

ORDINANCE NO. 93-1185

An ordinance to alter, rearrange and extend the corporate limits of the City of Hoover, Alabama, so as to embrace and include within the corporate limits of said City all territory now within such corporate limits and also certain other territory contiguous to said City.

WHEREAS, a petition signed by USX Corporation & Western Pocahontas Corp. requesting that certain territory described therein be annexed to the City of Hoover; and

WHEREAS, there is attached to the said petition a map of said territory showing its relationship to the corporate limits of the City; and

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

NOW, THEREFORE, be it ordained by the Council of the City of Hoover as follows:

SECTION 1: That said Council hereby assents to the annexation of said territory to the City of Hoover, Alabama, and the corporate limits of the City of Hoover are hereby 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 or municipal boundaries of another municipality and does not lie at any point more than one-half the distance between the present corporate limits or municipal boundaries of another municipality and does not lie at any point more than one-half the distance between the present corporate limits and the corporate limits of any other municipality. Said property is described in Exhibit "A" attached hereto and made a part hereof.

SECTION 2: The City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson and Shelby Counties, Alabama, and also cause a copy of this ordinance to be published in a newspaper of general circulation in the City of Hoover.

ADOPTED this the 3rd day of January, 1994.


President of the Council

APPROVED BY:


Mayor

ATTESTED BY:


City Clerk

Inst # 1994-00233

01/05/1994-00233
11:26 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 HJS 23.50

P.O. Box 360 628
Hoover, AL 35216

Exhibit "A"
(Phase I)

DESCRIPTION

The Northwest one-quarter of the Northeast one-quarter and the Northwest one-quarter of section 8, township 20 South, Range 2 West.
The South one-half; of the Southwest one-quarter of Section 5, Township 20 South Range 3 West except that part situated within the present city limits of Hoover.
The Northeast one-quarter and the Southeast-one quarter of the Northwest one-quarter of section 7, Township 20 South, Range 3 West.
Lots 1 & 2 according to the map of SouthPointe, second sector as recorded on Map Book 11 Page 20 in the office of the Judge of Probate Shelby County, AL.

A tract of land situated in the SE 1/4 of Section 6, Township 20 South, Range 3 West, Shelby County, Alabama and in the SW 1/4 of said Section 6, Jefferson County, Alabama being more particularly described as follows: Begin at the Southwest corner of the SW 1/4-SE 1/4 and run thence N 00 degrees 16 minutes 28 seconds E along the west line thereof for a distance of 660.60 feet² to a point: thence run N87 degrees 58 minutes 12 seconds W for a distance of 106.98 feet³, more or less, to the centerline of South Shades Crest Road, situated in Jefferson County, Alabama; thence run N34 degrees 26 minutes 57 seconds E along the centerline of said road for a distance of 185.55 feet⁴ to a point in the centerline of said road; thence run S55 degrees 33 minutes 07 seconds E for a distance of 29.92 feet⁵ to a point on the southeasterly right-of-way line of said South Shades Crest Road as shown on the map of Southpointe Second Sector as recorded in Map Book 11, Page 30, Shelby County, Alabama, thence run N35 degrees 25 minutes 21 seconds E along said right-of-way line for a distance of 33.39 feet⁶ to a point of curve; said curve having a central angle of 0 degrees 26 minutes 16 seconds, a radius of 2175.08, a length of 16.61 feet, and curving to the left in a northeasterly direction; thence N35 degrees 13 minutes 33 seconds E along the chord of said curve for a chord distance of 16.61 feet⁷ to the Southwest corner of Lot 1, Southpointe Second Sector, thence run S55 degrees 33 minutes 07 seconds E along the South line of Lot 1, for a distance of 160.00 feet⁸ to the Southeast corner of said Lot 1, thence run S33 degrees 45 minutes 45 seconds W for 11.99 feet⁹ to a point on a curve; said curve having a central angle of 3 degrees 31' minutes 21 seconds, a radius of 954.88, a length of 58.70 feet, and curving to the right in a southeasterly direction; thence run S44 degrees 42 minutes 02 seconds E along the chord of said curve for a chord distance of 58.69 feet¹⁰ to the end of said curve; thence run S42 degrees 56 minutes 22 seconds E for a distance of 97.16 feet¹¹ to a point of curve; said curve having a central angle of 34 degrees 58 minutes 57 seconds, a radius of 886.12 feet; thence run an a southeasterly direction along the arc of said curve for 541.03 feet to the end of said curve; thence run S77 degrees 55 minutes 19 seconds E for a distance of 357.44 feet; thence run N79 degrees 32 minutes 04 seconds E for a distance of 213.29 feet; thence run S76 degrees 27 minutes 56 seconds E for a distance of 370.00 feet; thence run S53 degrees 27 minutes 56 seconds E for a distance of 220 feet; thence run S40 degrees 27 minutes 56 seconds E for a distance of 240.00 feet to a point on the South line of the SE1/4 of said Section 6; thence run N87 degrees 57 minutes 56 seconds W along the South line thereof for 2003.65 feet to the Southwest corner of the SW1/4-SE1/4 and the point of beginning.

CLERK'S CERTIFICATION

I, Linda Crump, City Clerk for the City of Hoover, Alabama, hereby certify that the attached is a true and correct copy of Ordinance No. 93-1125 which was passed and adopted by the City Council of the City of Hoover on the 3rd day of Jan, 1994, and that it has been published in a newspaper of general circulation and is now in full force and effect.


