

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

P. O. Box 68
4238 Eva Road

Eva, Alabama 35621
256-796-7360

ORDINANCE 02-01

SUBJECT: ANNEXATION OF PROPERTY TO TOWN OF EVA

WHEREAS, ON THE 10th Day of June, 2002, the following Bobby and Patricia Smith, being the owners of all the real property hereinafter described, did file with the Eva Town Clerk a petition asking that the said tract or parcel 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 Tow 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:

The West half of the Southeast Quarter of the Northwest Quarter of Section 17, Township 8, Range 2 West, less and except a two acre plot in the Northeast corner described as follows: Beginning at the Northeast corner of the West half of the Southeast Quarter of the Northwest Quarter of Section 17, Township 8, Range 2 West and running West 210 feet; thence South 420 feet; thence East 210 feet; thence North 420 feet to the point of beginning. Leaving hereby conveyed 18 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 11 DAY of June, 2002.


Mayor

ATTEST:


Eva Town Clerk



PETITION: ANNEXATION TO TOWN OF EVA

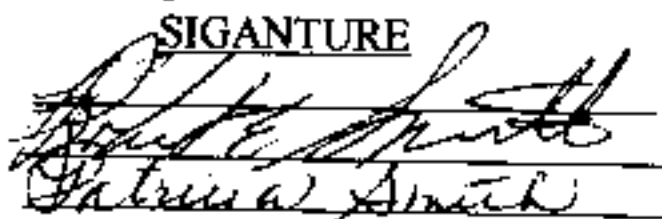
We, the undersigned, constituting all of the owners of the hereinafter described real property to hereby execute and file with the Eva Town Clerk this written petition asking and requesting that our property hereinafter described be annexed to the Town of Eva under the authority of 11-42-20 through 11-42-24, Code of Alabama 1975.

The West half of the Southeast Quarter of the Northwest Quarter of Section 17, Township 8, Range 2 West, less and except a two acre plot in the Northeast corner described as follows: Beginning at the Northeast corner of the West half of the Southeast Quarter of the northwest Quarter of Section 17, Township 8, Range 2 West and running West 210 feet; thence South 420 feet; thence East 210 feet; thence North 420 feet to the point of beginning. Leaving hereby conveyed 18 acres, more or less.

We further certify that said property is contiguous to the Town of Eva and that none of the property lies within the corporate limits of another municipality. We further certify that all of the property included in the above description 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 11-42-21, Code of Alabama 1975. A map of said property is hereto attached.

We do hereby request that the Eva Town Council and Town Clerk give such notice, hold such notice, hold such hearing and adopt such ordinance and do all such things or acts as is required by law so that the corporate limits of the town of Eva shall be rearranged so as to include such territory.


IN WITNESS WHEREOF, we have hereunto subscribed our names this the 10 day of June, 2002.

SIGNATURE

Robert E. Smith

PROPERTY SIGNED FOR

ATTEST:

I, Judy H. Fortenberry, Eva Town Clerk, certify that Ordinance 02-01 Title: Annexation of Property to Town of Eva was published in the following three locations: Jack's Foodland, Eva Post Office, and Eva Town Hall as prescribed in Code of Alabama, 1975, in this the 17 day of June, 2002.


Eva Town Clerk