

ORDINANCE NO. 599

WHEREAS, J W Thompson and Jackie Thompson, being the owner of the real property herein described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Hanceville, and;

WHEREAS, Gwen Headrick and Johnny Richard Thompson, being the owner of the real property herein described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Hanceville, and;

WHEREAS, the governing body did determine that it is in the public interest that said properties be annexed to the City of Hanceville and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW THEREFORE, BE IT ORDAINED, by the City of Hanceville, Alabama, as follows:

SECTION 1. The Council of the City of Hanceville, Alabama finds and declares as the legislative body of the City that it is in the best interest of the citizens of the City, and the citizens of the affected areas, to bring the territory described in Section 2 and 3 of this ordinance into the City of Hanceville zoned as R-1.

SECTION 2. The Boundary lines of the City of Hanceville, Alabama,

Recorded In DEED BK 624 PG 446, 10/29/2013 11:13:39 AM
Tammy Brown, Judge of Probate, Cullman

No Tax Collected 1.00, Recording Fee 17.00, TD 0

18.00

be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Hanceville, Alabama, and in addition thereto the following described territory belonging to J W Thompson and Jackie Thompson, to-wit:

All that part of the 8.4 AC- BEG NE COR OF SEC 28 TH W 560 SW 290, SE 210(S) SW 210(S) TO RD TH SE ALG RD 516(S), TH N ALG E LN TO POB. Situated, lying and being in Cullman County, State of Alabama.

SECTION 3. The Boundary lines of the City of Hanceville, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Hanceville, Alabama, and in addition thereto the following described territory belonging to Gwen Headrick and Johnny Richard Thompson, to-wit:

All that part of the 1 AC- BEG NW 516(S) FROM INT N ROW BLOUNTSVILLE RD & E LN NE 1/4 TH CONT NW 210, N 210, SE 210, S 210 TO POB. Situated, lying and being in Cullman County, State of Alabama.

SECTION 4. This ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the Petition of the property owners, shall be filed with the Probate Judge of Cullman County, Alabama

SECTION 5. The territory described in this ordinance shall become a part of the corporate limits of Hanceville, Alabama, upon publication of this ordinance as set forth in Section 4 above.

ADOPTED, this the 24th day of October, 2013.

Mayor Kenneth Nail

ATTEST:

CITY CLERK



•A = J.W. Thompson and Jackie
 •B = Gwern Headrick and Johnny Richard Thompson

IN THE PROBATE COURT OF CULLMAN COUNTY, ALABAMA

STATE OF ALABAMA *

*

CULLMAN COUNTY, *

IN THE MATTER OF THE ANNEXATION OF ADJACENT TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF HANCEVILLE

PRESENT, THE HONORABLE TAMMY BROWN, JUDGE OF PROBATE:

It being made to appear to the Court and to the Judge thereof, and the Court and the Judge thereof determines and finds:

That the governing body of the City of Hanceville, Alabama, at the regular meeting thereof on the 24th of October, 2013, duly adopted a resolution to the effect that the public good and the public health requires that the territory within the boundaries described in said resolutions be brought within the corporate limits of the City of Hanceville, Alabama, and

That on the 24th day of October, 2013, the Mayor of the City of Hanceville duly certified to the Probate Judge of Cullman County a true copy of said resolution; that said certified resolution had attached thereto a plat or map showing accurately the territory described in said resolution, including all subdivisions into lots, blocks, streets and alleys within such territory, and, it being further made to appear to the Court from written affidavits and oral testimony of witnesses, and the Court further determines and finds that all of the following described territory lies wholly within the City of Hanceville, Cullman County, Alabama;

J W Thompson and Jackie Thompson, to-wit:

All that part of the 8.4 AC- BEG NE COR OF SEC 28 TH W 560 SW 290, SE 210(S) SW 210(S) TO RD TH SE ALG RD 516(S), TH N ALG E LN TO POB. Situated, lying and being in Cullman County, State of Alabama; and

