

ORDINANCE NUMBER 738-07A

AN ORDINANCE TO ALTER, REARRANGE AND EXTEND THE CORPORATE LIMITS OF THE CITY OF HELENA, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a petition signed by Thomas G. Littleton and David B. Littleton the owner(s) of all of the land within the territory therein described and proposed to be annexed to the City, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Helena; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true, and that it is in the public interest that said property be annexed to the City of Helena;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Helena as follows:

Section 1. That said Council and the City of Helena hereby assent to the annexation of said territory to the City of Helena, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Chapter 42, Article 2, Code of Alabama 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory in addition to the territory already within its present corporate limits, within the corporate area of said City, which said territory is not within the corporate limits of another municipality and the new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any municipality. Said territory is described as follows:

Parcel 58-12-6-13-0-000-001.002

Beginning at the Northwest corner of the SW 1/4 of the NW 1/4, thence South 1° 27' East to the North Right of Way of the Railroad, thence in a Northeasterly direction along the North Right of Way of the Railroad to the North line of the NW 1/4 of the NE 1/4, thence South 87° 15' West to an iron pipe being the Northeast corner of the NE 1/4 of the NW 1/4, thence continuing South 87° 15' West to an iron pipe on the North line of the NE 1/4 of the NW 1/4, this corner being the Northeast corner of the 0.31 acres deeded to J.W. Gunter by deed dated April 8, 1982, thence South 1° 28' East 480 feet to an iron pipe in the NE 1/4 of the NW 1/4, thence South 88° 32' West 28 feet to iron pipe on the West line of the NE 1/4 of the NW 1/4, thence South 1° 28' East 913.9 feet to Southwest corner of the NE 1/4 of the NW 1/4, thence South 87° 53' West 1347' to point of beginning, containing by estimation 55 acres* more or less located in Section 13, Township 20 South, Range 4 West.

*Tax map indicates 49 acres.

In accordance with State 1/2 way rule per Section 11-42-21, Code of Alabama 1975, as amended as follows:

Begin at the North right-of-way line of the Railroad and the West line of Section 13, Township 20 South, Range 4 West, Shelby County, Alabama, thence run in a Northeasterly direction along the North right-of-way line of the Railroad approximately 1750 feet to the point of beginning; thence run in a Northeasterly direction along the North right-of-way line of Southern Railroad to a point at the North line of Section 13, Township 20 South, Range 4 West, Shelby County, Alabama; thence run West along North section line of Section 13, Township 20 South, Range 4 West, Shelby County, Alabama to the Northwest corner of said property; thence run South along the Northwest property line of said property to a point at the Southeast corner of the NW 1/4 of the NW 1/4 of Section 13, Township 20 South, Range 3 West, Shelby County, Alabama; thence run in an easterly direction back to the point of beginning.

Section 2. That the City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed territory with the Probate Judge of Shelby County, Alabama, and also cause a copy of this ordinance to be posted in three (3) public places in the City of Helena and this ordinance to be sent to the Justice Department for their approval.

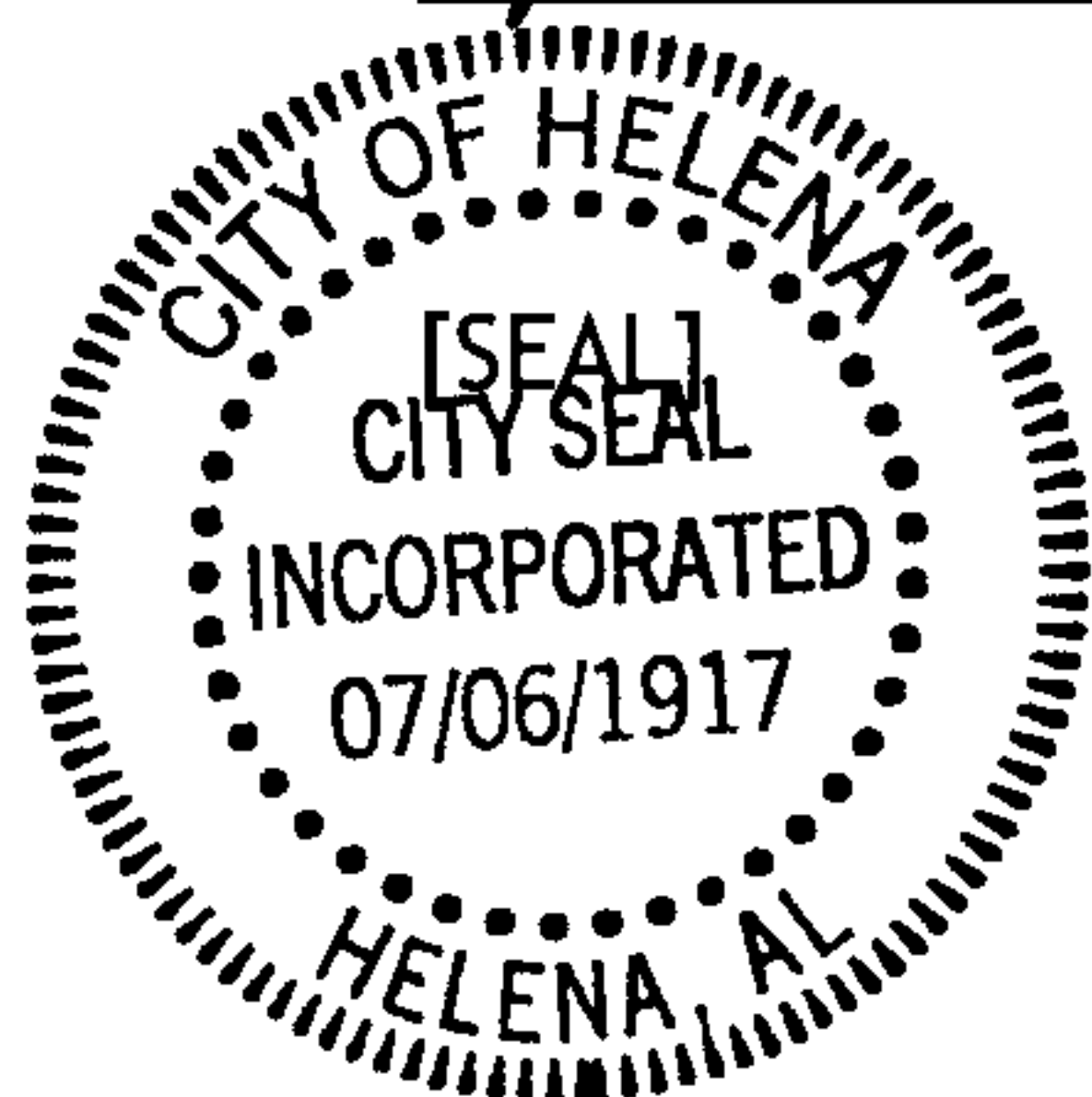


20080414000150010 2/4 \$20.00
Shelby Cnty Judge of Probate, AL
04/14/2008 10:15:17AM FILED/CERT

CERTIFICATION

I, Peggy C. Dunaway, the duly appointed and acting Clerk of the City of Helena, Alabama, do hereby certify that the within Ordinance Number **738-07A** is a true copy as recited in the said City Clerk's Minute Book and posted by me as provided by law in three public places in said City, being on the bulletin board of the City Hall, in the BP Coosa Mart in the City of Helena, and in the Helena Public Library in said City, that said Ordinance shall become a duly lawful Ordinance of said City on the 10 day of September, 2007, five or more days after the posting of the same as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 4 day of September, 2007.

