

**ORDINANCE NUMBER 2019-03-04-01**

**AN ORDINANCE ANNEXING CERTAIN TERRITORY  
INTO THE CITY OF ASHLAND, ALABAMA,  
BY UNANIMOUS CONSENT OF PROPERTY OWNERS**

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**WHEREAS**, on the 3rd day of January, 2019, **QUAMAIN SIMMONS, ERICA SIMMONS, JAMES DONALD FULBRIGHT, and NELLI JO FULBRIGHT** being the owners of all the following described real property, to-wit:

Commencing at a stone corner accepted as the SW Corner of Section 29, Township 20 South, Range 8 East, Huntsville Meridian, Clay County, Alabama. Adopted from Deed R146 P272 that was written from a 1992 Survey for Joseph M. Loveless & Denise H. Loveless by J.L. Ratley, Jr., RLS 12157; thence North 19 degrees 52' 06" East a distance of 1579.13 feet to a found iron pin capped J. L. Ratley, RLS 12157 on the North ROW line of a paved public road known as Royster Road; thence North 52 degrees 36' 32" East a distance of 294.25 feet to a point on said North ROW line, the SW Corner of the parcel being described and the **POINT OF BEGINNING**; thence North 06 degrees 26' 19" East a distance of 21.10 feet along the West line of the parcel to an iron pin set under an existing pasture fence and point for corner; thence North 06 degrees 26' 35" East a distance of 829.40 feet along the West line of parcel to an iron pin set under an existing pasture fence and point for corner; thence North 06 degrees 22' 57" East a distance of 8.16 feet along the West line of the parcel to a point on the South ROW line of a paved public road known as Armory Road and the NW Corner of the parcel being described; thence along said South ROW line and the North line of the parcel the following calls: thence South 88 degrees 30' 52" East a distance of 259.01 feet to a point; thence South 87 degrees 46' 40" East a distance of 103.69 feet to a point and the NE Corner of the parcel being described; thence along the East line of the parcel and an old possession line pasture fence the following calls: thence South 03 degrees 49' 43" West a distance of 10.03 feet to an iron pin capped J.L. Ratley RLS 12157 and point for corner; thence South 04 degrees 33' 21" West a distance of 146.19 feet to a point; thence South 05 degrees 36' 45" West a distance of 161.80 feet to a point; thence South 03 degrees 11' 02" West a distance of 215.73 feet to a

found iron pin capped J.L. Ratley RLS 12157 and point for corner; thence South 03 degrees 11' 02" West a distance of 10.93 feet to a point on the North ROW line of Royster Road and the SE Corner of the parcel being described; thence along said North ROW line and the South line of the parcel the following calls: thence South 54 degrees 34' 53" West a distance of 321.34 feet to a point; thence South 54 degrees 05' 13" West a distance of 164.00 feet to a point; thence South 54 degrees 05' 13" West a distance of 29.00 feet to the **POINT OF BEGINNING**; situated and lying in the NW 1/4 of the SW 1/4 of Section 29, Township 20 South, Range 8 East, Clay County, Alabama. (Surveyed by Patrick S. Ratley, Ala. Reg. Surveyor #31839, dated May 27, 2014); and

Beginning at a point in the West line of the E 1/2 of the SW 1/4 crosses the paved highway, thence South with forty line to where the West line of said E 1/2 of SW 1/4 crosses a dirt public road, thence in a Northeasterly direction with the center line of said dirt road to where same intersects said paved road, thence in a Westerly direction with the South Right of Way line of said paved road to starting point. 3 and 3/4 acres, more or less, and being a part of the NE 1/4 of SW 1/4 Section 29, Township 20, Range 8 East.

did file with the City Clerk a petition, asking that said tracts or parcels of land be annexed to and become a part of the City of Ashland; and

**WHEREAS**, said petition did contain the signatures of all of the owners of the described territory and a map of said property, showing their relationship to the corporate limits of the City of Ashland; and

**WHEREAS**, the governing body did determine that it is in the public interest that said property be annexed to the City of Ashland 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, as amended;

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

**SECTION 1.** The Council of the City of Ashland, Alabama, finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory hereinabove described into the City of Ashland, Alabama.

**SECTION 2.** The boundary lines of the City of Ashland, Alabama, shall be, and the same are hereby altered or rearranged so as to include all of the territory heretobefore encompassed by the corporate limits of the City of Ashland, Alabama, and in addition thereto all of the territory hereinabove described.

**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 Clay County, Alabama.

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

**ADOPTED and APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2019.

**ATTEST:**

**CITY OF ASHLAND, ALABAMA**

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**ROBIN CATRETT**, Assistant City Clerk

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**LARRY J. FETNER**, Mayor

**CERTIFICATION OF PUBLICATION**

I hereby certify that the attached Ordinance No. 2019-03-04-01, upon roll call vote, was unanimously approved at a regular meeting of the City Council held on the \_\_\_\_ day of \_\_\_\_\_, 2019. Said Ordinance was thereafter published by posting at the following locations on the \_\_\_\_ day of \_\_\_\_\_, 2019 at \_\_\_\_\_ o'clock a.m.:

1. Ashland City Hall (Mayor's Office);
2. Ashland Public Library;
3. Post Office, Ashland, Alabama; and
4. By including a copy of said Ordinance on the City of Ashland website.

All notices will remain posted for not less than thirty (30) days after posting.

**CERTIFIED** this \_\_\_\_ day of \_\_\_\_\_, 2019.

**CITY OF ASHLAND, ALABAMA**

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**ROBIN CATRETT**