


ORDINANCE NO. 439


20091124000435630 1/4 \$20.00
Shelby Cnty Judge of Probate, AL
11/24/2009 08:56:09 AM FILED/CERT

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

WHEREAS, a certain petition signed by the property owners requesting territory therein described be annexed to the City of Pelham, 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 Pelham; and

WHEREAS, the 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 Pelham;

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

Section 1. That said Council hereby assents to the annexation of said territory to the City of Pelham, 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 11-42-43, 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 or "City Boundary" of another municipality. Said territory is described as follows:

See Attached

Section 2. The City of Pelham hereby agrees to comply with those provisions of Act No. 604 enacted at the 1976 Regular Session of the Legislature of Alabama pertaining to the assumption and payment of an annexed fire district debt or the payment to said fire district of an amount equal to six times the amount of dues that the portion of said fire district being annexed paid to said fire district during the preceding year.

Section 3. 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 published in accordance with state law.

NOV. 05. 2009 (180) 10:43
(Name) Daniel M. Spittler 1237
(Address) Pelham, Alabama 35124



Cahaba Title, Inc.
1870 Cahaba South Office Park
Pelham, Alabama 35124
Representing St. Paul Title Insurance Corporation

WARRANTY DEED, JUNE 1971 FOR LIFE WITH REMAINDER TO SURVIVOR

STATE OF ALABAMA }
SHELBY COUNTY } KNOW ALL MEN BY THESE PRESENTS,

That in consideration of \$5,000.00 RMB DOLLAR

to the undersigned grantor or grantors in hand paid by the GRANTEE herein, the receipt whereof is acknowledged, P. C. Burnett and wife, Mildred Burnett (herein referred to as grantors) do grant, bargain, sell and convey unto

Steve Burnett and Shirley J. Burnett (herein referred to as GRANTEES) for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in Shelby County, Alabama to-wit:

Commence at the northwest corner of the S $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 18, Township 20 South, Range 2 West, Shelby County, Alabama; thence easterly along the north line of said S $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 281.06 feet to a point on the East R/O of line of the Fungo Hollow Road; thence turn an angle of 102 deg. 32 min. right and run southwesterly along said right-of-way line 334.24 feet to the point of beginning of the property being described; thence continue along last described course 100.0 feet to a point; thence turn an angle of 102 deg. 38 min. left and run 153.72 feet to a point; thence turn an angle of 77 deg. 22 min. left 100.0 feet to a point; thence turn an angle of 102 deg. 36 min. left 153.72 feet to the point of beginning.

Subject to easements of record.

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19790330000028690 1/1 \$5.00
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TO HAVE AND TO HOLD to the said GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEE, their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will and my (our) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hand(s) and seal(s), this 21st day of March, 1979.

WITNESS:
[Signatures] (Seal)
[Signatures] (Seal)
[Signatures] (Seal)
[Signatures] (Seal)
F. C. Burnett (Seal)
Mildred Burnett (Seal)

