

ORDER FOR ANNEXATION ELECTION FOR TOWN OF CHELSEA

Pursuant to Section 11-42-2, Code of Alabama (1975), the following actions have been completed to meet legal requirements for annexation by election.

- (1) The Chelsea town council passed, on June 3, 1997, a resolution to the effect that the public good requires that the territory set forth in the metes and bounds description, attached as Exhibit B to said resolution, and shown on the map, attached as Exhibit C to said resolution, shall be brought within the corporate limits of Chelsea.
- (2) The mayor of the Town of Chelsea certified, on June 3, 1997, a copy of said resolution to the Shelby County judge of probate.
- (3) The mayor of the Town of Chelsea made, on June 4, 1997, an affidavit that the legal requirements for annexation by election of said territory, set forth in Section 11-42-2 (10), Code of Alabama (1975), had been met.
- (4) Attached to said copy of the resolution were:
 - (a) a petition for annexation (Exhibit A, pages 1-12);
 - (b) an accurate description by metes and bounds of the boundary of said territory (Exhibit B); and
 - (c) a map which shows accurately the territory proposed to be embraced within the corporate limits of Chelsea, including all subdivisions into lots, blocks, streets, and alleys within such territory, if any, (Exhibit C).

Further, pursuant to Section 11-42-2, Code of Alabama (1975), the following conditions exist which fulfill the remaining legal requirements for annexation by election.

- (1) The territory proposed for annexation is contiguous to the corporate boundary of Chelsea, forms a homogeneous part of Chelsea, and is not within the corporate limits of another municipality.
- (2) There are at least two qualified electors residing on each quarter of each quarter section, or part thereof, of such platted and unplatted land in said territory who, by signing the petition, have assented in writing to the proposed annexation and have requested an election to determine whether or not the said territory shall be brought within the corporate limits of Chelsea.
- (3) Consent in writing to the proposed annexation, as signified by signing said petition, has been received from persons, firms, or corporations owning at least sixty percent of the acreage of such platted or unplatted land in said territory.

THEREFORE BE IT DIRECTED AND ORDERED that an election be held on Tuesday, July 8, 1997, by the qualified electors residing within the territory proposed for annexation into Chelsea as set forth in the attached metes and bounds description (Attachment A) and as shown on the attached map (Attachment B). Said qualified electors are those who will have resided within the boundaries of said territory three months next preceding the election (since April 8, 1997). The election on July 8, 1997, to determine whether or not the proposed territory shall be brought within the corporate limits of Chelsea must be conducted in all respects as provided by the general election laws and under the same sanctions and penalties except as provided for in Sections 11-42-2 (5) and 11-42-2 (6), Code of Alabama (1975).

BE IT FURTHER DIRECTED AND ORDERED that the polling place for the said election shall be 210 Mountain Crest Road, Sterrett, Alabama 35147; and the election officials appointed to serve at said election are: Lillian A. Brasher, Chief Inspector and Returning Officer; Adie Lee Turner, Inspector; Reva B. Rice, Inspector; Donna K. Turner, Clerk; and Jimmie L. Brasher, Clerk.

BE IT FURTHER DIRECTED AND ORDERED that the Shelby County sheriff post notice of said election at the following three public places located within the municipal limits of Chelsea: Chelsea Middle School; First National Bank of Columbiana (Chelsea Branch); and First Bank of Chelsea. Also, said sheriff shall post notice of said election at the following three public places located within the territory proposed for annexation into Chelsea: Mountain View Lumber Company; at the intersection of County Road 280 and County Road 43; and at the intersection of County Road 280 and County Road 11.

DONE AND ORDERED this the 16th day of June, 1997.


Patricia Yeager Fuhrmeister
Judge of Probate

The foregoing order is entered under, and by virtue of and pursuant to, Article 1, Chapter 42, Title 11, Code of Alabama (1975).