City Clerk

WESTERN POCAHONTAS PROPERTIES

LIMITED PARTNERSHIP

601 JEFFERSON, 40TH FLOOR

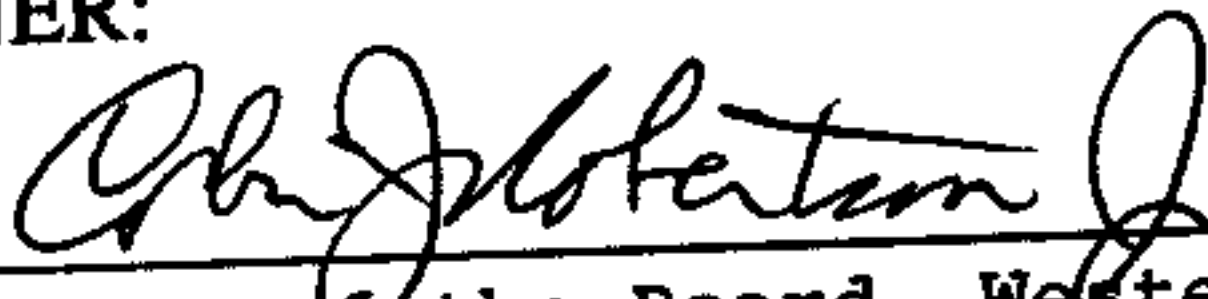
HOUSTON, TEXAS 77002

STATE OF ALABAMA

SHELBY COUNTY

We, the undersigned, hereby request and petition the City of Hoover to take whatever action is necessary to cause our property to be annexed into the corporate limits of the City of Hoover.

OWNER:



Chairman of the Board, Western Pocahontas
Corporation, sole general partner of

Western Pocahontas Properties Limited Partnership

LEGAL DESCRIPTION: (See Attached)

PETITION FOR ANNEXATION

The undersigned property owner of all of the real property described and shown on "Exhibit A" attached hereto and made a part hereof hereby petitions the City Council of the City of Hoover, Alabama, to annex to said City of Hoover, an incorporated municipality, said real property by rearranging and extending the boundaries of the said City of Hoover to include said real property, which is contiguous to the corporate limits of the said City of Hoover and which does not lie within the boundaries of any other municipality, and which is described in said Exhibit A hereto, and shown on map labeled "Exhibit B" attached hereto and made a part hereof which shows the relationship of the real property proposed to be annexed to the corporate limits of the said City of Hoover.

DATED, this _____ day of _____, 19____.

ATTEST:

[Signature]
Assistant Secretary

USX CORPORATION

By: [Signature]

Title: President

USX Realty Development,
a Division of U.S. Steel Group,
USX Corporation



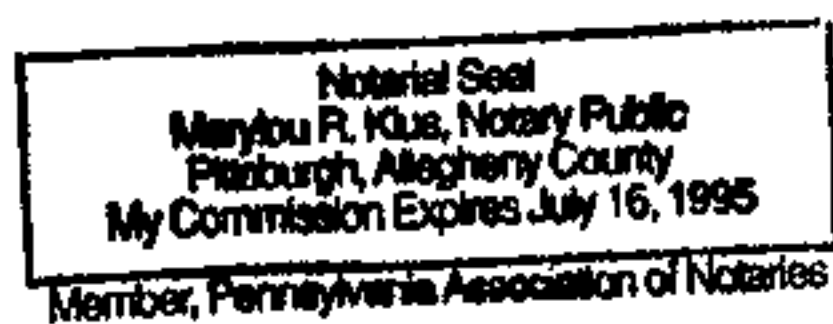
STATE OF PENNSYLVANIA)
COUNTY OF ALLEGHENY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that W.W. Kiser, whose name as President of USX Realty Development, a Division of U.S. Steel Group of USX Corporation, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, that being informed of the contents of this instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

GIVEN UNDER MY HAND AND SEAL OF OFFICE this, the 12th day of November, 1993.

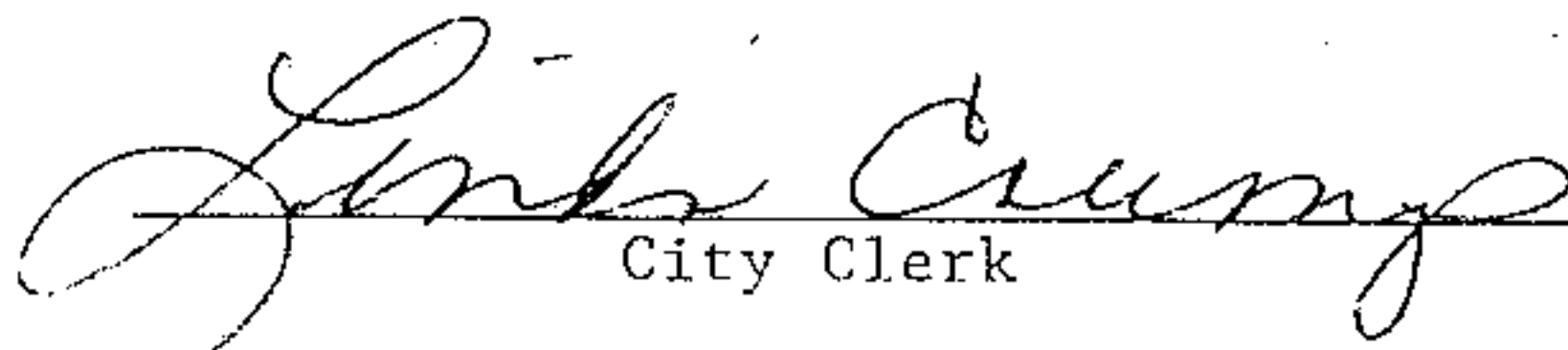
[Signature]
NOTARY PUBLIC

My Commission Expires: _____



CLERK'S CERTIFICATE

I herby certify that the attached is a true and correct copy of a petition(s) presented to the City Council of the City of Hoover by persons whose name(s) appear thereon, requesting that their property be annexed to the City of Hoover.


City Clerk