STATE OF ALABAMA }
SHELBY COUNTY } General Acknowledgment

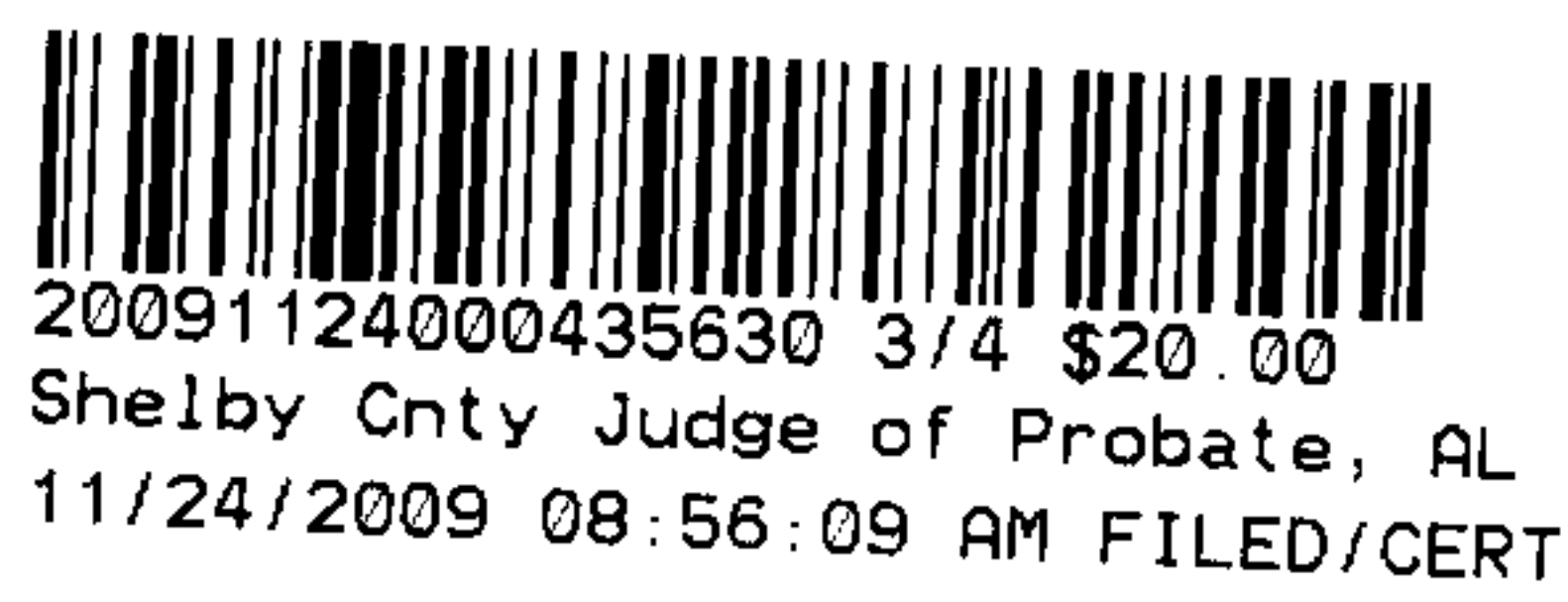
I, the undersigned, a Notary Public in and for said County, in said State, do hereby certify that P. C. Burnett and wife, Mildred Burnett, whose names are subscribed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the same, they executed the same voluntarily on the day the same were date.

Given under my hand and official seal, this 21st day of March, A. D. 1979.
[Signature] Notary Public.

Bill Meadows, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of **Ordinance Number** 439, hereupon attached, be suspended and immediate consideration given to passage of said Ordinance. Said motion was seconded by Teresa Nichols, a member, and upon a roll call vote was unanimously passed.

The vote on said motion was as follows:

Mike Dickens Council President	<u>y</u>
Teresa Nichols Council Member	<u>y</u>
Bill Meadows Council Member	<u>y</u>
Steve Powell Council Member	<u>y</u>
Karyl Rice Council Member	<u>y</u>

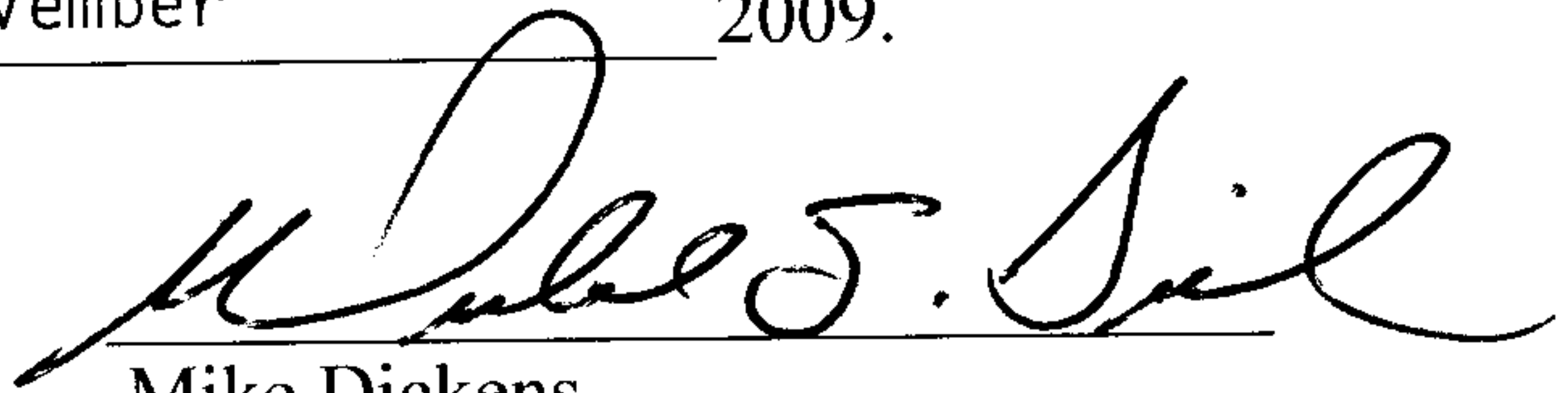


THEREUPON Teresa Nichols, a member moved and Karyl Rice, a member seconded the move that said Ordinance be given vote. The vote on said motion was as follows:

