

1420

CERTIFICATE OF AMENDMENT TO THE  
CERTIFICATE OF INCORPORATION OF  
WESTOVER WATER AND FIRE PROTECTION  
AUTHORITY

The undersigned, as Chairman of the Board of Directors and as Secretary-Treasurer, respectively, of Westover Water and Fire Protection Authority (the "Authority"), a public corporation under the laws of Alabama, hereby certify, in the name and on behalf of the Authority, under its seal, as follows:

1. The Board of Directors of the Authority has heretofore adopted a resolution, a true and correct copy of which is attached hereto and labeled Exhibit A. On the 11th day of July, 1988, the Shelby County Commission adopted a resolution, a certified copy of which is attached hereto and labeled Exhibit B.

2. Each of the aforesaid resolutions is still in full force and effect and neither has been amended, altered or repealed. It is proposed that the certificate of incorporation of the Authority, which was filed for record in the office of the Judge of Probate of Shelby County, Alabama, on May 23, 1966, and there recorded in Corporation Volume 7 at Page 320, as heretofore amended by instrument recorded in the said office in Corporation Volume 10 at Page 490, be further amended as follows:

Article SIX of the Certificate of Incorporation, as amended, be further amended to add the following additional territory, to wit:

All of Sections 10, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, and 30, Township 20 South, Range 1 West. All of Sections 12, 13, 24, and 25, Township 20 South, Range 2 West. All lying wholly within the boundaries of Shelby County, Alabama.

This 14th day of July, 1988.

WESTOVER WATER AND FIRE PROECTION  
AUTHORITY

By Raymond Allen Jr.  
Chairman of the Board of  
Directors

By Dwney Vanetta  
Its Secretary-Treasurer

S E A L

BOOK 036 PAGE 568

STATE OF ALABAMA )

SHELBY COUNTY )

A RESOLUTION IN WRITING PROVIDING FOR THE AMENDMENT OF THE  
CERTIFICATE OF INCORPORATION OF WESTOVER WATER AND FIRE  
PROTECTION AUTHORITY, SHELBY COUNTY, ALABAMA, UNDER  
PROVISIONS OF ARTICLE 1, CHAPTER 88 OF TITLE 11 OF THE CODE  
OF ALABAMA 1975, AS AMENDED.

On motion duly made and recorded, the following resolution was unanimously adopted:

1. That whereas on the 23rd day of May, 1966, the Certificate of Incorporation of Westover Water and Fire Protection Authority was duly filed for record in the Office of the Judge of Probate of Shelby County, Alabama and duly recorded in Corporation Volume 7 at Page 320, and

2. That whereas on the 27th day of November, 1972, a Certificate of the Amendment of the Certificate of Incorporation of Westover Water and Fire Protection Authority was duly filed for record in the Office of the Judge of Probate of Shelby County, Alabama and duly recorded in Corporation Volume 10 at Page 490, and

3. That whereas the concise legal description of the area of Shelby County, Alabama in which Westover Water and Fire Protection Authority is authorized to render water service and fire protection service is as follows, to-wit:

The South 1/2 of Section 24; all of Sections 25, 26, and 27; the North 1/2 of Section 35, Township 19 South, Range 1 West.

The Southwest 1/4 of Section 13; the North 1/2 of Section 14, and 15; the South 1/2 of Section 19 and 20; all of Sections 21, 22, and 23; the West 1/2 of Section 24; the Northwest 1/4 of Section 25; the North 1/2 of Section 26; all of Sections 27, 28, 29, and 30; the East 1/2 of Section 31; all of Sections 32 and 33, Township 19 South, Range 1 East.

The Northwest 1/4 of Section 4; the North 1/2 of Section 5; the Northeast 1/4 of Section 6, Township 20 South, Range 1 East.

All of Sections 10 and 11, Township 19 South, Range 1 East; all of Sections 20, 28, and 29, Township 19 South, Range 1 West; Section 36, the South 1/2 of Section 35, Sections 33 and 34 of Township 19 South, Range 1 West. Section 34, Township 19 South, Range 1 East. The Northeast 1/4 and the South 1/2 of Section 4, the South 1/2 of Section 5, all of Sections 8, 9, 16, and 17 of Township 20 South, Range 1 East. All of Sections 2, 3, 4, 5, 7, 8, 9, 11, 14, 23, and 26 of Township 20 South, Range 1 West.

All lying wholly within the boundaries of Shelby County, Alabama.

