

ORDINANCE 04-0719

Councilman Jerry White introduced the following Ordinance:

WHEREAS, on the 19th day of July, 2004.

The persons whose names are signed thereto, filed a petition with the Clerk of the Town of Harpersville as required by Section 11-42-20 and 11-42-21, Code of Alabama 1975, petitioning and requesting that the property hereinafter described be annexed to the municipality of the Town of Harpersville, Alabama and requesting the Mayor and Council of said Town to adopt an ordinance assenting to the annexation of said property to such municipality, which petition contained and accurate description of the property or territory proposed to be annexed together with a map of said territory showing its relationship to the corporate limits of the Town of Harpersville, and the signatures of the owners of the property or territory described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF HARPERSVILLE, ALABAMA AS FOLLOWS:

That the Town of Harpersville does adopt this ordinance assenting to the annexation of the following described property or territory to the municipality of the Town of Harpersville.

Said property being described on Exhibit "A" attached hereto.

Be it further ordained that the corporate limits of the Town of Harpersville be extended an rearranged so as to embrace and include such property and such property or territory shall become a part of the corporate area of such municipality upon the date of publication of this Ordinance, as provided for in section 11-42-20 and 11-42-21, Code of Alabama 1975.

Be it further ordained that the Clerk is hereby authorized and directed to file a copy of this ordinance, along with an accurate description of the property or territory being annexed, together with a map of the said property or territory showing its relationship to the corporate limits of the Town of Harpersville to which said territory or property is being presented to the Office of the Department of Justice for approval.

Be it further ordained that the Zoning Map of the Town of Harpersville, and any other official maps or surveys of the Town, shall be amended to reflect the annexation of properties being presented for approval.

Jerry W. Moore
MAYOR

ATTEST:

Joyce Roberts, Town Clerk

TOWN OF HARPERSVILLE
PETITION FOR UNANIMOUS CONSENT

We the undersigned, constituting all of the hereinafter described real property do hereby execute and file with the Town of Harpersville clerk this written petition asking and requesting that our property hereinafter described be annexed to the town of Harpersville, under authority of section 11-42-20 throughout 11-42-24 code of Alabama, 1975.

Said property is described as follows:

Property Owners: Sue Garrett ~~Roxie~~ Wyatt

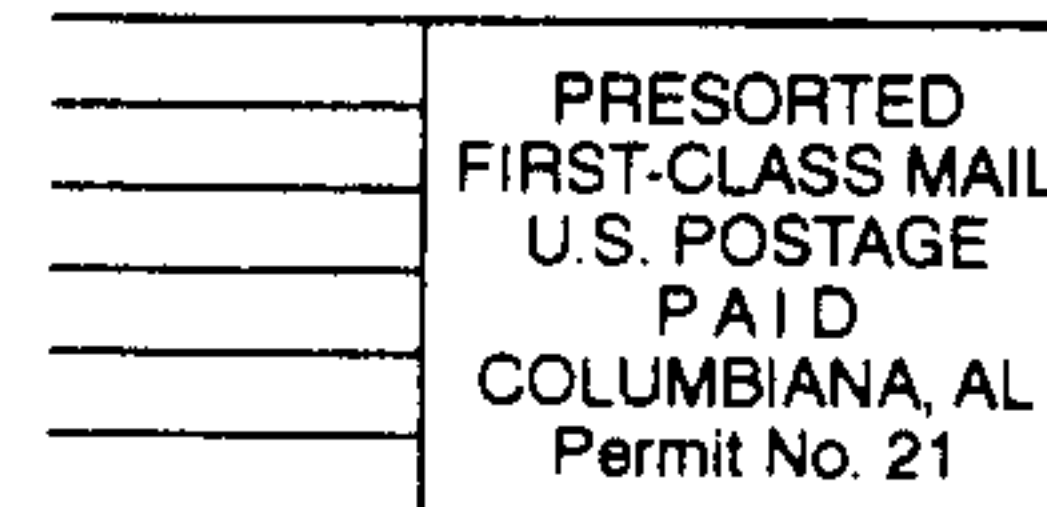
Tax ID #: 07-9-29-3-000-009-000

See attached Map and Property Inquiry for legal description.