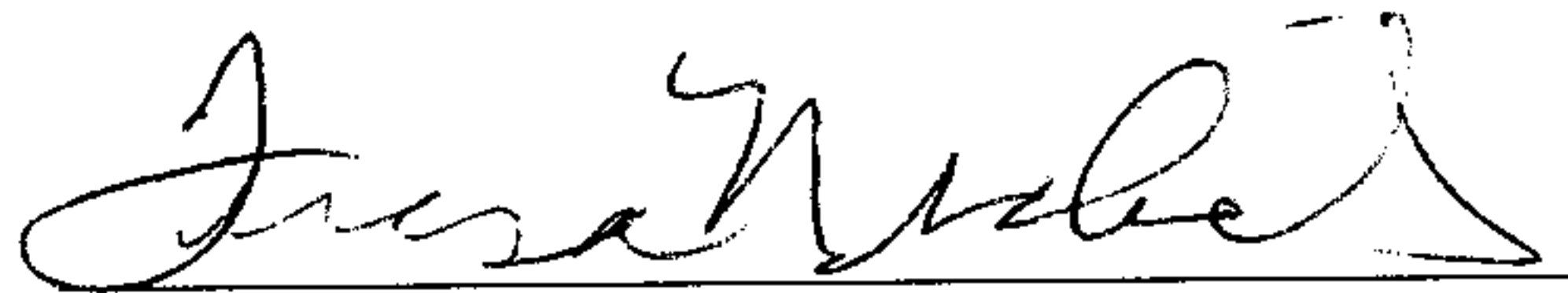
Mike Dickens Council President	<u>y</u>
Teresa Nichols Council Member	<u>y</u>
Bill Meadows Council Member	<u>y</u>
Steve Powell Council Member	<u>y</u>
Karyl Rice Council Member	<u>y</u>

Said Ordinance passed by vote of all members of the Council present and the Council President declared the same passed.

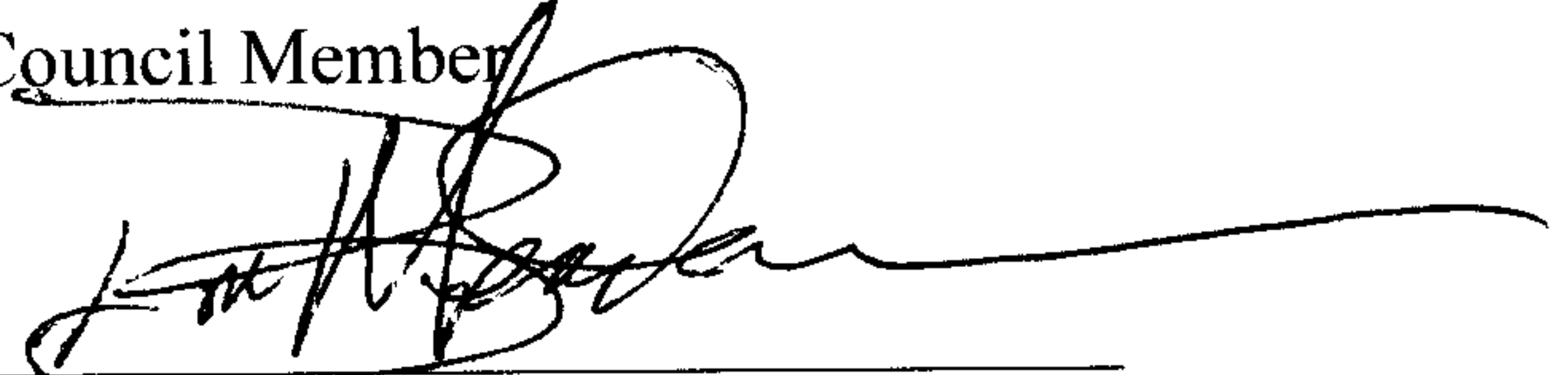
ADOPTED this the 16th day of November 2009.



