20050309000108360 1/8 $32.00
Shelby Cnty Judge of Probate,AL
03/09/2005 03:18:22PM FILED/CERT

ORDINANCE NO. 407

AN ORDINANCE TO ALTER, REARRANGE AND EXTEND THE CORPORATE LIMITS OF THE CITY OF PELHAM, ALABAMA SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by the property owners requesting territory therein described be annexed to the City of Pelham, 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 Pelham; and

WHEREAS, the 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 Pelham;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Pelham as follows:

Section 1. That said Council hereby assents to the annexation of said territory to the City of Pelham, 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 11-42-43, 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 "City Boundary" of another municipality. Said territory is described as follows:

See Attached

Section 2. The City of Pelham hereby agrees to comply with those provisions of Act No. 604 enacted at the 1976 Regular Session of the Legislature of Alabama pertaining to the assumption and payment of an annexed fire district debt or the payment to said fire district of an amount equal to six times the amount of dues that the portion of said fire district being annexed paid to said fire district during the preceding year.

Section 3. 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 published in a newspaper of general circulation in the City of Pelham.

Willard Payne, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of Ordinance No.407 hereupon attached, be suspended and immediate consideration given to the passage of said Ordinance. Said motion was seconded by Karyl Rice, a member, and upon a roll call vote was unanimously passed. The vote on said motion was as follows:

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Mike Dickens President of the Council	y
Willard Payne Council Member	y
Rosemary Metcalf Council Member	y
Karyl Rice Council Member	y
Bob Sullivan Council Member	y

THEREUPON Rosemary Metcalf, a member moved and Robert Sullivan, a member seconded the move that said Ordinance be given vote. Said Ordinance passed by vote of all members of the Council present and the Council President declared the same passed.

ADOPTED this 7th day of March 2005.

President of the City Council

Rosemary Metcalf
Council Member

Willard C. Payne
Council Member

Karyl J. Rice
Council Member

Robert D. Sullivan
Council Member

Seal

ATTEST

City Clerk

APPROVED

Bobby Hayes
Mayor

POSTING AFFIDAVIT

I, the undersigned, Clerk of the City Council of the City of Pelham, Alabama, do hereby certify that the above and foregoing **ORDINANCE 407** was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at its regular meeting on the 7th day of March 2005 and duly published by posting an exact copy thereof on 8th day of March 20 05 at three public places within the city, including the Mayor's Office at City Hall, City Park and Library, all being public places in the City of Pelham, Alabama.

City Clerk

Seal

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ANNEXATION CHECK LIST

Copy of petition signed by property owners	✓	
Map of Property	✓	
Description of Property	✓	188 Dickerson Lane Pelham, AL 35124
Names of Property Owners	✓	Howard C. Dickerson (Mildred Dickerson is deceased)
How many single family dwellings on property	✓	One
How many people live on parcel of land	✓	One
How many are of voting age	✓	One
How many are not of voting age	✓	——
The race of each person	✓	White
Reason for annexation	✓	Need fire protection and other advantages as part of Pelham.

Must be contiguous to Pelham city limits.

Marsha Yates
620-6403

Attn: Peggy Harding
Fax 326-3837

Contiguous per Jesse
Rec'd 2/18/05 3:00pm - Marsha Yates

TOTAL P.01

same, I will be glad to furnish it. Please communicate with me regarding this annexation at my address in Homewood. You may also call me at work: 250-8400, or at home: 942-5832.

Please let me know if there is anything further I need to do in connection with this matter.

Thank you for your help.

Peggy D. Harding

Peggy D. Harding
encs.

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1123 Columbiana Road
Homewood, AL 35209

February 17, 2005

Ms. Marsha Yates
c/o Mayor's Office
Pelham City Hall
3162 Pelham Parkway
Pelham, AL 35124

Re: Petition for Annexation
Howard C. Dickerson
188 Dickerson Lane
Pelham, AL 35124

Dear Ms. Yates:

Per our conversation, I am enclosing herewith the following documents in connection with my father's request for annexation into the City of Pelham:

1. Letter/petition for annexation sighed by Howard C. Dickerson.
2. Annexation Check List - completed.
3. Copy of Deed where Daddy purchased the property.
4. Copy of survey showing Dickerson Lane and location of house.

With regard to his property being contiguous to Pelham City Limits, Daddy's property touches that of Estelle and Walter Walton and that of Billie & Vickie Shannahan and Tim & Susan Genry. I believe their properties were just recently annexed into the City.

I take care of my father's business dealings under a Power of Attorney and if you need a copy of same, I will be glad to furnish it. Please communicate with me regarding this annexation at my address in Homewood. You may also call me at work: 250-8400, or at home: 942-5832.

Please let me know if there is anything further I need to do in connection with this matter.

Thank you for your help.

Peggy D. Harding

Peggy D. Harding
encs.

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188 Dickerson Lane
Pelham, AL 35124

City of Pelham

Gentlemen:

I would like to request that my property located at 188 Dickerson Lane, Pelham, Alabama, be annexed into the City of Pelham. My property is contiguous to that of Mrs. Walter "Estelle" Walton on one side, and that of Billy Shannahan on the other side. I am the last house on Dickerson Lane.

My reason for this request is so that I will have fire protection and other things offered through the City of Pelham.

Thank you for your consideration.

Howard C. Dickerson

Deliver TO: Najjar, Kenaburg
Att: Mrs. Peggie Hardy

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WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

State of Alabama
SHELBY COUNTY

Know All Men By These Presents, $1,000.00

That in consideration of Ten & no/100 ($10.00) Dollars and other good and valuable ~~DOLLARS~~ consideration to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged we, JIMMIE L. KENT, a widow,

(herein referred to as grantors) do grant, bargain, sell and convey unto

HOWARD C. DICKERSON and wife, MILDRED B. DICKERSON

(herein referred to as GRANTEES) for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in Shelby County, Alabama to-wit:

From the Southwest corner of the SW¼ of the NW¼ of Section 15, Township 20 South, Range 2 West, run East along the South boundary line of the said SW¼ of the NW¼, Section 15, Township 20 South, Range 2 West, for 350.4 feet to the point of beginning of the land herein described and conveyed; Thence continue East along the South boundary line of the SW¼ of the NW¼, Section 15, Township 20 South, Range 2 West, for 350.4 feet; Thence turn an angle of 90 degrees 15 minutes to the left and run Northerly 373.0 feet; Thence turn an angle of 89 degrees 45 minutes to the left and run Westerly 350.4 feet; Thence turn an angle of 90 degrees 14 minutes to the left and run Southerly 373.0 feet, more or less, to the point of beginning.

This land being a part of the SW¼ of the NW¼ of Section 15, Township 20 South, Range 2 West, and being 3.0 acres, more or less.

Subject to the ad valorem taxes for the current year.

BOOK 322 PAGE 856

The Grantor herein is the widow of William N. Kent who died testate in the year 1970, and the Grantor herein was the sole beneficiary under said Will.

TO HAVE AND TO HOLD, to the said GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

And I (we) do, for myself (~~ourselves~~) and for my (~~our~~) heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that I am (~~we are~~) lawfully seized in fee simple of said premises; that they are free from all encumbrances;

that I (~~we~~) have a good right to sell and convey the same as aforesaid; that I (~~we~~) will and my (~~our~~) heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I (~~we~~) have hereunto set my hand and seal, this 9th day of October, 1979.

1979 OCT 25 AM 10:39
Rec Fee 10.00
Rec. 1.50
Cert. 1.00
3.50

JUDGE OF PROBATE

WITNESS:
Mrs. Susan W. Browning
Susan E. Dickerson

Jimmie L. Kent
JIMMIE L. KENT
H. C. Dickerson
Mildred B. Dickerson

NOTARY PUBLIC STATE OF ALABAMA AT LARGE

This instrument prepared by:
Peggy D. Freeman
1123 Columbiana Road
Homewood, AL 35209

Howard C. Dickerson
Rt. 2 Box 1567 B
Alabaster Ala. 35007

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STATE OF ALABAMA
SHELBY COUNTY

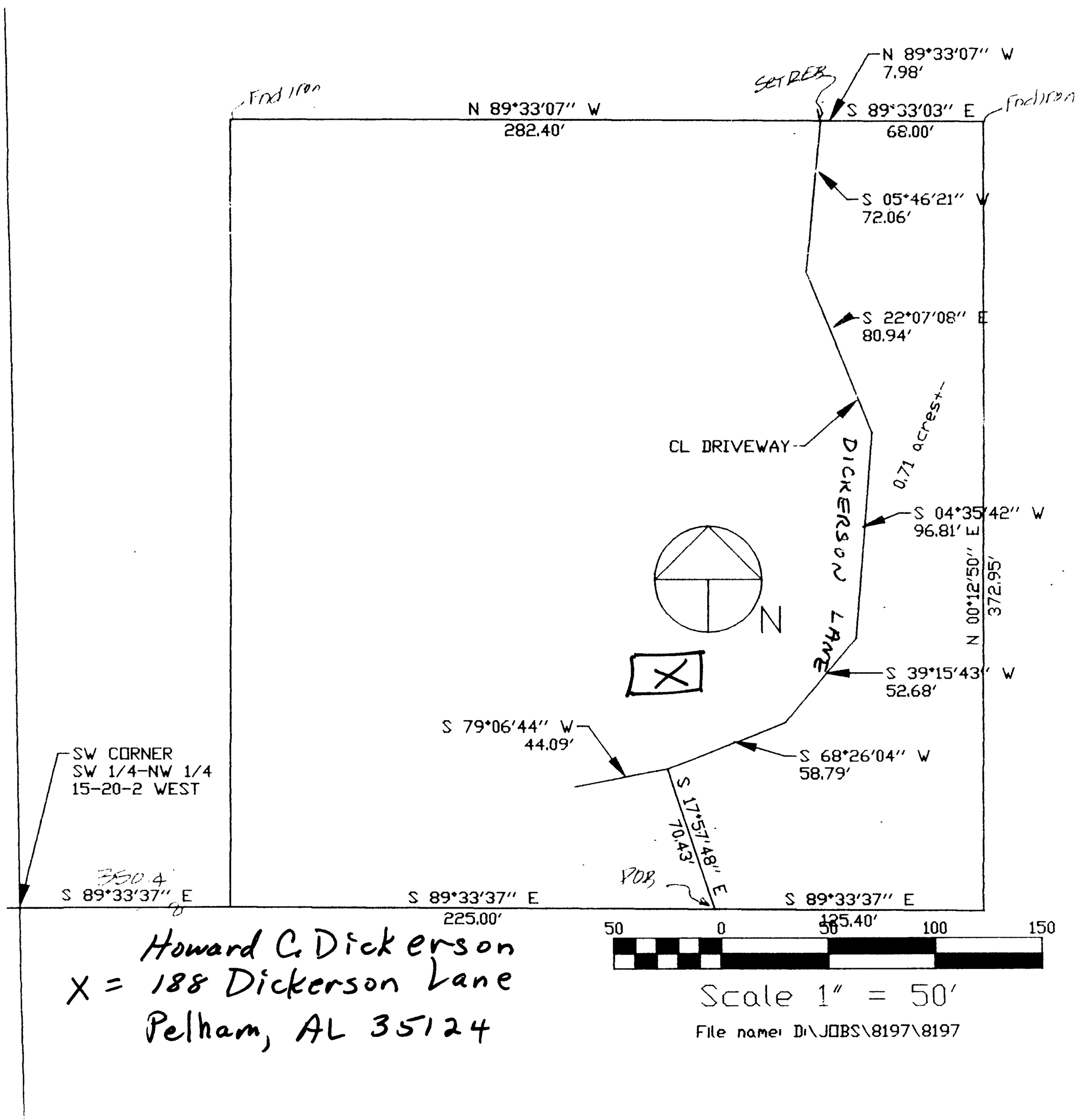
I, STEVEN M. ALLEN, A REGISTERED LAND SURVEYOR, DO HEREBY CERTIFY THAT THIS IS A TRUE AND CORRECT MAP OR PLAT OF PROPERTY SHOWN AND DESCRIBED HEREON; I FURTHER CERTIFY THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN SUBSTANTIAL ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF ALABAMA.

