<u>N/A</u>	Proposed Funding Source if not budgeted	<u>N/A</u>
City's Match Percentage %	<u>N/A</u>	Grant Period (if applicable)	<u>N/A</u>

List all other funding sources and amount for each contributor.

<u>Amount(s)</u>	<u>Grantor(s)</u>
\$ _____	_____
\$ _____	_____
\$ _____	_____

Agency Grant Number _____

CFDA Number if known _____

Other comments: (Include contingency amount, contractor, and other information useful in preparing resolution)

Approved by:  _____
DESIGNATED OFFICIAL/ADMINISTRATOR

Reviewed by: FINANCE OFFICE

Please submit completed form to @budget, City Attorney and City Finance Officer

Revised: 1/26/09

1ST READING 1-29-13
2ND READING 2-5-13

MR-2012-095
City of Chattanooga
c/o Bill Payne

ORDINANCE NO. 12688

AN ORDINANCE CLOSING AND ABANDONING OF A PORTION OF THE BUCKLEY STREET RIGHT-OF-WAY BETWEEN CHAMBERLAIN AVENUE AND DUNCAN AVENUE, MORE PARTICULARLY DESCRIBED HEREIN.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That a portion of the Buckley Street right-of-way between Chamberlain Avenue and Duncan Avenue, more particularly described herein, and as shown on the maps attached hereto and made a part hereof by reference, be and is hereby closed and abandoned:

All that part of Lot 26, Block 5, Chamberlain Avenue Land Company's Addition to Highland Park, not currently part of the McCallie @ Bailey Eastbound On Ramp right-of-way and being part of the property described in Deed Book 1225, Page 581, ROHC. Tax Map No. 146N-F-012 (part).

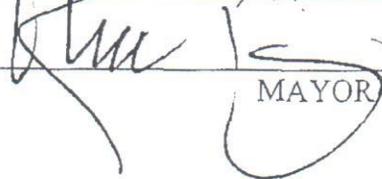
SECTION 2. BE IT FURTHER ORDAINED, That this Ordinance shall take effect two (2) weeks from and after its passage.

PASSED on Second and Final Reading

February 5, 2013.


CHAIRPERSON

APPROVED: _____ DISAPPROVED: _____
DATE: 2/7, 2013


MAYOR

/ss

THIS INSTRUMENT PREPARED BY:

Chambliss, Bahner & Stophel
605 Chestnut Street, Suite 1700
Chattanooga, Tennessee 37450
Attn: Kirby Yost

Grantor and Grantee acknowledge that this deed was prepared from information furnished by them. The preparer of this instrument makes no warranty or representation as to the status of title of the property described therein, the existence or non existence of any liens, encumbrances, easements, or other encroachments, and shall have no liability for the status of the title to the property.

GRANTEE'S NAME

AND ADDRESS

Rebound, LLC
P. O. Box 380546
Birmingham, AL 35238

MAIL TAX NOTICES TO:

Rebound, LLC.
P.O. BOX 380546
Birmingham, AL 35238

MAP PARCEL NO.

Pt. of 146N-F-012

QUITCLAIM DEED

In consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, The CITY OF CHATTANOOGA, TENNESSEE, a municipal corporation under the laws of the State of Tennessee ("Grantor"), with situs in Hamilton County, Tennessee, transfers, conveys, and quitclaims unto REBOUND, LLC, all of Grantor's right, title and interest in and to the following described real estate, located in the City of Chattanooga, Hamilton County, Tennessee, as more particularly described as follows (the "Property"):

All that portion of Lot 26, Block 5, Chamberlain Avenue Land Company's Addition to Highland Park, not currently part of the McCallie @ Bailey Eastbound On Ramp right-of-way and being part of the property described in Deed Book 1225, Page 581, ROHC. Tax Map No. 146N-F-012 (part).

No assurance of title or warranty of any type, kind or nature is given by this Quitclaim Deed. Restrictions on the Property, if any, whether contained in prior title or otherwise, are not lifted or removed by this Quitclaim Deed.

Grantor executes this Quitclaim Deed pursuant to Ordinance No. 12688 adopted by the Chattanooga City Council on February 5, 2013, closing and abandoning the Property. A copy of Ordinance 12688 is attached as **Exhibit A** and incorporated into this Quitclaim Deed by reference.

The Property conveyed by this Quitclaim Deed is part of the property conveyed to Grantor by Deed recorded in Deed Book 1225, Page 586, Register's Office of Hamilton County, Tennessee.

This conveyance is subject the following: (1) all restrictions and easements of record and governmental zoning, subdivision ordinances or regulations in effect thereon; and (2) all matters as shown by recorded plat.

IN WITNESS WHEREOF, Grantor, by and through its Mayor, has hereunto set his signature, duly attested by the Real Property Coordinator, this _____ day of _____, 2013.

CITY OF CHATTANOOGA, TENNESSEE

BY: _____
ANDY BERKE
Mayor, City of Chattanooga

ATTEST:

GAIL HART,
Real Property Coordinator



STATE OF TENNESSEE)
COUNTY OF HAMILTON)

Before me, _____, a Notary Public at large, personally appeared Andy Berke and Gail Hart, with whom I am personally acquainted, and who, upon oath, acknowledged themselves to be the Mayor and Real Property Coordinator, respectively, of the City of Chattanooga, Tennessee, the within-named Grantor, a municipal corporation, and that they, as said officials, being authorized so to do, executed and attested the foregoing instrument for the purpose therein contained by signing the name of the corporation as Mayor and attesting as Real Property Coordinator.

WITNESS my Hand and Seal at office in Chattanooga, Hamilton County, Tennessee, this _____ day of _____, 2013.

NOTARY PUBLIC AT LARGE

My Commission Expires: _____

STATE OF TENNESSEE :
COUNTY OF HAMILTON :

I hereby swear and affirm that there is no consideration for this transfer, and that there is no tax due under Tennessee Code Annotated Section 67-4-409.

Affiant/Grantee

Subscribed and sworn to before me this _____ day of _____, 2013.

NOTARY PUBLIC AT LARGE

My Commission Expires: _____

EXHIBIT A

Ordinance No. 12688

(See attached.)