

ORDINANCE 95M

COUNCILOR HOLSOMBACK INTRODUCED THE FOLLOWING
ORDINANCE on November 27, 1995.

COUNCILOR PARKER SECONDED THE ORDINANCE. . . .

AN ORDINANCE ASSENTING
TO A CERTAIN PETITION FOR ANNEXATION

Inst # 1997-15894

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, has 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 Mary W Emfinger and Iris S Kish, 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.

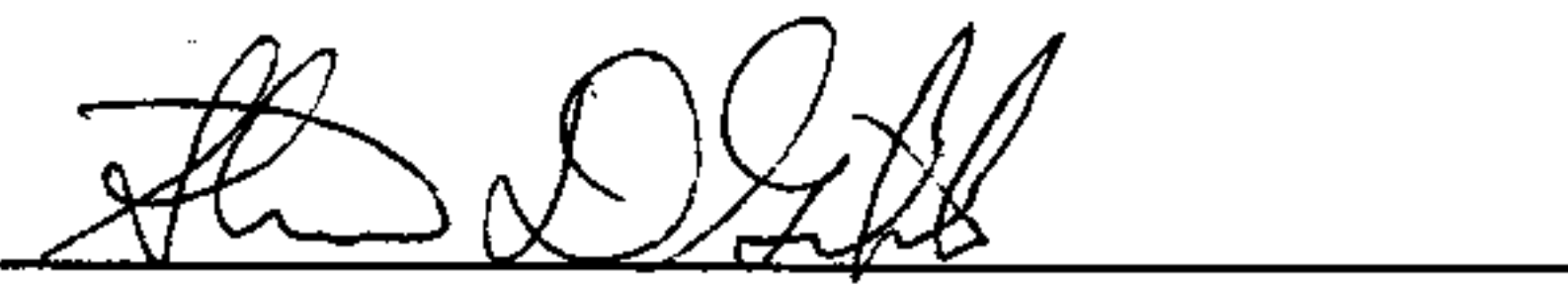
Inst # 1997-15894

Approved and adopted this 27 November 1995.

05/21/1997-15894
03:45 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 NCD 18.50


Mayor Ralph W Sears

Attest:

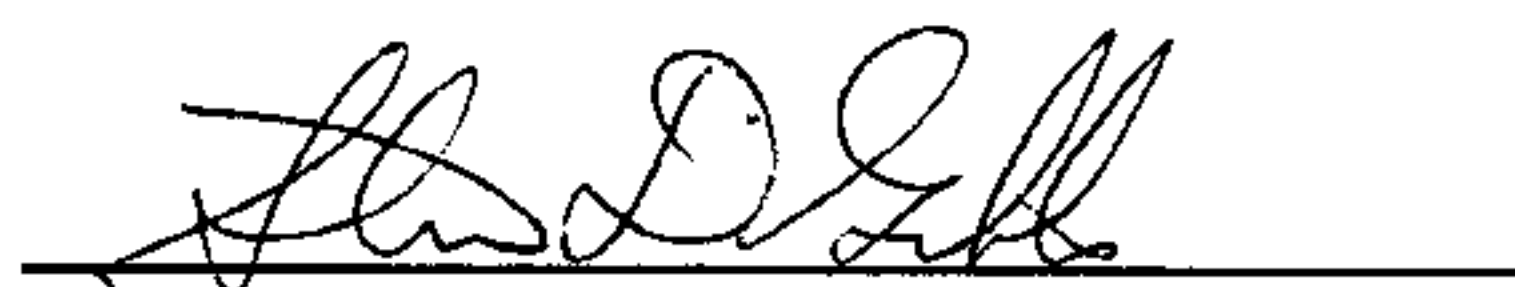

Steven D Gibbs, Clerk

I certify that the attached Ordinance 95M, adopted by the Montevallo City Council on 27 November 1995, 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 28 November 1995 and continuing for more than four weeks thereafter.

According to §11-45-8(b), Ordinance 95M therefore became effective 02 December 1995.


Steven D Gibbs
City Clerk

PETITION FOR ANNEXATION

To: The City Council of Montevallo, Alabama

We, Mary W Emfinger and Iris S Kish, of 9489 Hwy 155, Montevallo, Alabama 35115, the undersigned, hereby petition the city of Montevallo to annex certain property that we own, a description and map of which are attached hereto as Appendix A.

Executed under my hand and seal, this 27 November 1995.

Mary W Emfinger
Mary W Emfinger

Iris S Kish
Iris S Kish

Filed with City Clerk this 27 November 1995.

