

ORDINANCE 94C

COUNCILOR PARKER INTRODUCED THE FOLLOWING ORDINANCE.

COUNCILOR BROWN SECONDED THE ORDINANCE.

AN ORDINANCE ASSENTING  
TO A CERTAIN PETITION FOR ANNEXATION

Inst # 1997-15893

Whereas, the owner of property located and contained within an area contiguous to the corporate limits of Montevallo, and not within the corporate limits or police jurisdiction of any other municipality, have signed and filed a written petition with the City Clerk requesting that such property or territory be annexed to Montevallo, and

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of the said territory showing its relationship to the corporate limits of Montevallo,

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

1. That the City Council of the City of Montevallo, as and for its governing body, hereby assents to the annexation of that certain land described in the attached petition for annexation of Nyla Sellers, as provided in §11-42-21 of the 1975 Alabama Code and other applicable law.
2. That the City Clerk is directed to file a copy of this ordinance, including a description of the property or territory annexed, in the office of the Judge of Probate of Shelby County, and to advertise this ordinance as provided by law.

This ordinance shall become effective upon its passage and advertisement as provided by law.

Inst # 1997-15893


Approved and adopted this 09 May 1994.

*Steve Lee*

05/21/1997-15893  
03:45 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 NCB 18.50

  
Mayor Ralph W. Sears

Attest:


  
Steven D Gibbs, Clerk

I certify that the attached Ordinance **94C**, adopted by the Montevallo City Council on 09 May 1994, was, pursuant to §11-45-8(b) of the *1975 Alabama Code*, posted in conspicuous places within the community:

- 1) the mayor's office, City Hall, 545 Main Street, Montevallo
- 2) the city shop 455 Selma Road, Montevallo
- 3) the Park and Recreation Building, Orr Park, 420 Vine Street, Montevallo
- 4) the Parnell Memorial Library, 845 Valley Street, Montevallo

beginning June 1994 and continuing for more than four weeks thereafter.

According to §11-45-8(b), Ordinance **94C** therefore became effective June , 1994.

  
Steven D Gibbs  
City Clerk

## PETITION FOR ANNEXATION

To: The City Council of Montevallo, Alabama

I, Nyla Sellers, the undersigned, hereby petition the city of Montevallo to annex certain property that I own, a description and map of which are attached hereto as Appendix A.

Executed under my hand and seal, this April 1994.

*Nyla Sellers*  
Nyla Sellers

Filed with City Clerk this 01 day of April 1994.

### APPENDIX A

A house and lot located at 70 Highway 223, Montevallo, AL 35115, consisting of a part of Lot 10A of the L E Shaw Addition to the Town of Aldrich, Alabama, as recorded in the Office of the Probate Judge of Shelby County, Map Book 3, page 49.

Less and except the following described property:

#### I

That part of Lot 10A as per L E Shaw addition to the Town of Aldrich, Alabama, described as follows: Begin at the SW corner of said lot and run E a distance of 262 feet; thence N a distance of 130 feet; thence W 280 feet to the E right of way of the Brick Yard Road; thence S along the E right of way of said road a distance of 170 feet to the point of beginning. Said property being in the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of §19, Twp 22S, R3W, Huntsville Meridian, Shelby County, Alabama, according to a survey of Joe B. McKinley, Registered Land Surveyor, dated June 30, 1986.

