

**SB197 INTRODUCED**



1 SB197  
2 Y4CPNNN-1  
3 By Senator Melson (Constitutional Amendment)  
4 RFD: Local Legislation  
5 First Read: 05-Mar-24



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SYNOPSIS:

This bill would propose an amendment to the Constitution of Alabama of 2022, relating to Winston County; to vacate a portion of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, from its intersection with Lot 6 of Tidwells Yellow Creek Subdivision No. 2 to its intersection with Lewis Smith Lake.

A BILL  
TO BE ENTITLED  
AN ACT

To propose an amendment to the Constitution of Alabama of 2022, relating to Winston County; to vacate a portion of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, from its intersection with Lot 6 of Tidwells Yellow Creek Subdivision No. 2 to its intersection with Lewis Smith Lake.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 2022, is proposed:

PROPOSED AMENDMENT

Notwithstanding any other provision of law, a portion



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29 of former Winston County Road 1, as it existed prior to the  
30 creation of Lewis Smith Lake, and any right-of-way adjacent to  
31 the road from its intersection with the eastern boundary of  
32 Lot 6 of Tidwells Yellow Creek Subdivision No. 2 (Map Book 1,  
33 Page 138), also known as 234 Winston County Road 3139, to its  
34 intersection with Lewis Smith Lake is closed, vacated, and  
35 abandoned and the underlying fee simple of the portion of  
36 former County Road 1 as described above shall vest in the  
37 abutting landowner or landowners. Winston County shall be  
38 divested of all public rights and liabilities in the portion  
39 of former County Road 1 as described above.

40 Upon ratification of this constitutional amendment, the  
41 Code Commissioner shall number and place this amendment as  
42 appropriate in the constitution omitting this instructional  
43 paragraph and may make the following nonsubstantive revisions:  
44 change capitalization, hierarchy, spelling, and punctuation  
45 for purposes of style and uniformity; correct manifest  
46 grammatical, clerical, and typographical errors; revise  
47 internal or external citations and cross-references; and  
48 translate effective dates.

49 END PROPOSED AMENDMENT

50 Section 2. An election upon the proposed amendment  
51 shall be held in accordance with Sections 284, 284.01, and 285  
52 of the Constitution of Alabama of 2022, and the election laws  
53 of this state. The appropriate election official shall assign  
54 a ballot number for the proposed constitutional amendment on  
55 the election ballot and shall set forth the following  
56 description of the substance or subject matter of the proposed



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57 constitutional amendment:

58 "Relating to Winston County, proposing an amendment to  
59 the Constitution of Alabama of 2022, to vacate a portion of  
60 former Winston County Road 1, as it existed prior to the  
61 creation of Lewis Smith Lake, from its intersection with Lot 6  
62 of Tidwells Yellow Creek Subdivision No. 2 to its intersection  
63 with Lewis Smith Lake.

64 Proposed by Act \_\_\_\_."

65 This description shall be followed by the following  
66 language:

67 "Yes( ) No( )."

68 Section 3. The proposed amendment shall become valid as  
69 part of the Constitution of Alabama of 2022, when approved by  
70 a majority of the qualified electors voting thereon.

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