We further certify that said property is contiguous to the Town of Harpersville. We further certify that all the property included in the above described which lies within the police jurisdiction of both the annexing municipality and another municipality is located closer to the annexing municipality than to the other municipality as required by sections 11-42-21 code of Alabama, 1975

ANNETTE D. SKINNER
TAX COLLECTOR, SHELBY COUNTY
P.O. Box 1298
Columbiana, Alabama 35051

2



Courtesy Tax Notice

TAX YEAR: 2001 RECEIPT 52247
TOTAL DUE: \$104.86
PARCEL I.D. 079293000009000

DESCRIPTION
SE1/4 OF SW1/4 OF NE1/4 OF SW
1/4 SEC29 T19S R2E LYING S OF
HARPERSVILLE & WELDON RD EXC
RD R/W
SEC29 T19S R02E
AC 40.00

RETURN THIS STUB WITH PAYMENT

Tax Year: 2000 Receipt 50490
TOTAL TAXES: \$104.86

Parcel I.D. 079293000009000

Owner Name and Address

TOTAL MARKET VALUE 88,000.00
TOTAL ASSESSED VALUE 2,140.00
HOMESTEAD VALUE .00
CURRENT USE VALUE 21,280.00
MUNICIPALITY HARPERSVILLE

WYATT MAMIE & ROXIE
89 ROSA DRIVE
HARPERSVILLE AL 35078



LAW OFFICES OF
CONWILL & JUSTICE
POST OFFICE BOX 557
COLUMBIANA, ALABAMA 35051

HEWITT L. CONWILL
WILLIAM R. JUSTICE

TELEPHONE
(205) 669-6701
TELECOPIER
(205) 669-0958

March 25, 2003

RE: Estate of Mamie Stone and Rosa Lee Caddell

TO WHOM IT MAY CONCERN:

The above estates have been admitted to probate in the Probate Court of Shelby County, Alabama; Case Nos. 42-153 and 42-154. A copy of the Decree Admitting Will to Probate & Granting Letters Testamentary as well as a copy of Letters Testamentary are attached hereto. Title now lies in the name of Sue Garrett. If you have any questions regarding these estates, please give me a call.

Yours very truly,

CONWILL & JUSTICE


Hewitt L. Conwill

HLC/pgj

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

IN THE MATTER OF THE ESTATE OF)

Mamie Stone, deceased.)

CASE NO. 42-154

DECREE ADMITTING WILL TO PROBATE & GRANTING
LETTERS TESTAMENTARY

This 7th day of February, 2002 being the date set by this Court for the hearing of the petition of **Sue Garrett**, to have admitted to probate and record an instrument which purports to be the Last Will and Testament of **Mamie Stone**, deceased, and notice having been issued and served as required by law upon the spouse and/or next of kin, or service of notice having been accepted by those who are over the age of nineteen years and of sound mind, and the Court having heard the evidence offered and the Court being satisfied from said evidence that the instrument, which purports to be the Last Will and Testament of the said decedent is the legal Will of the said decedent.

It is therefore ORDERED by this Court that the said instrument which purports to be the Will of the said decedent was duly and legally executed by **Mamie Stone** and that the said instrument is the legal Will of the said decedent; that the said Will is hereby admitted to probate and record in this Court and that pursuant to **Ala. Code, §43-2-21 (1975)**, Letters Testamentary be granted to **Sue Garrett** as Personal Representative under said Will.

It is further ORDERED by this Court that the said Personal Representative shall have all the powers and duties provided in the Will and all the general powers, without limitation, authorized for transactions enumerated in **Ala. Code §43-2-843 (1975, as amended)**.

It is further ORDERED that the said Personal Representative proceed without delay to collect and take possession or control of the personal property and evidences of debt of the said decedent, except the personal property exempted under **Ala. Code, §43-8-111 (1975, as amended)**, in favor of the surviving spouse. The Will expressly relieves the Personal Representative of the requirement to file an inventory. The said self-proved Will of the decedent shall be recorded in the probate records of Shelby County, Alabama as provided by law.

DONE and ORDERED this the 7th day of February, 2002.