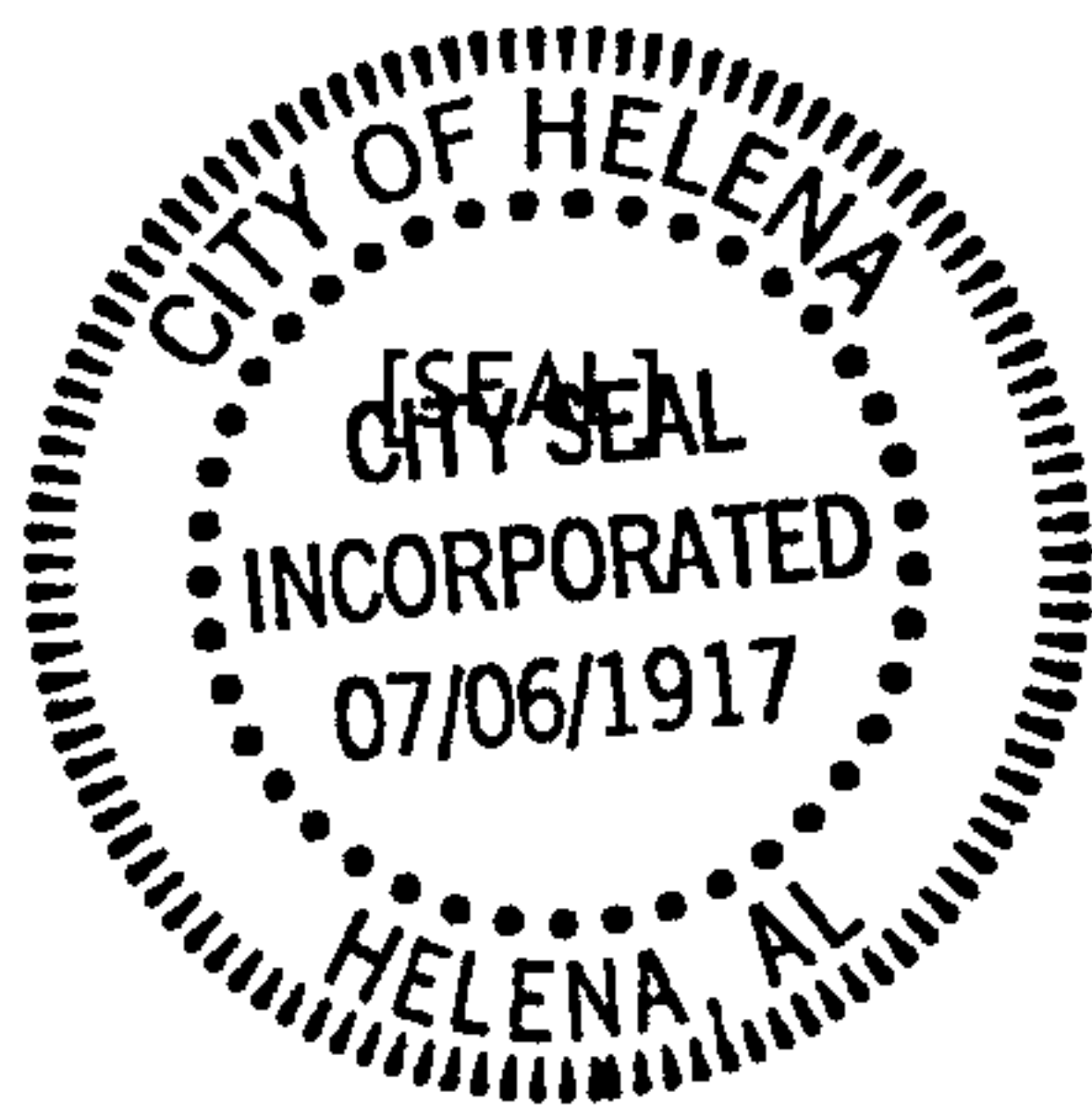


Peggy C. Dunaway
Peggy C. Dunaway, City Clerk

STATE OF ALABAMA
SHELBY COUNTY

I, Peggy C. Dunaway, City Clerk of the City of Helena, do hereby certify that the above is a true correct copy of Ordinance Number 738-07A duly adopted by the Council of the City of Helena at its meeting held 4 day of September, 2007, and as same appears of record in the ordinance records of said City, and approved by the Mayor and City Council on 4 day of September, 2007.

Given under my hand and corporate seal of the City of Helena, this the 4 day of September, 2007.



Peggy C. Dunaway
Peggy C. Dunaway, City Clerk

PETITION

20080414000150010 4/4 \$20.00
Shelby Cnty Judge of Probate, AL
04/14/2008 10:15:17AM FILED/CERT

We, the undersigned property owner, being owners of all of the land within the territory described as follows:

(According to map 55 ACRES According to deed)
Parcel 1. *49 ACRES more or less - see map & copy of deed for descriptions.

Parcel 2. A 30 foot strip along the East side of Hwy 52 going up Shades Mountain. In order to reach - Parcel 1 see map & copy of deed for description & indication of 30 foot strip -

do hereby petition the City of Helena, County of Shelby, Alabama, to annex the above described property into the city limits of the City of Helena. Attached hereto as Exhibit 'A' and made part and parcel hereof as fully as if set out herein, is a map of said property which we own, showing its relationship to the corporate limits of the City of Helena, Alabama, which said map is herewith filed with the City Clerk of the City of Helena, Alabama.

Dated this _____ day of _____, 2006.

Parcel # & Address	Name & Phone
1. (49 ^{ac} ACRES - no physical address) # 12 6 130 000 001.002 (A 30 foot strip along East side Hwy 52)	Thomas Gyle Littleton (205) 587-3096 David Bruce Littleton
# 12 6 130 000 001.003	

Presently the Land is vacant, no home or address and no utilities or service. No voters.
We would like to be annexed into Helena for city services should the property be built upon.

2 - Owners

Thomas Gyle Littleton
& David Bruce Littleton

2568 Hwy 93
Helena AL 35080