

**ORDINANCE NO. 2022 – 26**

**TO ANNEX CERTAIN PROPERTIES INTO THE CITY LIMITS OF THE CITY OF CULLMAN, ALABAMA**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, AS FOLLOWS:

SECTION 1. The City Council of the City of Cullman finds that the following property owners, Anthony and Terry Townson, have petitioned the City under the provisions of Section 11-42-21 of the Code of Alabama, 1975, as amended, that the following described property, owned by the petitioners, be annexed into the City of Cullman:

PPIN: 32981. Parcel No.: 09-08-34-0-001-009.004. Property Address: 231 County Road 1320, Cullman, AL 35058.

Legal Description: Commence at the Northeast corner of the Southeast quarter of the Northeast quarter of Section 34, Township 9 South, Range 3 West, and S-<sup>o</sup>-27'E along the Section line a distance of 200 feet to a point; thence go S-85<sup>o</sup> -53' W along the South Right-of-Way line of a gravel road a distance of 521 feet to a point; thence S-77<sup>o</sup> -12' W along said R.O.W. a distance of 204.7 feet to a point; thence S-89<sup>o</sup>-30'W along said R.O.W. a distance of 363.42 feet to the true point of beginning; thence continue S-89<sup>o</sup>-30'W along said R.O.W. a distance of 583.4 feet to a point; thence S-0<sup>o</sup>-27'E a distance of 224 feet; thence N-89<sup>o</sup>-30'E a distance of 583.4 feet to a point; thence N-0<sup>o</sup>-27'W a distance of 224 feet to the point of beginning. Said land lying and being in the SE ¼ Ne ¼ Section 34, T-9-S, Range 3 West, containing 3.0 acres, more or less. Also, a 50 feet wide road to be used as access to the above described land West of the Cullman to Eva Road; beginning on the West R.O.W. line of the Eva Road and running parallel to the North boundary of the above described land. LESS AND EXCEPT: A part of the Southwest quarter of the Northeast quarter of Section 34 T9S R3W, more particularly described as follows: commencing at the purported Northeast corner of the Southeast quarter of the Northeast quarter of said Section 34; thence 50°27'00"E along the Section line a distance of 200.00 feet to the South right of way of County Road 1320 (Friendship Lane); thence S 85°53'00"W along said right of way a distance of 521.00 feet; thence S 77°12'00"W a distance of 204.70 feet; thence S 89° 30'00"W a distance of 363.42 feet to a found "T" Post; thence continue S 89°30'00"W along right of way a distance of 339.48 feet to a set ½ inch rebar iron and the true point of beginning of the property herein described; thence from said true point of the beginning continue S 89°30'00"W along said right of way a distance of 244.00 feet to a found iron capped Conn; thence leaving said right of way, run S 0°30'52"E a distance of 223.73 feet to a found 5/8 inch rebar iron; thence N 89°26'49"E a distance of 244.00 feet; thence N 0°30'52"W, passing a ½ inch rebar iron set for reference at 0.06' a distance of 223.50feet to the true point of beginning and containing 1.25 acres more and less. Said property is subject to all right of way or easements of record ALSO LESS AND EXCEPT: A TRACT OR PARCEL OF LAND CONTAINING 0.31 ACRES OF LAND, MORE OR LESS AND BEING A PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 9 SOUTH, RANGE 3 WEST, CULLMAN COUNTY, ALABAMA AND BEING A PART OF THAT CERTAIN TRACT AS CONVEYED TO GLADYS M. SHARPTON BY DEED RECORDED IN DEED BOOK 585, PAGE 945 IN THE OFFICE OF THE JUDGE OF PROBATE, CULLMAN COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE PUPORTED NORTHEAST CORNER OF SAID SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 34 AND RUN SOUTH 00 DEGREES 21 MINUTES 24 SECONDS WEST (BEARING BASED ON AL. STATE PLANE, WEST ZONE, NAD 83, GRID), A DISTANCE OF 200.00 FEET; THENCE RUN SOUTH 86 DEGREES 41 MINUTES 24 SECONDS WEST, A DISTANCE OF 521.00 FEET; THNCE RUNSOUTH 78 DEGREES 00 MINUTES 24 SECONDS WEST, A DISTANCE OF 204.70 FEET; THENCE RUN NORTH 89 DEGREES 41 MINTUES 36 SECONDS WEST, A DISTANCE OF 642.92 FEET TO A SET REBAR IN THE SOUTH RIGHT-OF-WAY LINE OF CULLMAN COUNTY ROAD 1320, SAME BEING THE POINT OF BEGINNING AND HAVING AN ALABAMA STATE PLANE, WEST ZONE, NAD 83 COORDINATE VALUE OF N.1534371.52' , E. 2169818.93; THENCE CONTINUE NORTH 89 DEGREES 41 MINTUES 36 SECONDS WEST, AND RUN ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 59.98 FEET TO A FOUND CAPPED CORNER (HARRIS-5742) MARKING THE NORTHWEST CORNER OF SAID SHARPTON TRACT; THENCE SOUTH 00 DEGREES 21 MINTUES 36 SECONDS WEST, DEPARTING SAID RIGHT-OF-WAY LINE, A DISTANCE OF 223.64FEET TO A FOUND ½ INCH REBAR MARKING THE SOUTHWEST CORNER OF SAID SHARPTON TRACT; THENCE SOUTH 89 DEGREES 47 MINTUES 08 SECONDS EAST, A DISTANCE OF 60.35 FEETTO A SET REBAR; THENCE NORTH 00 DEGREES 16 MINTUES 01 SECONDS EAST, A DISTANCE OF 22.54 FEET TO THE OINT OF BEGINNING. SUBJECT TO ANY RIGHT-OF-WAY AND/OR EASEMENTS OF RECORDS.

SECTION 2. That the Council has before it a map showing the relationship of the property proposed to be annexed to the corporate limits of the City of Cullman, and that said map is on file in the office of the City Clerk along with an acknowledgment by the property owners that they want it to be annexed into the City of Cullman.

SECTION 3. That the City of Cullman does hereby annex as a part of its corporate limits the above described tracts or parcels of land as R-1 Residential District.

SECTION 4. That a copy of this ordinance after its adoption, which ordinance includes a description of the property annexed to the City of Cullman, be filed in the office of the Judge of Probate of Cullman County, Alabama, the county in which the municipality is located.

SECTION 5. That this ordinance shall take effect upon its passage and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 7th day of July, 2022.

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President of the City Council

ATTEST:

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City Clerk

APPROVED BY THE MAYOR this the 7th day of July, 2022.

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Mayor