PATRICIA YEAGER FUHRMEISTER
Judge of Probate

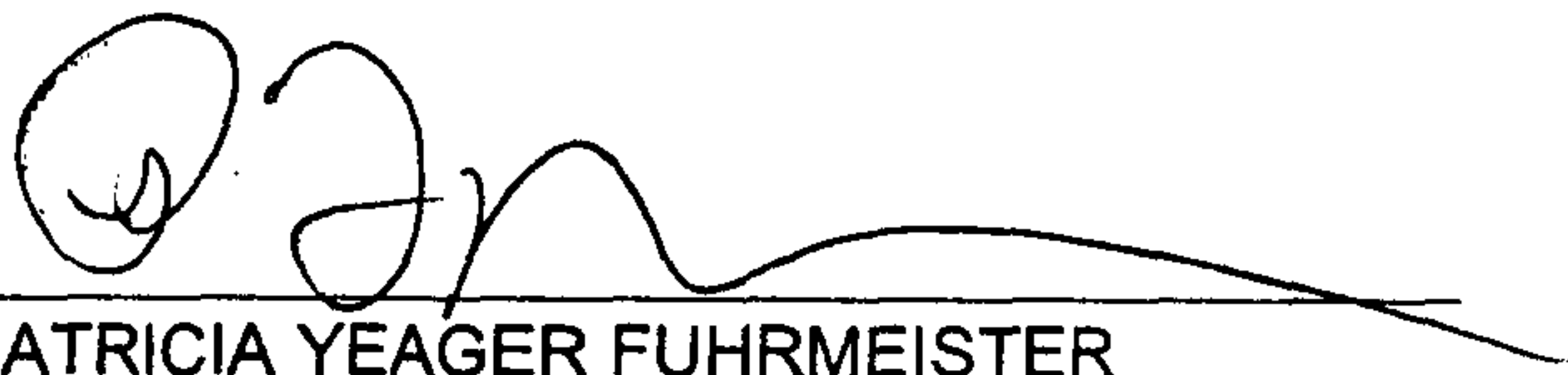
LETTERS TESTAMENTARY

THE STATE OF ALABAMA
COURT OF PROBATE

SHELBY COUNTY
CASE # 42-154

The will of **Mamie Stone**, having been duly admitted to record in said county, **LETTERS TESTAMENTARY** are hereby granted to **Sue Garrett** the Personal Representative named in said Will, who has duly qualified in compliance with the requisite of the law, and is authorized to administer such estate. Subject to the priorities stated in *Ala. Code, §43-8-76 (1975, as amended)*, the said Personal Representative, acting prudently for the benefit of interested persons, has all the powers, without limitation, authorized in transactions under *Ala. Code, §43-2-843 (1975, as amended)*, unless expressly modified in the Will.

Witness my hand, and dated this 7th day of February, 2002.

