

ORDINANCE NUMBER 497-96

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 the owners 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:

That parcel of land East of Ridgemont Drive (being part of Parcel #03.03), the West 6-1/4 inches of the East 13-1/2 inches being part of the NE 1/2 of the NW 1/4 of the NW 1/4 of Section 35, Township 20 South, Range 4 West, Shelby County, Alabama.

The East 3-1/4 inches of the West 7-1/2 inches of the West 1/2 of the NE 1/4 of the NE 1/4 of Section 34, Township 20 South, Range 4 West, Shelby County, Alabama.

The East 8 feet of the West 16-1/4 feet of the South 1/2 of the SE 1/4 of the NE 1/4 of Section 34, Township 20 South, Range 4 West, Shelby County, Alabama.

The West 150 feet of the East 300 feet of Parcel 01.09 Shelby County Tax Map Number 58-12-06, situated in the NW 1/4 of the NE 1/4 of Section 23, Township 20 South, Range 4 West, Shelby County, Alabama.

That portion of parcel 10 (233 acres) lying North and East of County Road 93, situated in Section 26, Township 20 South, Range 4 West, Shelby County, Alabama.

The South 1/2 of that portion of parcel 10 lying West of County Road 93 in Section 26, Township 20 South, Range 4 West, Shelby County, Alabama.

Parcel #26 (9.8 acres) (58-12-07) Section 26, Township 20 South, Range 4 West, Shelby County, Alabama.

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.

10/09/1996-33711  
01:00 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
010 SNA 31.00

Inst # 1996-33711

STATE OF ALABAMA  
SHELBY COUNTY

I, Frances Parrish, City Clerk of the City of Helena, do hereby certify that the above is a true correct copy of an ordinance duly adopted by the Council of the City of Helena at its meeting held May 23 1996, and as same appears of record in the ordinance records of said City, and approved by the Mayor on May 23, 1996.

Given under my hand and corporate seal of the City of Helena, this the 23 day of May, 1996.

Frances Parrish  
City Clerk

## CERTIFICATION

I, Frances Parrish, the duly appointed and acting Clerk of the City of Helena, Alabama, do hereby certify that the within Ordinance Number 497-96 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 Helena Police Dept. 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 31 day of May, 1996, 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 23 day of May, 1996.

Frances Parrish  
City Clerk

HOOPER  
CITY  
LIMITS

**PETITION**

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

Parcel #26 (58-12-07) Section 26, Township 20 South, Range 4 West,  
Shelby County, Alabama.

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 17th day of April, 1996.

Parcel # & Address

Name & Phone

H.L. Conwill  
Drawer A  
Vincent AL

*H.L. Conwill* *469-6701*

Resource Management  
6200 E.J. Oliver Boulevard, Suite 126  
P.O. Box 599  
Fairfield, Alabama 35064  
205 783-2095  
Fax 783-2529

Southern Lands & Minerals



May 3, 1996

File: 8932

Mr. Charles W. Penhale, Mayor  
City of Helena  
P. O. Box 262  
Helena, Alabama 35080

Dear Mayor Penhale:


Re: Annexation of USX Lands to the  
City of Helena, Alabama

The enclosed Petition for Annexation, executed by USX Corporation, is submitted to your City Council for consideration of the annexation of certain unincorporated and contiguous lands of the Corporation.

If your City Council accepts this petition, kindly forward to this office a copy of the Annexation Ordinance.

We are pleased to accommodate your request and thank you for many courtesies on our behalf.

Yours truly,

  
J. M. Robertson  
Land Agent

enclosure

cc: G. L. Sides  
P. A. McClure



## PETITION FOR ANNEXATION

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

This Petition is conditioned upon the following:

(1) Granting by the governing body of the City of Helena of exemption from ad valorem taxes until the property is either developed by USX or conveyed to a third party;

(2) The zoning of the Property remains "A-1" until the property is either developed by USX or conveyed to a third party; and

(3) Agreement by the governing body of the City of Helena that said annexation shall not prohibit USX Corporation or its contractors and agents from undertaking timbering and oil and gas and/or coal seam gas operations on the property to be annexed.

DATED, this 22<sup>nd</sup> day of April, 1996.

ATTEST:

USX CORPORATION

Craig D. Waller  
Assistant Secretary

By:

Title:

A. E. Ferrara, Jr.  
USX Realty Development,  
a Division of U. S. Steel Group,  
USX Corporation



STATE OF ALABAMA  
COUNTY OF ALBANY

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that A. E. Ferrara, Jr., whose name as USX Realty Development, a Division of U. S. Steel Group, 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 said 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 22<sup>nd</sup> day of April, 1996.

