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30-029

RESOLUTION OF THE COUNCIL OF THE TOWN OF WILTON
TO EXTEND CORPORATE LIMITS BY ANNEXATION

RECITALS

WHEREAS, the Council of the Town of Wilton, having received a petition by Donald E. Whitten and Emma H. Whitten to have certain property annexed into the Town of Wilton, to-wit, Lots 2, 3, and 4, in Block 8, Wilmont Gardens, and,

WHEREAS, the Council finding that the public good requires that said territory, more fully described as:

Lots 2, 3 and 4, in Block 8, according to the survey and plat of Wilmont Gardens, as recorded in Map Book 4, page 6 in the office of the Judge of Probate of said County, being situated in the SW 1/4 of NE 1/4 of Section 9, Township 24 North, Range 12 East,

should be brought within the limits of the Town, and

WHEREAS, the annexation will require an election by the qualified electors within the proposed territory to be brought within the corporate limits, the said election to be arranged and/or conducted by the Judge of Probate of Shelby County, unless within ten days from the filing of this said Resolution, each of the qualified electors who reside in the territory described appears before the said Judge of Probate and consents to the election in writing, and

WHEREAS, a plat or map of said territory is attached hereto and made a part and parcel hereof, and

WHEREAS, the annexation of said territory is made pursuant to Article 1, Section 11-42-1, et seq., Code of Alabama.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Wilton that the public good requires that the aforesaid described property, to-wit:

Lots 2, 3 and 4, in Block 8, according to the survey and plat of Wilmont Gardens, as recorded in Map Book 4, page 6 in the office of the Judge of Probate of said County, being situated in the SW 1/4 of NE 1/4 of Section 9, Township 24 North, Range 12 East,

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shall be brought within the limits of the Town, a plat or map thereof, being attached hereto, and made a part and parcel hereof. Consequently, an election shall be held to determine whether or not the proposed territory will be brought within the corporate limits, which said election will be arranged and/or conducted by the Judge of Probate of Shelby County, Alabama, unless within ten days from the date of the filing of the Resolution with the Judge of Probate, each of the qualified electors who reside in the territory described appears before the said Judge of Probate and consents to the annexation in writing, in which event no election shall be held, and the corporate limits of the town would thereby be extended to embrace the territory described herein and designated on the plat or map attached hereto, such process being permitted and authorized by law, Article 1, Section 11-42-1, et seq. Code of Alabama.

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Introduced and passed on the 2nd day of April, 1991.

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AYES:

All

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NAYS:

None

ABSENT:

David Rogers
James Patrick

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APPROVED:

James M. Bowden Jr.
Mayor

ATTEST:

