

TOWN OF EVA
"The Little Town with a Big Heart"

**P. O. Box 68
4238 Eva Road**

**Eva, Alabama 35621
256-796-7360**

ORDINANCE 06-01

SUBJECT: ANNEXATION OF PROPERTY TO TOWN OF EVA

WHEREAS, ON THE 10th Day of January, 2006 the following Annie Jo and Randall Key, Judy Ann Fortenberry, James R. Oglesby and Dorothy Jane Holmes Oglesby, Hughes and Carolyn M. Holmes, Dennis H. and Amanda M. Holmes, Jerry and Sandra H. McCleskey, Clovis Holmes and Myra Ford, Clovis H. Holmes, Tony and Myra Ford, Ronald L. & Angela T. Holmes, and Lucile L. Whitlow as Trustee of the Delbert T. Whitlow Trust being the owners of all the real property hereinafter described, did file with the Eva Town Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the town of Eva, Alabama; and

WHEREAS, said petition did contain the signatures of all the owners of the described territory and a map of said property showing its relationship to the corporate limits of the town of Eva, and

WHEREAS, the governing body did determine that it is in the best interest that said property be annexed to the Town of Eva and it did further determine that all legal requirements for annexing said property have been met pursuant to 11-42-20 through 11-42-24, Code of Alabama 1975:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF EVA, ALABAMA, AS FOLLOWS:

Section 1 The Council of the Town of Eva, Alabama, finds and declares as the legislative body of the Town that it is in the best interest of the citizens of the Town and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the Town of Eva, Alabama.

Section 2 The boundary lines of the Town of Eva, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the Town of Eva, Alabama, and in addition thereto to the following described territory, to wit:

SE $\frac{1}{4}$ OF TOWNSHIP 8 SOUTH, RANGE 2 WEST CONTAINING 40 ACRES.

COM AT NE COR OF NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC 29, T8S, R2W, TH W 139.76' TO TPOB, TH CONT WEST 812.91', TH SE 405.58' TO N R/W OF A CO RD, TH NE ALG SD R/W 445.09', TH CONT NE 335.75' TO POB, CONTAINING 3 ACRES MORE OR LESS.

BEG AT NW COR OF NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC 29, T8S, R2W, TH E 385.52', TH SE 405.58' TO N R/W OF A CO RD, TH SW ALG SD R/W 169.45', TH CONT SW ALG SD R/W 373.53', TH N 567.13' TO POB CONTAINING 6 ACRES MORE OR LESS.

BEG 295' N OF SE COR OF NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC 29, T8S, R2W, TN N 960' TO RD, TH W 33' TH SO 393', TH W 430', TH N 182.5', TH SW ALG SD RD 560' S, TH SO TH SO 307.47', TH W 372.97', TH SO 470', TH W 260', TH SO 2640', TH E 950', TH N 650', TH E 360', TH N 295', TH E 295', TH N 1285', TH W 509', TH N 420', TH E 213', TH N 296', TH E 296' TO POB CONTAINING 104 ACRES MORE OR LESS.

COM AT NE COR OF NE $\frac{1}{4}$ OF NW $\frac{1}{4}$ SEC 29, T8S, R2W, TH SO 43', TH W'LY ifALG HOLMES RD 33' TO POB, TH SW'LY ALG SD RD 185', TH CONT SW if298', TH SO 182.5', TH W 430', TH N 393' TO POB CONTAINING 3 ACRES MORE OR LESS.

BE 210' W SE COR NW $\frac{1}{4}$ NE $\frac{1}{4}$ TH W 296' TH S 420' TH E 509' TH N 210' TH W 210' TH N 210' TO POB BEING 3.8 AC MORE OR LESS.

THE SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ LESS TRT BEG NW COR SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ TH SO 1080', TH E 210', TH N 420', TH E 120' TH N 660', TH W 330', TO POB AND LESS 8 ACRES EVENLY OFF E SIDE DESC AS B EING 235', REST OF NE COR OF SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ & RNG SO 1300' TH 235' E TH 1300'N TO POB THE NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ LESS 8 AC EVENLY OFF E SIDE DESC AS BEG IN THE NE COR OF NW $\frac{1}{4}$ OF SW $\frac{1}{4}$ & RNG W 235' SO 1325' TH E 23 5' TH N 1325' TO POB CONTINING 57 ACRES MORE OR LESS.

THE NW COR OF THE SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SEC 29 T8S R2W DESC AS BEG IN THE NW COR OF THE SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ TH RNG 330' E TH SO 660' TH W 330' TH N 660' TO POB CONTAINING 5 ACRES MORE OR LESS.

COM AT NW COR OF SW $\frac{1}{4}$ OF NW $\frac{1}{4}$ OF SEC 29, T8S, R2W TH SO 660' TO TPOB TH CONT SO 420' , TH E 210', TH N 420', TH W 210' TO POB LESS RD R/W CONTAINING 1 ACRE MORE OR LESS.

BEG NW COR OF SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SEC 29, T8S, R2W; TH E 305'S; SO 1250'S, SW 190'S ALG NW R/W CO RD #35; W 180'S; N 1350'S TO POB CONTAINING 9 ACRES MORE OR LESS.

NW $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ OF SEC 29 T8S R2W LESS PORTION IN PUBLIC RD R/W CONTAINING 39 ACRES MORE OR LESS; POB IS IN NE COR OF NE $\frac{1}{4}$ OF NE $\frac{1}{4}$ THEN 210' SO 210' W 210' N & 210' E TO POB CONTAINING 1 ACRE MORE OR LESS & THE E $\frac{1}{2}$ SE $\frac{1}{4}$ CONTAINING 80 ACRES MORE OR LESS, FOR A TOTAL OF 120 ACRES MORE OR LESS.

FOR A TOTAL OF 331.8 ACRES MORE OR LESS.

Section 3 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 Morgan County, Alabama.

Section 4 The territory described in this ordinance shall become a part of the corporate limits of Eva, Alabama, upon publication of this ordinance as set forth in Section 3, above.

ADOPTED THIS THE ____ DAY of _____, 2006.

Mayor

ATTEST:

Eva Town Clerk