

WHEREAS, on the 5th day of February, 2001, Dennis M. Harbor, being the exclusive owner of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tract or parcel of land be de-annexed from the City of Hamilton, having been previously annexed by Ordinance No. 535 dated June 2, 1997, and filed with the Judge of Probate, Marion County, Alabama, in Volume 16, page 425 of the Probate Minutes on July 9, 1997.

WHEREAS, said petition did contain the signature of the owner of the described territory and a map of said property showing its relationship to the corporate limits of the City of Hamilton;

WHEREAS, the governing body did determine that it is in the public interest that said property be de-annexed from the City of Hamilton.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF HAMILTON, ALABAMA, AS FOLLOWS:

Section 1. The Council of the City of Hamilton, 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 Marion County, to exclude the territory described in Section 2 of this Ordinance from the City of Hamilton.

Section 2. The boundary lines of the City of Hamilton, Alabama, be, and the same are hereby altered or rearranged so as to exclude from the corporate limits of the City of Hamilton, Alabama, to-wit:

The NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 12 South, Range 14 West, Marion County, Alabama, LESS AND EXCEPT 6 acres in the SW corner deeded to Pikeville Country Club. Containing 34 acres more or less, and including right of way of REA leased from H.S. Wright.

SE $\frac{1}{4}$ of Section 36, Township 11 South, Range 14 West LESS AND EXCEPT a strip of land 100 feet in width along the South Boundary of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 36, ALSO, LESS AND EXCEPT a strip of land 100 feet by 100 feet in the SW corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 36, and the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1, Township 12 South, Range 14 West, Marion County, Alabama, LESS AND EXCEPT a strip of land 100 feet in width along the West and South Boundaries of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 1.

The SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ Section 31m Township 11 South, Range 13 West, Marion County, Alabama, that lies southeasterly of Corridor "X".

The NW $\frac{1}{4}$ of Section 6, Township 12 South, Range 13 West, Marion County, Alabama, LESS AND EXCEPT a strip of land 100 feet in width along the West Boundary of the SW $\frac{1}{4}$ of said Section 6, ALSO, LESS AND EXCEPT a strip of land 100 feet by 100 feet in the SW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 6.

The W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 6, Township 12 South, Range 13 West, Marion County, Alabama.

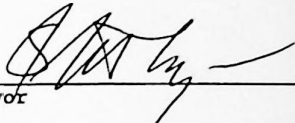
The SW $\frac{1}{4}$ of Section 6, Township 12 South, Range 13 West, Marion County, Alabama; LESS AND EXCEPT all that part of said SW $\frac{1}{4}$ that lies Southwesterly of US Highway No. 78. ALSO, LESS AND EXCEPT that tract of land quitclaimed by John L. Miller, as grantor, to Joe Lolley, as grantee, on June 8, 1989 and recorded in Deed Book 279 at page 197, et seq. ALSO, LESS AND EXCEPT that tract of land containing 0.19 acres situated in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 6, conveyed by Thomas Miller to the City of Hamilton, Alabama, by deed dated March 18, 1993 and recorded

in Deed Book 302 at Page 128, et seq. ALSO, AND EXCEPT 4 acres situated in the Northwest corner of the NW¼ of the SW¼ of said Section 6, owned by Mabel H. Duke, ALSO, LESS AND EXCEPT that tract of land containing 30 acres situated in the SW¼ of said Section 6 conveyed by Dennis M. Harbor to Marion County, Alabama by Deed dated December 28, 1998, and recorded in Deed Book 404 at Page 190, et seq. ALSO, LESS AND EXCEPT that tract of alnd containing 3.53 acres situated in the E½ of SW¼ of said Section 6 conveyed by Dennis M. Harbor to Marion County, Alabama by deed dated July 1, 1999, and recorded in Deed Book 415 at page 195 et seq. ALSO, LESS AND EXCEPT a strip of land 100 feet in width along the West Boundary of the above descrobed property.

Section 3. Thso ordiannce shall be published as provided by law, and a certified copy of same, together with a certified copy of petition of the property owner, shall be filed with the Probate Judge of Marion County, Alabama.

Section 4. The territory described in this Ordinance shall be excluded from the corporate limits of Hamilton, Alabama, upon publication of this Ordinance as set forth in Section 3 above.

ADOPTED this 5th day of FEBRUARY, 2001.



Mayor

Attest:

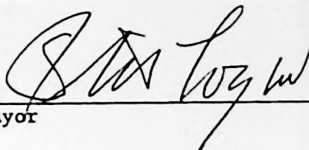


City Clerk

Following the presentation of this Ordinance, Bobby Loden made a motion that it be approved for passage. Motion was seconded by Wade Williams. The voting was as follows: Ayes: Mayor Logan, Wade Williams, Watha Williams, Bobby Loden, and Tim Holcomb. Nays: Troyce Williams. Mayor Logan declared the motion passed by majority vote.

Troyce Williams then motioned that the regular Council meeting scheduled for February 19, 2001 (President's Day) be changed to Tuesday, February 20, 2001. Tim Holcomb seconded the motion which passed unanimously.

There being no further business to come before the Council, Watha Williams made a motion that the meeting be adjourned. Following a second by Troyce Williams and a unanimous vote in favor, Mayor Logan declared the meeting adjourned.



Mayor



City Clerk

Council:

