


**ORDINANCE NO. 448**

  
20120612000206310 1/4 \$21.00  
Shelby Cnty Judge of Probate, AL  
06/12/2012 08:48:30 AM FILED/CERT

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 Exhibit "A"

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 accordance with state law.

Steve Powell \_\_\_\_\_, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of **Ordinance Number 448**, hereupon attached, be suspended and immediate consideration given to passage of said Ordinance. Said motion was seconded by Karyl Rice \_\_\_\_\_, a member.

The roll call vote on said motion was recorded as follows:

Teresa Nichols President of the Council	<u>Yes</u>
Ron Scott Council Member	<u>Yes</u>
Bill Meadows Council Member	<u>Yes</u>
Steve Powell Council Member	<u>Yes</u>
Karyl Rice Council Member	<u>Yes</u>

The Council President declared the motion passed by a unanimous vote of those members present in order to give immediate consideration to Ordinance 448.

THEREUPON Steve Powell \_\_\_\_\_, a member moved and Karyl Rice \_\_\_\_\_, a member seconded the move that said Ordinance 448 be given vote. The roll call vote on said motion was recorded as follows:

Teresa Nichols President of the Council	<u>Yes</u>
Ron Scott Council Member	<u>Yes</u>
Bill Meadows Council Member	<u>Yes</u>
Steve Powell Council Member	<u>Yes</u>
Karyl Rice Council Member	<u>Yes</u>

Said Ordinance passed by vote of all members of the Council present and the Council President declared the same passed.



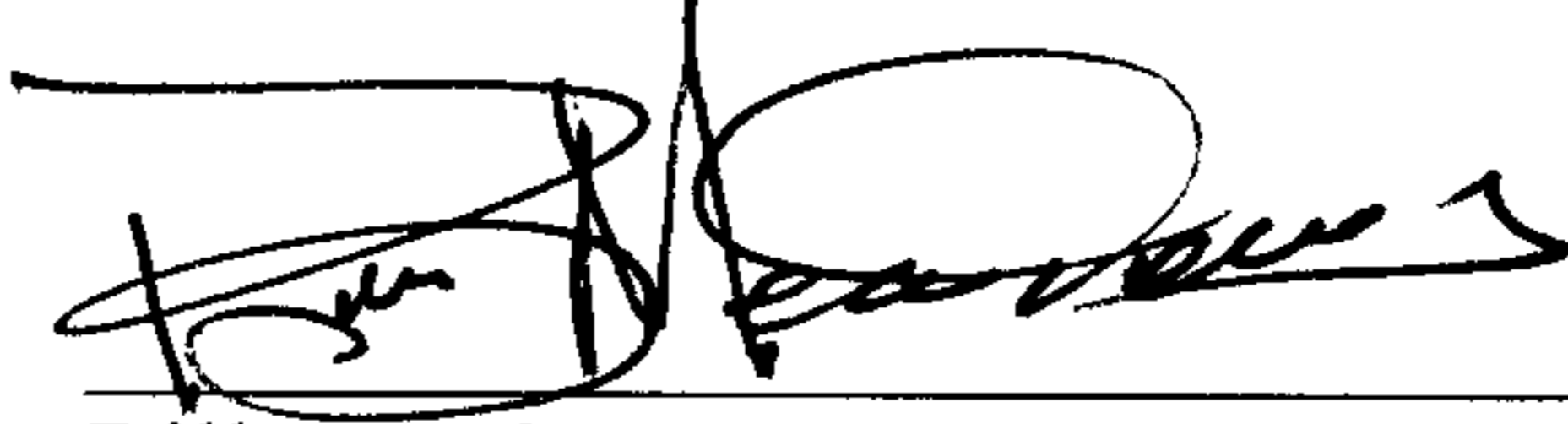
ADOPTED this the 4th day of June 2012.