APPENDIX A

ORD 95M

EXHIBIT "A"

The following parcel described as follows: Commence at the Southwest corner of the Southeast 1/4 of Northwest 1/4, Section 2, Township 24, Range 12 East, and run East along the South line of said 1/4-1/4 section a distance of 300 feet to the point of beginning of the lot herein described; thence run in a northerly direction parallel with the West line of said 1/4-1/4 section a distance of 170 feet to the South line of the Montevallo-Calera Highway, being Highway No. 25; thence turn right and run parallel with the South line of said 1/4-1/4 section a distance of 90 feet to the intersection of the West line of Jemison Highway with the South line of Montevallo-Calera Highway; thence turn right and run in a southerly direction along the West line of said Jemison Highway a distance of 175 feet to the South line of said 1/4-1/4 section; thence turn right and run West along said South line of said 1/4-1/4 section a distance of 95 feet to the point of beginning. Situated in Shelby County, Alabama.

Less and except that portion of subject property condemned under Case #29-112, more particularly described as follows: Commencing at the Southwest corner of the Southeast 1/4 of Northwest 1/4, Section 2, Township 24 North, Range 12 East; thence easterly along the South line of said Southeast 1/4 of Northwest 1/4 a distance of 302 feet, more or less, to the West property line; thence northerly along said West property line a distance of 158 feet, more or less, to a point that is 50 feet southwesterly of and at right angles to the center line of Project No. OLB-059-025-00I and the point of beginning of the property herein to be conveyed; thence continuing northerly along said West property line a distance of 20 feet, more or less, to the present Southwest right of way line of Alabama Highway No. 25; thence southeasterly along said present Southwest property line a distance of 81 feet, more or less, to a present right of way line connecting said present Southwest right of way line with the present West right of way line of Alabama Highway No. 155; thence southeasterly along said present connecting right of way line (which if extended would intersect said present West right of way line) a distance of 28 feet, more or less, to a point that is 50 feet southwesterly of and at right angles to the centerline of said Project; thence North 85 deg. 18' 21" West, parallel with the centerline of said Project, a distance of 97 feet, more or less, to the point of beginning.

Said strip of land lying in the Southeast 1/4 of Northwest 1/4, Section 2, Township 24 North, Range 12 East.

SUBJECT TO:

PURCHASE MONEY FIRST MORTGAGE EXECUTED IN FAVOR OF TOMLYN E. MATHEWS, EXECUTED ON EVEN DATE HERewith, IN THE SUM OF \$54,000.00.

Property taxes for 1996 and subsequent years.