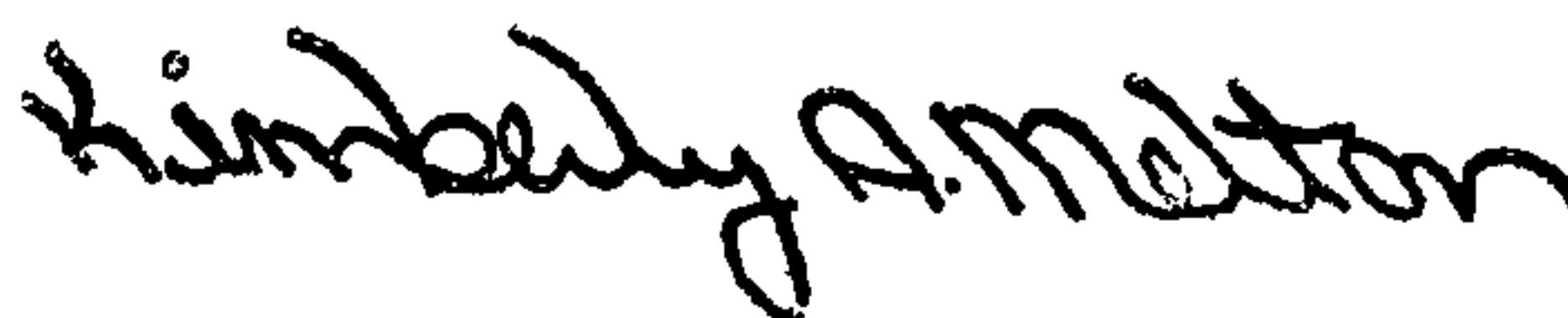


PATRICIA YEAGER FUHRMEISTER
Judge of Probate

THE STATE OF ALABAMA
SHELBY COUNTY

I, KIMBERLY A. MELTON, CHIEF CLERK of the Probate Court of Shelby County, Alabama hereby certify that the foregoing is a true, correct and full copy of the **LETTERS TESTAMENTARY** issued to **Sue Garrett**, as Personal Representative of the Will of **Mamie Stone**, deceased, as the same appears of record in said court. I further certify that said Letters are still in full force and effect.

Given under my hand, and seal of office, this 7th day of February, 2002.



CHIEF CLERK

P E T R U S L E O I N D I C E

IRREL. W	2003	107-9-29-2-400-102,900	SLIP: 500	LAND VALUE	102	1	102,900
REFOREST: 1				LAND VALUE	0%	1	

DATE	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
DATE	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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DATE	1	2	3	4	5	6																																																																																														

[illegible]

PREV YR VALUE	PREV YR VALUE	PERCENT	
1	1	1	1

REF: 8081 1	1
ENC: 1 (DB 175, 9, 37)	3

957	1	1	DATE	1	1	TIME	1	1	DATE	1	1
957	1	2	DATE	1	2	TIME	1	2	DATE	1	2
957	1	3	DATE	1	3	TIME	1	3	DATE	1	3
957	1	4	DATE	1	4	TIME	1	4	DATE	1	4
957	1	5	DATE	1	5	TIME	1	5	DATE	1	5

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SP 4 102-9-20-3-0001 10000 1 1 10000 1 1
DEED 1
DEED 1
SP BOOK 1 1 PAGES 1 1 BOOK 2 1 1 PAGES 1 1
PRIMARY LOT 1 1 PRIMARY TRK ROAD SECOND LOT 1 1 SECOND BLK TOWN
ERD 1
DEED 1
PLOT 1 10000 10000 1 10000 10000
PLOT 2 1000 10000 100 1 10000 10000
PLOT 3 1000 10000 100 1 10000 10000
OT 1000 1 1000 LOT DEED 1 1000 PAGES 1 10000 10000 10000 10000