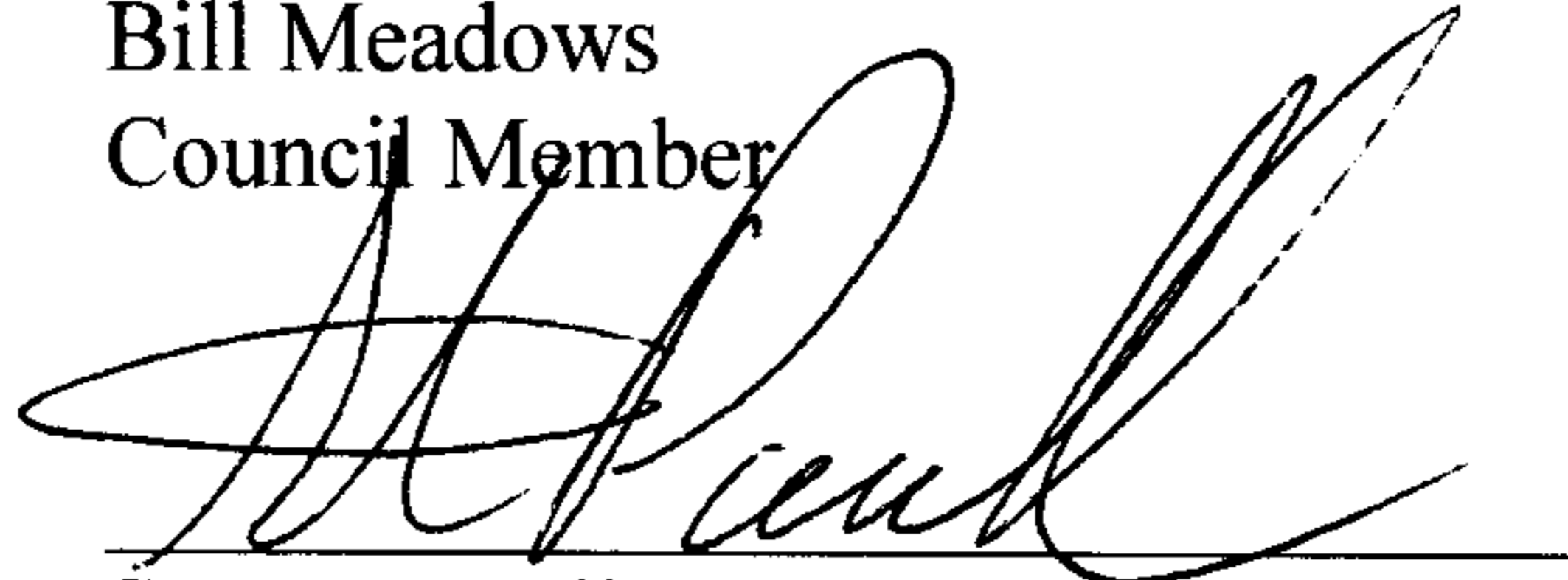
Teresa Nichols  
President of the Council