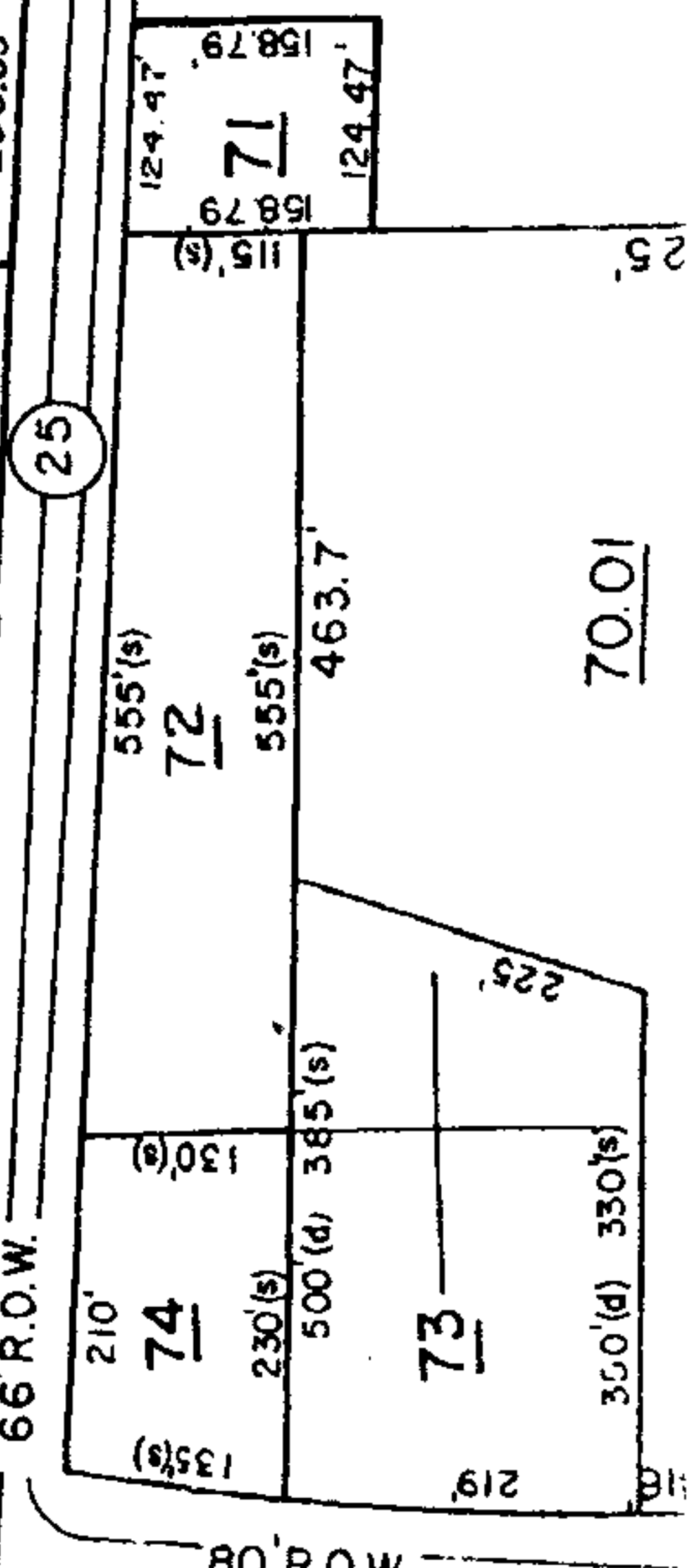
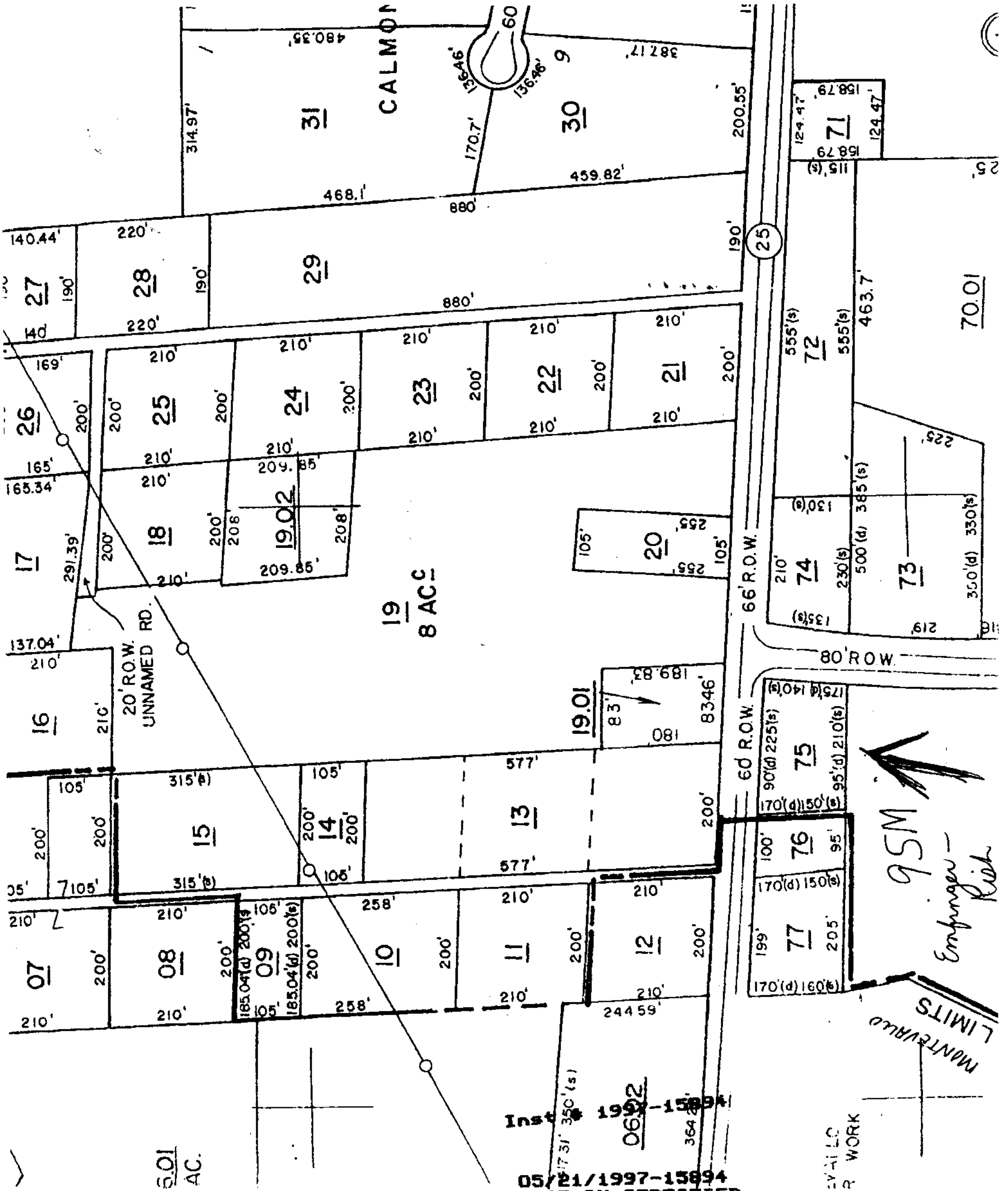
Mineral and mining rights are not insured.

Right-of-Way to American Telephone and Telegraph recorded in Real Volume 217, Page 48, in the Probate Office of Shelby County, Alabama.

Terms and conditions of that certain agreement recorded in Misc. Volume 34, Page 85, in the Office of the Probate Judge, Shelby County, Alabama.

Dated: 11/22/95


Carlene Barefoot



95M
Emfinger - Rich
LIMITS
MONTREAL

Inst 1997-15894
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03:45 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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