EXHIBIT A

BOOK 036 PAGE 569

BE IT RESOLVED BY THE BOARD OF DIRECTORS OF WESTOVER WATER AND FIRE PROTECTION AUTHORITY, hereinafter sometimes called the Authority, as follows:

1. ARTICLE SIX of the Certificate of Incorporation as amended, be further amended to add the following additional territory, to-wit:

All of Sections 10, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, and 30, Township 20 South, Range 1 West. All of Sections 12, 13, 24, and 25, Township 20 South, Range 2 West. All lying wholly within the boundaries of Shelby County, Alabama.

2. That there is no public water system adequate to serve this additional territory in which it is proposed that the Authority will render water service, and that there are no public fire protection facilities adequate to serve this additional territory in which it is proposed that the Authority will render fire protection service.

3. That the establishment of an adequate water system and adequate fire protection facility for the above described additional area of Shelby County, Alabama, will promote the public health, convenience, and welfare.

IN WITNESS WHEREOF the undersigned members of the Board of Directors have hereunto set their hands and affixed their seals on the 7th day of July, 1988.

Raymond Allen Jr. (SEAL)

Dwight Barnett Jr. (SEAL)

BOOK 036 PAGE 571  
The undersigned, as secretary-treasurer of Westover Water and Fire Protection Authority, hereby certifies that the foregoing is a true and correct copy of a Resolution duly adopted by the Board of Directors of Westover Water and Fire Protection Authority at a meeting of the Board of Directors of the said Authority held on July 7th, 1988, as the same appears in the permanent records of the said Authority in my custody.

Witness my signature, under the seal of the said Authority, this 7th day of July, 1988.

  
Secretary-Treasurer

S E A L

BE IT RESOLVED BY THE SHELBY COUNTY COMMISSION, the governing body of Shelby County, Alabama, as follows:

1. An application in writing dated July 7, 1988, was filed with this Commission to amend the Certificate of Incorporation of Westover Water and Fire Protection Authority, under the provisions of Section 11-88-5 of the CODE OF ALABAMA 1975.

2. The said application has been reviewed by this Commission and it has been found and determined as a matter of fact that the statements in the said application are true.


BOOK 036 PAGE 572

EXHIBIT B

CERTIFICATE OF CORRECTNESS

The undersigned, as Chairman of the Shelby County, Commission, the governing body of Shelby County, Alabama, hereby certifies that the foregoing is a true, correct, and complete copy of a resolution duly adopted by the said governing body on the 11th day of July, 1988, and that the said resolution is still in full force and effect and has not been altered, amended or repealed.

WITNESS MY SIGNATURE, as Chairman of the said governing body, under the seal thereof, this 21 day of July, 1988.

  
As Chairman of the Shelby County  
Commission

S E A L

BOOK 036 PAGE 573

STATE OF ALABAMA


SHELBY COUNTY

IN THE MATTER OF THE PROPOSED AMENDMENT  
TO THE CERTIFICATE OF INCORPORATION OF  
WESTOVER WATER AND FIRE PROTECTION  
AUTHORITY

On this 21 day of July, 1988, there was filed for record in this office a certificate respecting a proposed amendment to the certificate of incorporation of Westover Water and Fire Protection Authority (herein called the "Authority") pursuant to the provisions of Article 1 of Chapter 88 of Title 11 of the CODE OF ALABAMA 1975. Attached to the certificate were certified copies of resolutions adopted by the Board of Directors of said Authority and the governing body of Shelby County, Alabama, all in accordance with Section 11-88-5 of the said Code. The undersigned Judge of Probate has promptly examined all of such documents for the purpose of determining whether they are complete and regular on their face, and whether the form and contents of the aforesaid proposed amendment comply with the provisions of the said Article.

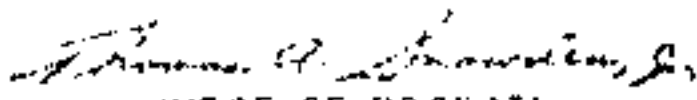
Upon examination and consideration of all such documents, the undersigned expressly finds as a fact all such documents are complete and regular on their face and that the form and contents of the proposed amendment comply with the provisions of the said Article, and it is herewith so ordered, adjudged and decreed.

It is further ordered, adjudged and decreed that all such documents, together with the within order, be forthwith recorded.

  
As Judge of Probate of Shelby  
County, Alabama

STATE OF ALA. SHELBY  
I CERTIFY THIS  
INSTRUMENT WAS FILED

88 JUL 21 AM 11:19

  
JUDGE OF PROBATE

RECORDING FEES  
Recording Fee \$10.00  
Index Fee 1.00  
TOTAL \$11.00