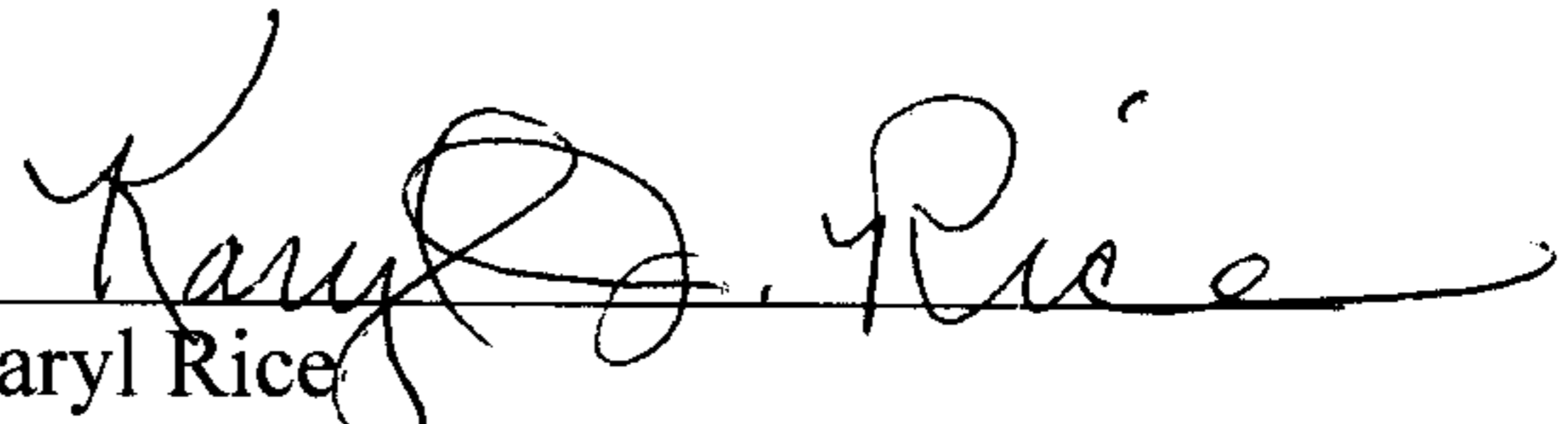
Ron Scott  
Council Member



Bill Meadows  
Council Member



Steve Powell  
Council Member



Karyl Rice  
Council Member

[SEAL]

ATTEST

APPROVED



Tom Seale, City Clerk, CMC



Don Murphy, 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 448 was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at its regular meeting on the 4th day of June 2012 and duly published by posting an exact copy thereof on 5th day of June 2012 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.



Tom Seale, City Clerk, CMC

[SEAL]

EXHIBIT A

WARRANTY DEED

Shelby County Printing & Publishing Co., Columbiana, Ala.

The State Of Alabama }  
SHELBY County

456

Know all men by these presents, That in consideration of Three Hundred and No/100  
(\$300.00) DOLLARS

to the undersigned grantor Lois Cone Burnett, a single woman,  
in hand paid by Billie Sue Winfrey Gentry.

the receipt whereof is acknowledged I the said Lois Cone Burnett, a single  
woman do grant, bargain, sell and convey unto the said  
Billie Sue Winfrey Gentry

the following described real estate situated in Shelby County, Alabama, to-wit:

A tract of land in the S $\frac{1}{4}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 18,  
Township 20, Range 2 West, more specifically described  
as follows: Beginning at the SW corner of said Quarter  
Quarter Section and run North 235 feet; thence run in a  
Southeasterly direction 435 feet to a county road; thence  
run South along the West side of said county road a dis-  
tance of 187 feet to the South boundary line of said Quarter  
Quarter Section line; thence West along said line 385 feet  
to the point of beginning.

to have and to hold To the said Billie Sue Winfrey Gentry, her

heirs and assigns forever.

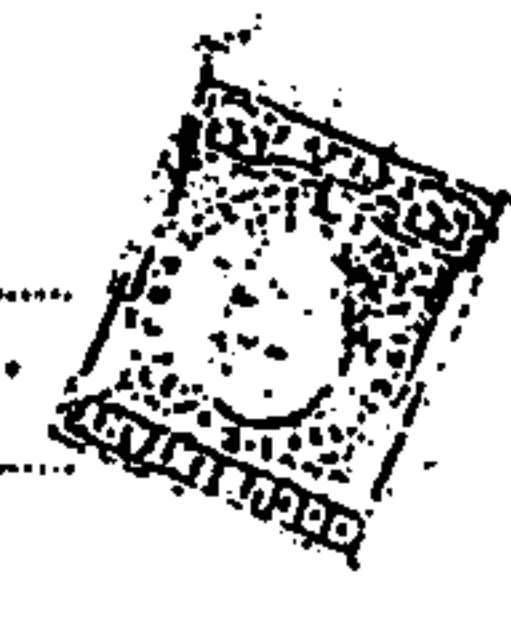
And I do, for myself and for my heirs, executors and administrators,  
covenant with the said Billie Sue Winfrey Gentry, her

heirs and assigns, that I am lawfully seized in fee simple of said premises;  
that they are free from all incumbrances; that I have a good right to  
sell and convey the same as aforesaid; that I will, and my heirs, executors  
and administrators shall, warrant and defend the same to the said Billie Sue Winfrey Gentry, her

heirs and assigns forever, against the lawful claims of all persons.

In witness whereof I have hereunto set my hand and seal, this  
15th day of June, 19 61.

WITNESSES:



Lois Cone Burnett (Seal)  
\_\_\_\_\_  
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\_\_\_\_\_  
\_\_\_\_\_  
(Seal)  
(Seal)  
(Seal)

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