#### II

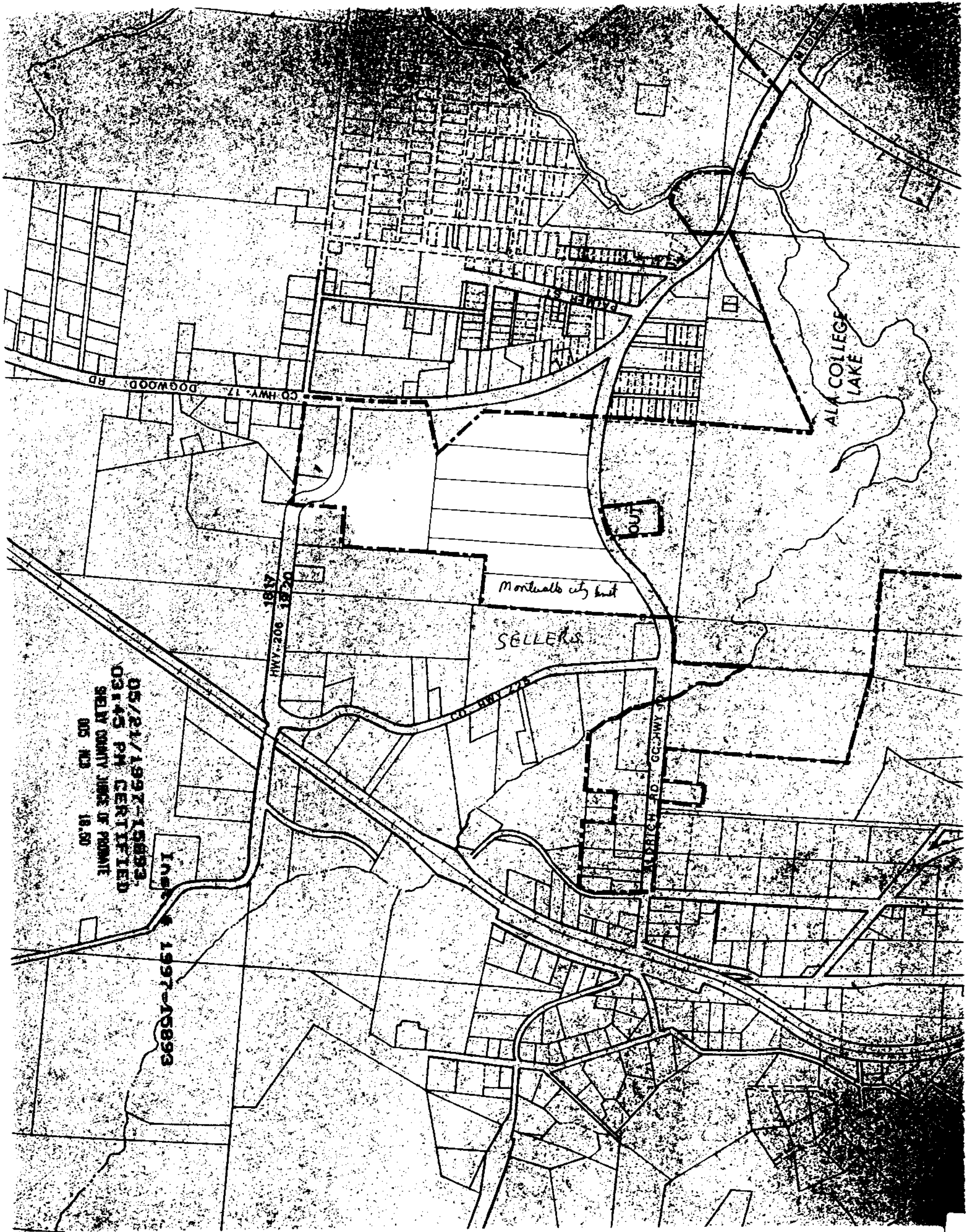
Commence at the NE corner of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of §19, Twp 22S, R3W, Shelby County, Alabama and run thence southerly along the E line of said  $\frac{1}{4}$  § 1,111.5 feet to a point; thence turn 93°08'28" right and run westerly 222.16 feet to the point of

beginning of the property being described: Thence continue along last described course 96 feet to a point on the E margin of Shelby County Road #223; thence turn  $80^{\circ}08'38''$  right and run northerly along said margin of said road 176.67 feet; thence turn  $86^{\circ}44'39''$  right and run easterly 96 feet; thence turn  $93^{\circ}37'11''$  right and run southerly 198.56 feet to the point of beginning, containing 0.41 acre and subject to any and all agreements, easements, restrictions and/or limitations of probated record or applicable law. According to a survey by Joseph E Conn, Jr, Alabama P L S #9049, dated 2 November 1993.

Source of title: a warranty deed executed in August 1986 and recorded at real book 091, page 787-8 of the Shelby County Probate records.

It is the intent of this petition to cover all land owned by petitioner, whether or not correctly described above.





ALMA COLLEGE LAKE

MONTWALLA CITY LIMIT

SELLERS

05/21/1997-19893  
03:45 PM CERTIFIED  
SHELBY COUNTY JUDGE LE PRONATE  
005 HCS 18.50

1997-19893