

CITY OF HAMILTON, ALABAMA

ORDINANCE NO. 455

BE IT ORDAINED by the City Council of the City of Hamilton, Alabama, being the governing body of said City does hereby assent to the annexation of the following described property to the City of Hamilton, Alabama for the improvement of public health and or public good,

to-wit: "Begin at the SE corner of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Sec. 21, Twp. 11 S., Range 14 West, thence North and along the East boundary line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 554 feet to a point located on the East boundary line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$, thence West and parallel with the South boundary of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 86 feet to a concrete marker, being a point where the west right-of-way of County Road No. 55 intersects with the South right-of-way line of County Road No. 35 and being the point of beginning; thence South 88°30' West and along the south right-of-way line of County Road No. 35, a distance of 822 feet and to a point where the south right-of-way line of County Road No. 35 intersects with the centerline of Buttahatchee River, thence Southerly and along the center line of Buttahatchee River a distance of 545 feet to a point located in the center of Buttahatchee River, thence South 55°30' East a distance of 110 feet to an iron pin located in the centerline of the old Fulton Bridge Gravel Road, thence South 89°15' East and along the centerline of the Old Fulton Bridge Gravel Road a distance of 654 feet to an iron pin located in the west right-of-way of County Road No. 55, thence Northerly and along the west right-of-way line of County Road No. 55 a distance of 748 feet and to the point of beginning. Said land lying and being situated in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 21, Twp. 11 South, Range 14 West and containing 12.4 acres, more or less. LESS AND EXCEPT a 1.2 acre tract of land, more or less, Deeded to Danny Dale and Mary Elizabeth Oliver and recorded in the Probate Records of Marion County, Alabama in Vol. 235 at page 151.

A motion was made by (Councilman) Chris Stovrick to accept a petition dated the 25th day of August, 1987 and signed by the property owners of the above described lands; and moved for the immediate enactment of this ordinance; this motion was seconded by (councilman) Hugh Holland

Those voting in favor of the enactment of this ordinance were:

MAYOR; E. J. Sims Jr

COUNCILMEN; Randy Jackson
Hugh Holland
Boyle Bonister

Chris Stovrick

Those opposed:

None

A certified copy of this Ordinance and attached thereto a plat or map of the above described lands is to be delivered by E. J. Sims, Jr. Mayor, to the Honorable Wesley Beaman Judge of Probate of Marion County, Alabama.

The Mayor then announced that the Ordinance had been duly adopted this the 25th day of August, 1987.

ATTEST:

Boyle Bonister

MAYOR

State of Alabama

451

KNOW ALL MEN BY THESE PRESENTS,

MARION

County

That in consideration of \$10.00 and other good and valuable consideration DOLLARS

to the undersigned grantors Roy Dennis Trimm and wife, Loree B. Trimm

in hand paid by Clyde Oliver and wife Velma Oliver

the receipt whereof is acknowledged we the said Roy Dennis Trimm and wife, Loree B. Trimm

do grant, bargain, sell and convey unto the said Clyde Oliver and wife Velma Oliver

as joint tenants, with right of survivorship, the following described real estate, situated in

Marion County, Alabama, to-wit:

Begin at the SE corner of the SW 1/4 of the NE 1/4, Sec. 21, Twp. 11 South, Range 14 West, thence North and along the East boundary line of said SW 1/4 of NE 1/4 a distance of 554 feet to a point located on the East boundary line of said SW 1/4 of NE 1/4, thence West and parallel with the South boundary of said SW 1/4 of NE 1/4 a distance of 86 feet and to a concrete marker, being a point where the west right of way of County Road No. 55 intersects with the South right of way line of County Road No. 35 and being the point of beginning; Thence South 88 degrees 30 minutes West and along the South right of way line of County Road No. 35, a distance of 822 feet and to a point where the South right of way line of County Road No. 35 intersects with the center line of Buttahatchie River, thence Southerly and along the Center line of Buttahatchie River a distance of 545 feet to a point located in the Center of Buttahatchie River, thence South 55 Degrees, 30' East a distance of 110 ft. to an iron pin located in the Center line of the Old Fulton Bridge Gravel Road, thence South 89° 15' and along the Center line of the Old Fulton Bridge Gravel Road a distance of 654 feet to an iron pin located in the West right of way of County Road No. 55, thence Northerly and along the West right of way line of County Road No. 55 a distance of 748 ft. and to the point of beginning. Said land lying and being situated in the SW 1/4 of NE 1/4, Sec. 21, Twp. 11 South, Range 14 West and containing 12.4 acres, more or less.

TO HAVE AND TO HOLD Unto the said Clyde Oliver and wife Velma Oliver

as joint tenants, with right of survivorship, their heirs and assigns forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein), in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one grantee does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And we do, for ourselves and for our heirs; executors and administrators, covenant with the said grantees, their heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances.

that we have a good right to sell and convey the same as aforesaid; that we will, and our heirs, executors and administrators shall warrant and defend the same to the said grantees, their heirs, and assigns forever against the lawful claims of all persons.

In Witness Whereof, we have hereunto set our hands and seal, this 19th day of October, 1965.

WITNESSES:



X Roy Dennis Trimm (Seal)
X Loree B. Trimm (Seal)

COUNTY OF MARION)
STATE OF ALABAMA)
CITY OF HAMILTON)

I, Barbara Partain, City Clerk for the City of Hamilton,
Alabama, do hereby certify that the following ordinance # 455
was duly and legally published in a local newspaper THE JOURNAL
RECORD on September 3, 1987.

Sworn to and subscribed by me this the 9th day of November,
1987.

Barbara Partain

AL 35570
Attorneys for Mortgagee

Sept. 3, 10, 17

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City Council of the City of
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West, thence North and along
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