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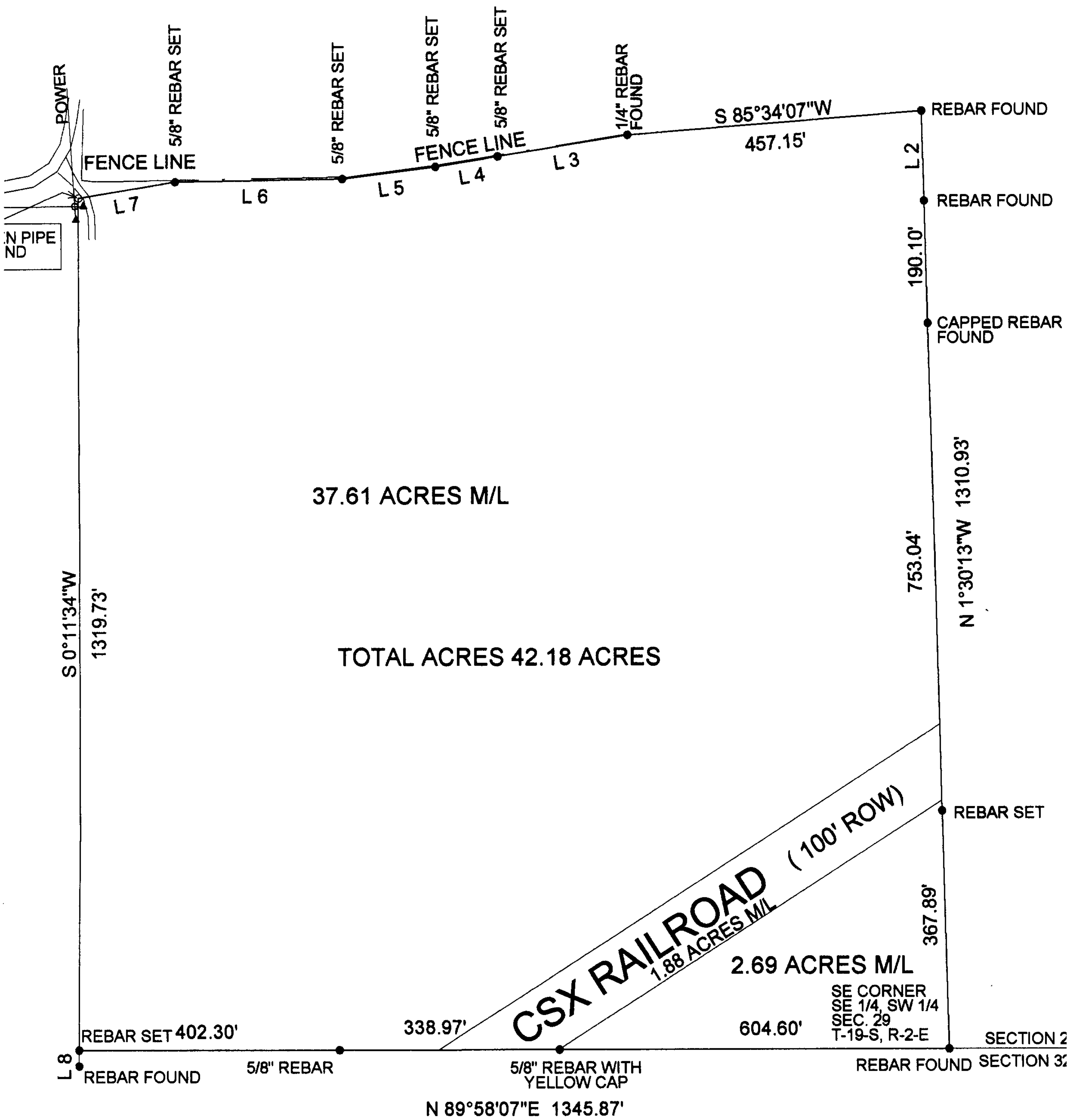
*** THE FINE & FINANCIAL ***

FIELD OF SIZE OF FIELD OF THE 1/4 SECTION 1000 ACRES LIVING S OF HARTERSVILLE S BE
GON RD EXT 1000

TOX	SALES	EXP
FOR	SALES	EXP

RECORDER'S MEMORANDUM
At the time of recordation, this
instrument was found to be
inadequate for the best photo-
graphic reproduction.

TOTAL P.01



Line	Bearing	Distance
2	N 1°27'43"W	139.64'

0 660 1320 1980 2640 SCALE OF FEET 5280



Commencing at the Southeast Corner of the Southeast Quarter of the Southwest Quarter Section 29, Township 19 South, Range 2 East, Shelby County, Alabama; also being the point of beginning of the following described property; thence North 1 degree 30 minutes 13 seconds West, a distance of 1310.94 feet; thence North 1 degree 27 minutes 43 seconds West, a distance of 139.64 feet; thence South 85 degrees 34 minutes 07 seconds West, a distance of 457.15 feet; thence South 80 degrees 52 minutes 57 seconds West, a distance of 202.91 feet; thence South 80 degrees 33 minutes 53 seconds West, a distance of 97.51 feet; thence South 82 degrees 31 minutes 00 seconds West, a distance of 145.00 feet; thence South 89 degrees 08 minutes 08 seconds West, a distance of 257.64 feet; thence South 80 degrees 34 minutes 24 seconds West, a distance of 151.82 feet; thence South 0 degrees 11 minutes 34 seconds West, a distance of 1319.73 feet; thence North 89 degrees 58 minutes 07 seconds East, a distance of 1345.87 feet to the POINT OF BEGINNING; said described tract containing 42.18 acres, more or less.

I hereby state that all parts of
this survey and drawing have been completed in
accordance with the current requirements of the
Standards of Practice for Surveying in the
State of Alabama to the best of my knowledge,
information, and belief.

Surveyors Signature:



Alabama License No: 15454

Date:

03-20-03