ORDINANCE NO. 26A

AN ORDINANCE TO ANNEX CERTAIN TERRITORY TO INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF WHITWELL, TENNESSEE

WHEREAS, a public hearing before this body was held on the 24th day of Sept., 1996, pursuant to a resolution adopted on Sept. 24, 1996, and notice thereof published in Jasper Journal, Chatt. Free Press, Sept. 12, 1996; and,

WHEREAS, it now appears that the prosperity of this city and of the territory herein described will be materially retarded and the safety and welfare of the inhabitants and property thereof endangered if such territory is not annexed; and,

WHEREAS, the annexation of such territory is deemed necessary for the welfare of the residents and property owners thereof and of the City of Whitwell as a whole; and,

NOW, THEREFORE, be it ordained by the Commissioners of the City of Whitwell, Tennessee:

Section 1. Pursuant to authority conferred by Sections 6-51-101 to 6-51-114, Tennessee Code Annotated, there is hereby annexed to the City of Whitwell, Tennessee, and incorporated within the corporate boundaries thereof, the following described territory adjoining the present corporate boundaries:

BEGINNING in the center of Moore's Creek on the East side of the old Dunlap Road, running thence Eastwardly with the meanders of said Moore's Creek 1,407.3 feet to an old fence; thence North 8 degrees 34' 09" West 232.61 feet to the Company Mill Road; thence along the said road on a curve 159.11 feet to a point; thence continuing with the South side of said road North 83 degrees 23' 37" West 335.18 feet to a point; thence on a curve 198.96 feet to a point; thence continuing with the said Company Mill Road North 88 degrees 39' 50" West 157.23 feet to a point; thence on a curve 209.50 feet to a point; thence South 80 degrees 24' 36" West 304.86 feet to the East side of the old Dunlap Road; thence South 04 degrees 00' 00" East 336.24 feet to the point of beginning, containing 11.43 acres.

Being the same real estate acquired by Robert J. Seay and James Themer as described in the Affidavit of heirship and possession recorded in Volume 108, page 690, Register's Office of Marion County, Tennessee, as described in Survey Map of Wesley M. James dated November 26, 1985.

Being the same real estate conveyed to J. R. Terry, Sr. by deed of record in Volume Book 124, Page 597, ROMC.

Section 2. This ordinance shall be effective from and after its passage, the public welfare requiring it.

FERN LOCKHART
CITY RECORDER

DAVID BATY
MAYOR
1st Reading Date: 9-24-94
2nd Reading Date: 10-7-94
3rd and Final Reading Date: 