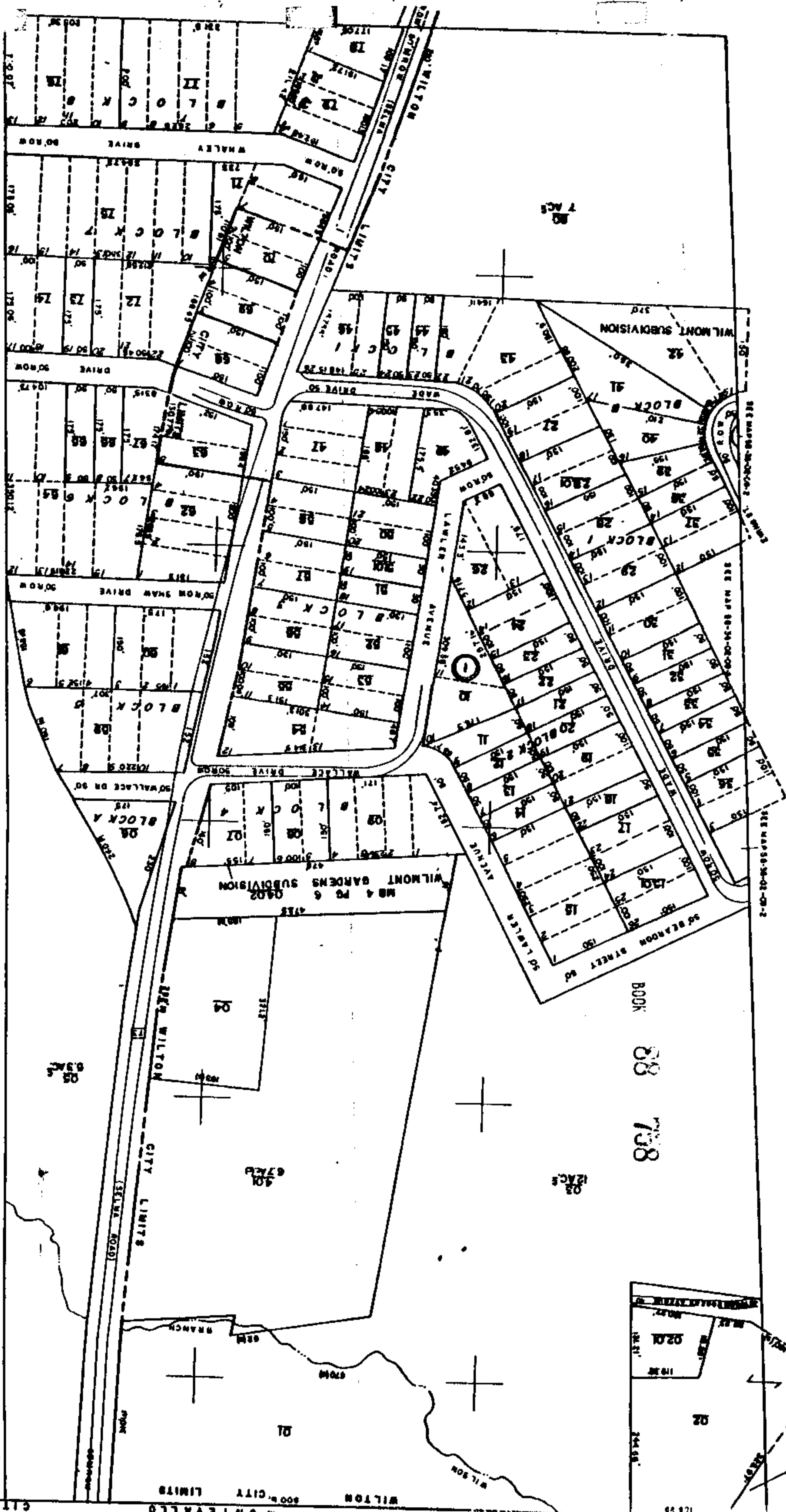
Louise H. Rader
Town Clerk

Filed this 20 day of May 1991
THOMAS A. SNOWDEN JR.
Judge of Probate

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STATE OF ALABAMA

SHELBY COUNTY

CONSENT TO ANNEXATION

Comes now Donald E. Whitten and Emma H. Whitten, being all of the qualified electors of the following described property, namely:

Lots 2, 3, and 4, in Block 8, according to the Survey and Plat of Wilmont Gardens, as recorded in Map Book 4, page 6, in the office of the Judge of Probate of Shelby County, being situated in the SW 1/4 of NE 1/4 of Section 9, Township 24 North, Range 12 East,

and hereby file this our written consent to the annexation of said property into the Town of Wilton, in accordance with the Resolution of the Town Council of Wilton to extend the corporate limits by annexation, passed on the 2nd day of April, 1991, and further consent that no election need be held for said annexation.

Petunia A. Sewell
Witness

Suzanne Smith
Witness

Loraine J. Falkner
Witness

Paul Ferris
Witness

Donald E. Whitten
Donald E. Whitten

Emma H. Whitten
Emma H. Whitten

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IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

IN RE: TOWN OF WILTON ANNEXATION

CASE NO. 30-129

ORDER AUTHORIZING ANNEXATION

The Town Council of Wilton, Alabama, having passed a Resolution to the effect that the public good requires that certain designated territory be brought within the limits of the Town, and the Mayor of the Town of Wilton having certified a true and correct copy of such Resolution to the Judge of Probate of Shelby County wherein said land is situated, and a plat or map of said territory being attached to said certified Resolution, and each of the qualified electors who reside in the territory having appeared before the Judge of Probate within ten days from the date of the filing of the Resolution consenting to the annexation in writing, and the Court determining that each of the qualified electors in the said territory has so consented to the annexation, and the Court making said findings of fact, it is

ORDERED, ADJUDGED and DECREED that the corporate limits of the Town of Wilton are hereby extended so as to embrace the territory described in the Resolution and designated on the map attached to the Resolution, to-wit:

Lots 2, 3, and 4, in Block 8, according to the Survey and Plat of Wilmont Gardens, as recorded in Map Book 4, page 6, in the office of the Judge of Probate of Shelby County, being situated in the SW 1/4 of the NE 1/4 of Section 9, Township 24 North, Range 12 East.

Further, the certified Resolution and map and this order are to be recorded in the records in this office, and said territory shall be a part of and within the corporate limits of the Town of Wilton.

Done this 28th day of May, 1991, at 12:30 o'clock A.M.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

Thomas A. Snowden, Jr.
Thomas A. Snowden, Jr.,

Judge of Probate

91 JUN 18 PM 12:39

JUDGE OF PROBATE

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