Lillian B. Grindle  
Notary Public

My Commission Expires \_\_\_\_\_

Notary Seal  
Lillian B. Grindle, Notary Public  
Pittsburgh, Allegheny County  
My Commission Expires Dec 1, 1997  
Member, Pennsylvania Association of Notaries



TOWNSHIP 20 SOUTH, RANGE 4 WEST

SHELBY COUNTY, ALABAMA

<u>SECTION</u>	<u>DESCRIPTION</u>	<u>ACREAGE</u>
26	The North-West quarter of North-East quarter EXCEPT the South half of South-East quarter of North-West quarter of North-East quarter; the North-East quarter of North-West quarter; that part of the North-West quarter of North-West quarter lying southeast of the Norfolk Southern Railroad; the South half of North-West quarter; the North-West quarter of South-West quarter	234.05
27	That part of the South-East quarter of North-East quarter lying southeast of the Norfolk Southern Railroad; the North-East quarter of South-East quarter; that part of the North-West quarter of South-East quarter lying southeast of the Norfolk Southern Railroad; the South-East quarter of South-East quarter	138.86
	TOTAL	372.91

SDM  
2-20-96

Southern Lands & Minerals  
Resource Management  
USX Corporation

Scale: 1" = 1000'

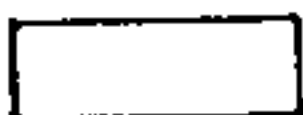
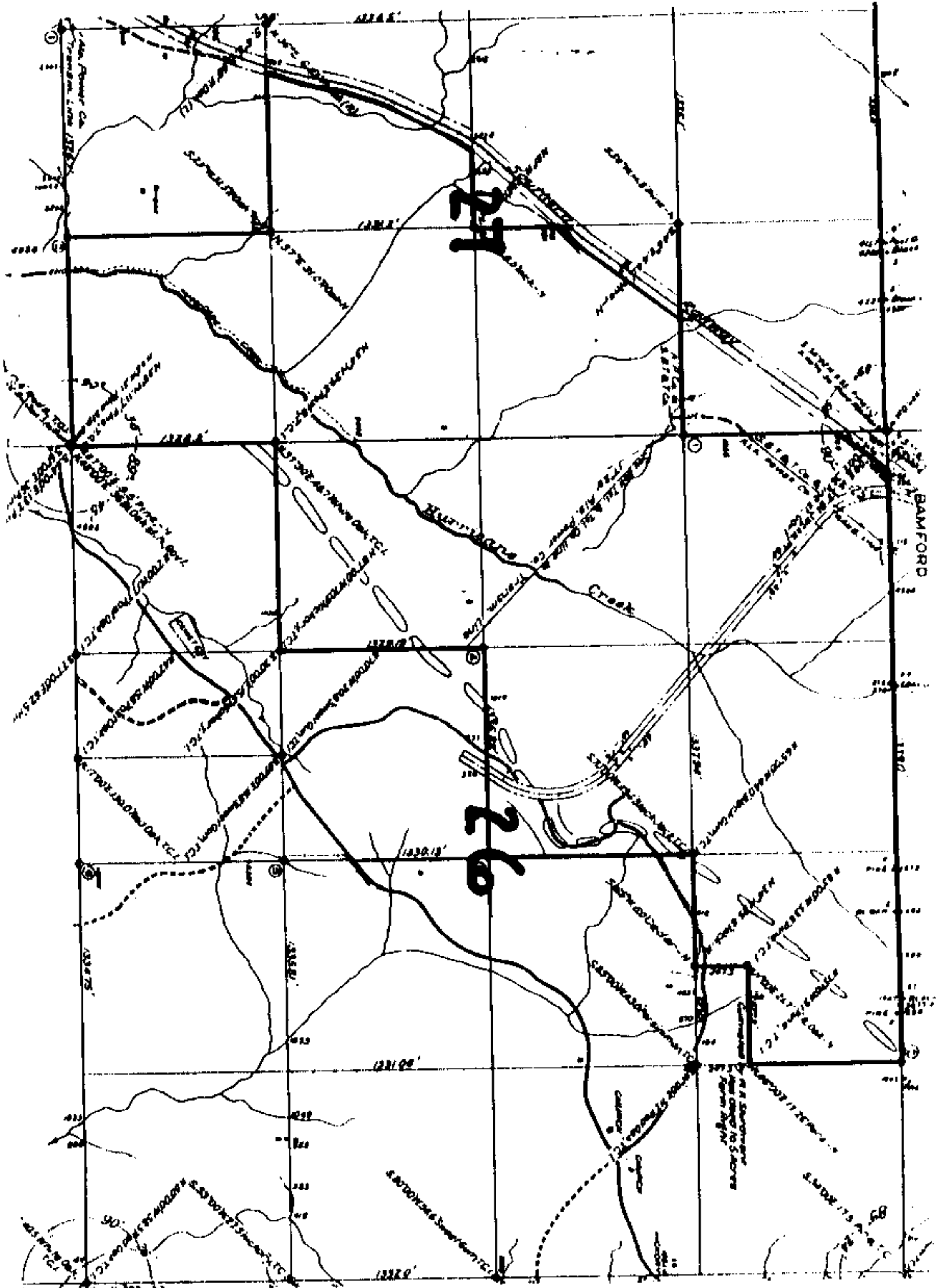
February 1996  
Inst # 1996-33711

10/09/1996-33711

01:00 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

010 SMA 31.00



Land of USX Corporation to be annexed into the City of Helena,  
Alabama by petition hereto attached.