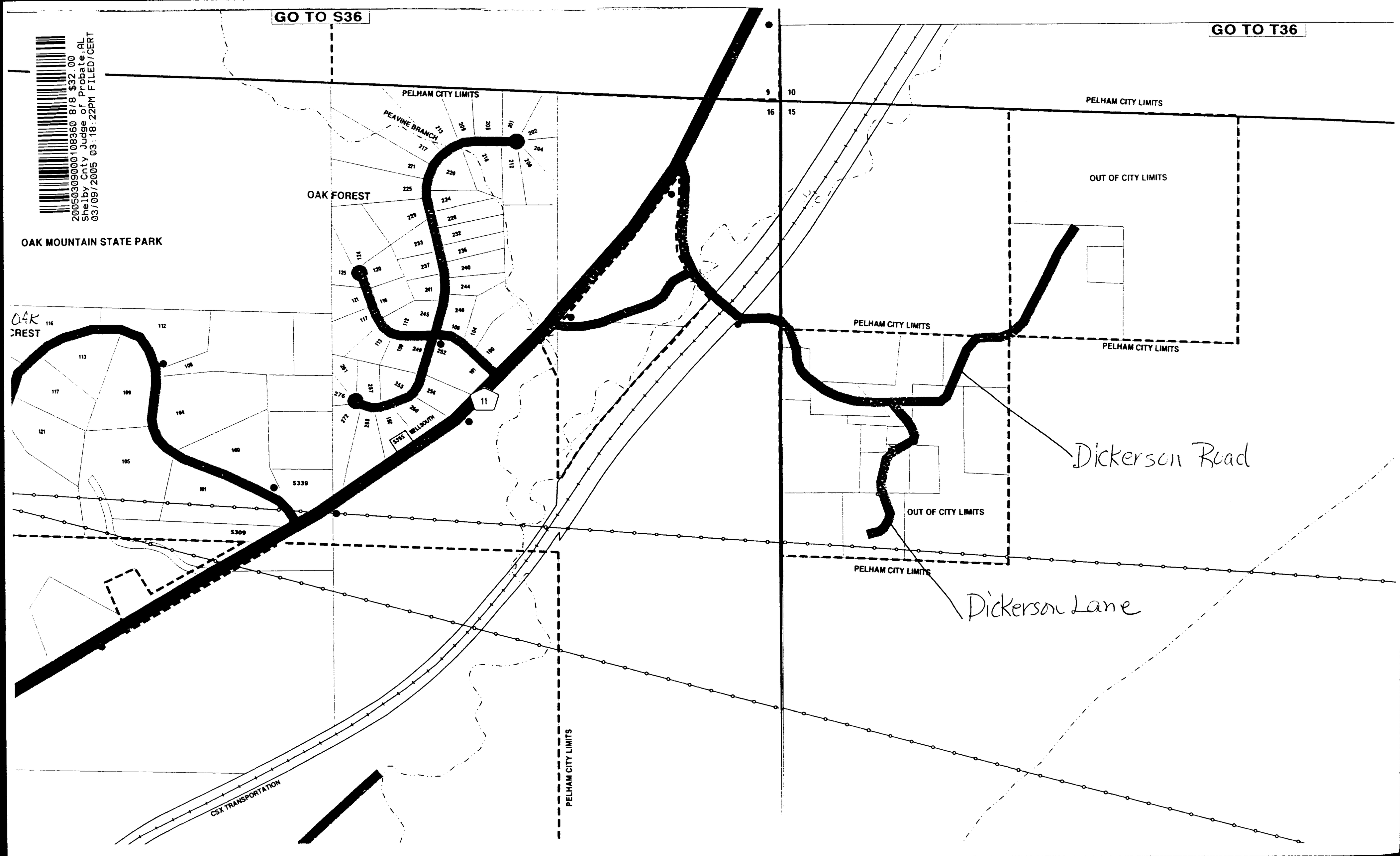
GIVEN UNDER MY HAND SEAL THIS 2nd DAY OF June, 1999.

BY: [signature]
STEVEN M. ALLEN
ALA. REGISTRATION NO.12944

PROPERTY MAP SKETCH
JOB No 8197

DESCRIPTION
COMMENCE AT THE SW CORNER OF THE SW 1/4 OF THE NW 1/4 OF SECTION 15, TOWNSHIP 20 SOUTH, RANGE 2 WEST; THENCE RUN S 89-33'37" E FOR 575.4 FEET TO THE POINT OF BEGINNING; THENCCE CONTINUE ON THE LAST DESCRIBED COURSE FOR 125.40 FEET; THENCE RUN N 00-12'50" E FOR 373.00 FEET (CALC 372.95'); THENCE RUN N 89-33'07" W FOR 68.00 FEET TO A POINT IN THE CENTERLINE OF A DRIVEWAY; THENCE RUN S 05-46'21" W FOR 72.06 FEET; THENCE RUN S 22-07'08" E FOR 80.94 FEET; THENCE RUN S 04-35'42" W FOR 96.81 FEET; THENCE RUN S 39-15'43" W FOR 52.68 FEET; THENCE RUN S 68-26'04" W FOR 58.79 FEET; THENCE RUN S 17-57'48" E FOR 70.73 FEET TO THE POINT OF BEGINNING.



Howard C. Dickerson
X = 188 Dickerson Lane
Pelham, AL 35124

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