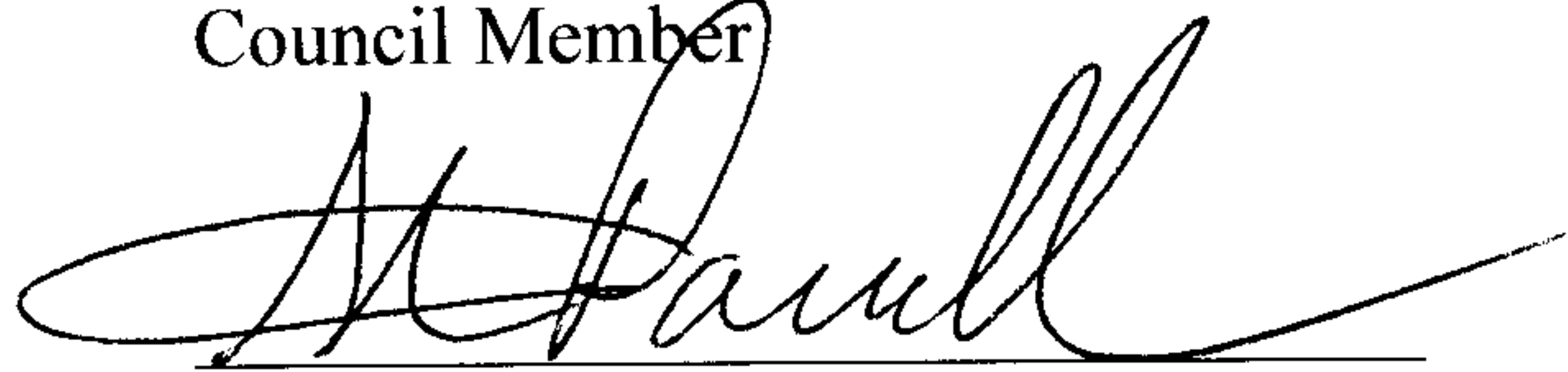
Mike Dickens
President of the City Council