Gwen Headrick and Johnny Richard Thompson, to-wit:

All that part of the 1 AC- BEG NW 516(S) FROM INT N ROW BLOUNTSVILLE RD & E LN NE 1/4 TH CONT NW 210, N 210, SE 210, S 210 TO POB. Situated, lying and being in Cullman County, State of Alabama.

that such territory is contiguous to the boundary of the City of Hanceville, and when brought within the corporate limits of the City of Hanceville, will form a

homogeneous part of said City; that not any part of said territory is embraced within the corporate limits of any other municipality, and,

That a petition in writing accurately describing, by metes and bounds, the above-described territory, consenting to and requesting said territory be

brought within the corporate limits of the City of Hanceville, Alabama, was

presented to the governing body of the City of Hanceville, Alabama on the 24th day of October 2013, prior to the adoption of said resolution of

said governing body, and was, by said governing body, filed with the Probate

Judge of Cullman County, Alabama, along with said certified copy of said

resolution and said map or plat of said territory; that said petition was signed

by not less than two qualified electors residing on each quarter of each quarter section of land,

according to government survey, included within the boundaries of said above-described territory, and was also signed by the persons, firms, and corporations owning more than sixty percent of the acreage of the said above-described territory, and,

The Court further finds and determines from oral testimony and written

affidavits of witnesses that within ten days from the date of the filing of the said

resolution that each of the qualified electors who reside in the territory

described by the map or plat attached to said resolution have appeared before

this Court and have approved and consented in writing to the annexation all

pursuant to and in conformity with Section 11-42-2, Code of Alabama 1975,

and,

WHEREAS, it is the finding and determination of said Court that the

petitions, certificates, resolutions, statements, maps or plats and other

documents now on file in the Court comply fully and completely with the

requirements of Title 11, Article 1, Chapter 42, Code of Alabama, 1975.

NOW, THEREFORE, it is the order, judgment and decree of this Court

under the provisions of and pursuant to Title 11, Article 1, Chapter 42, Code of

Alabama 1975:

That no election is necessary to annex the hereinafter described territory to the City of Hanceville, Alabama, and

That the corporate limits of the City of Hanceville, Alabama, a municipal corporation, be, and they are hereby extended so as to embrace the territory described in the resolution of the governing body of the City of Hanceville,

Alabama, adopted on this the 24th day of October, 2013, designated on the map or plat thereof attached to said resolution which territory is described as follows: to-wit:

J W Thompson and Jackie Thompson, to-wit:

All that part of the 8.4 AC- BEG NE COR OF SEC 28 TH W 560 SW 290, SE 210(S) SW 210(S) TO RD TH SE ALG RD 516(S), TH N ALG E LN TO POB. Situated, lying and being in Cullman County, State of Alabama; and

Gwen Headrick and Johnny Richard Thompson, to-wit:

All that part of the 1 AC- BEG NW 516(S) FROM INT N ROW BLOUNTSVILLE RD & E LN NE 1/4 TH CONT NW 210, N 210, SE 210, S 210 TO POB. Situated, lying and being in Cullman County, State of Alabama.

It is the further order, judgment and decree of this Court that all of the documents and all the orders, judgments, and decrees of this proceeding be recorded in the minutes of this Court and in the records of the office of the Judge of Probate of Cullman County, Alabama, with the exception of the map or plat which shall be filed in the plat records of this Court.

DATED this 29th day of October, 2013.

HONORABLE TAMMY BROWN
JUDGE OF PROBATE
CULLMAN COUNTY, ALABAMA

September 30, 2013

To: The City of Hanceville
City Clerk

Petition to Annex

The undersigned petition to annex into the city limits of Hanceville, Alabama:

**239 County Road 541
Hanceville, AL 35077**

J W Thompson

J.W. Thompson

Jackie Thompson

Jackie Thompson

**151 County Road 541
Hanceville, AL 35077**

Gwen Headrick

Gwen Headrick

Johnny Richard Thompson

Johnny R. Thompson