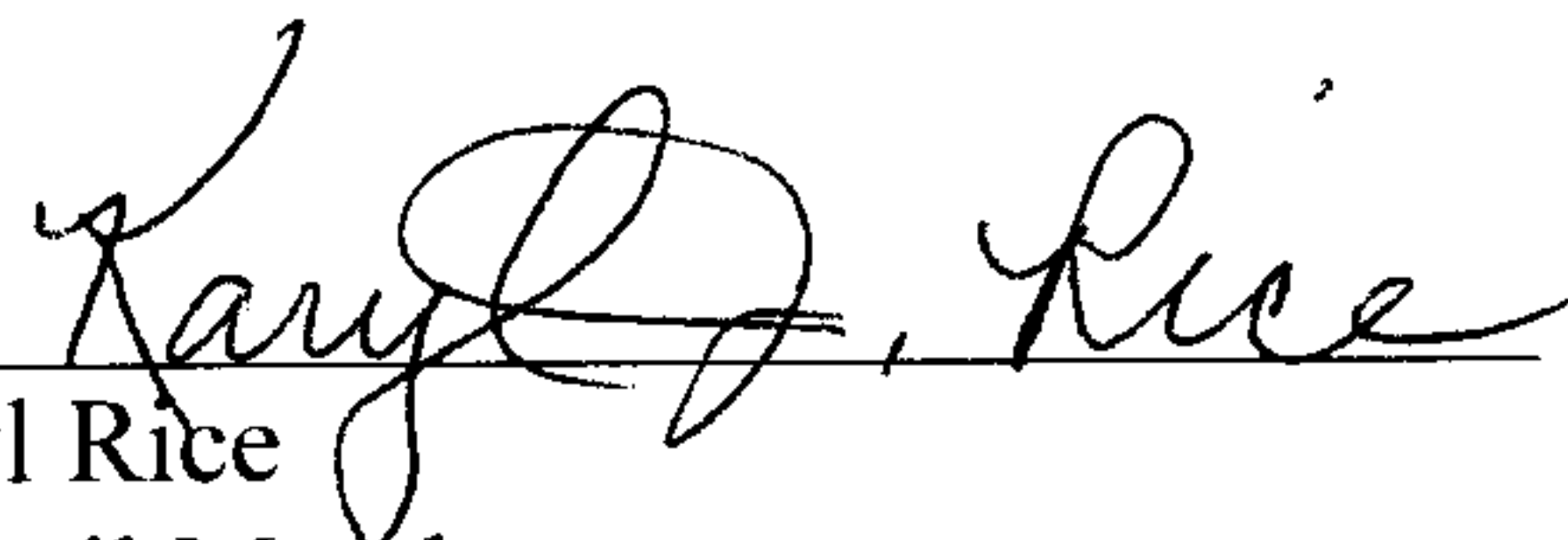
Teresa Nichols
Council Member



Bill Meadows
Council Member




Steve Powell
Council Member



Karyl Rice
Council Member

Seal

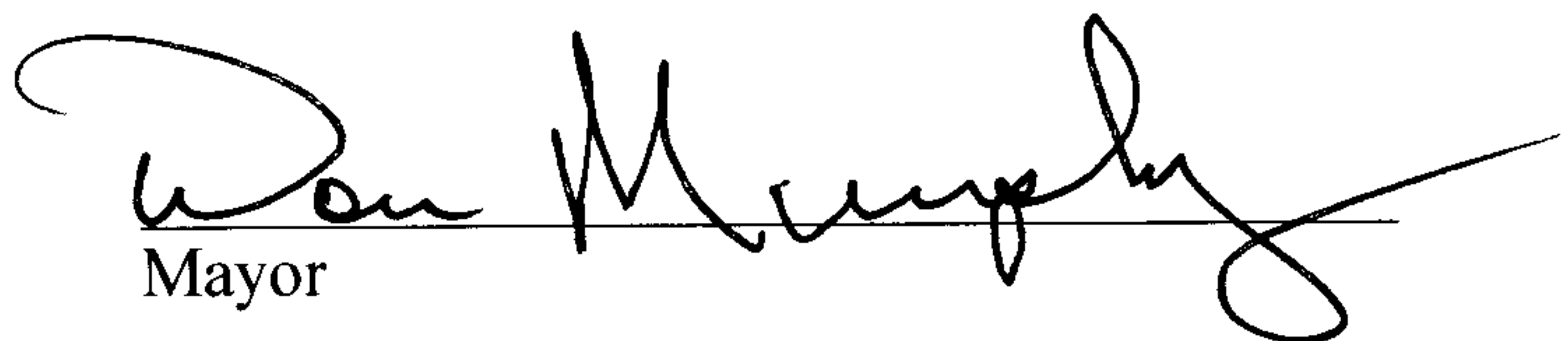

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ATTEST



City Clerk

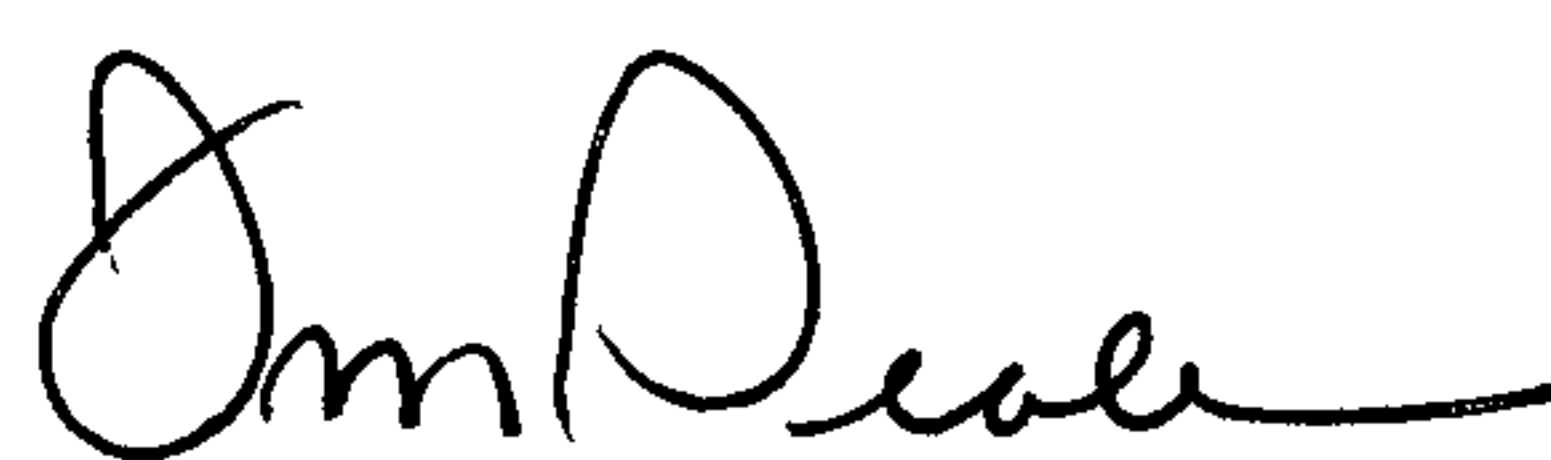
APPROVED:



Mayor

POSTING AFFIDAVIT

I, the undersigned, Clerk of the City Council of the City of Pelham, Alabama, do hereby certify that the above and foregoing ORDINANCE 439 was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at its regular meeting on the 16th day of November, 20 09 and duly published by posting an exact copy thereof on the 18th day of November 20 09 at three public places within the city, including the Mayor's Office at City Hall, City Park and Library, all being public places in the City of Pelham, Alabama.



City Clerk

Seal