

ORDINANCE NO. 98-164

**AN ORDINANCE ASSENTING TO THE ANNEXATION OF PROPERTY  
INTO THE CORPORATE LIMITS OF THE TOWN OF BROOKWOOD  
AS A RESULT OF A PETITION FILED BY JIM WALTER RESOURCES, INC.  
AND UNITED LAND CORPORATION**

**WHEREAS**, Jim Walter Resources, Inc. and United Land Corporation, the owners of the real property hereinafter described did sign and file a written petition with the City Clerk, a copy of which is attached hereto, requesting that said property be annexed into the Town of Brookwood; and,

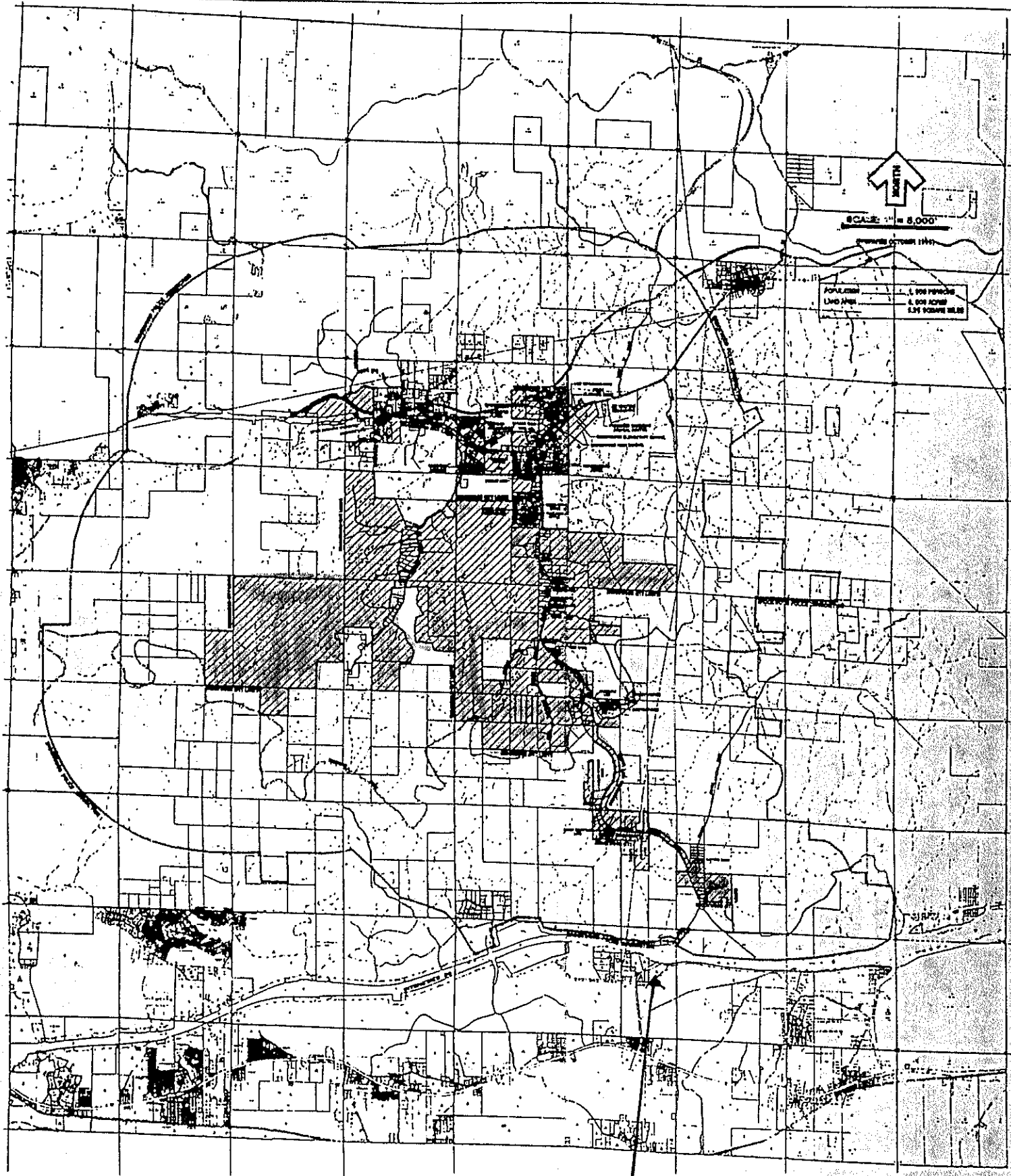
**WHEREAS**, said property is warranted by all of the owners thereof to be contiguous to the corporate limits of the Town of Brookwood, located in Tuscaloosa County, Alabama, and does not lie within the corporate limits of any other municipality as shown by a map attached hereto; and

**WHEREAS**, said petitioners requested that the Town of Brookwood accept an ordinance allowing such annexation and that the corporate limits of the Town of Brookwood be extended and rearranged so as to embrace and include such property.

**NOW, THEREFORE, BE IT ORDAINED** by the Town Council of the Town of Brookwood, Alabama;

Pursuant to the provisions of §11-42-20 of the Code of Alabama, 1975, as amended, the following described property, to-wit:

See Exhibit "A" attached hereto and made a part of this Ordinance as fully set out herein.



SCALE: 1" = 8,000'

POPULATION 1,508 PERSONS  
 LAND AREA 4,508 ACRES  
 CITY SQUARE MILES



**HARRISON ENGINEERING, INC.**  
 Consulting Engineers - Planners - Surveyors

THE COMPANY HAS  
 OFFICES IN  
 ALABAMA, MISSISSIPPI, AND FLORIDA

**CITY LIMITS MAP  
 BROOKWOOD, ALABAMA**

 = Current Brookwood Town Limits

 Proposed Annexation

Be and the same is hereby, annexed to the corporate limits of the Town of Brookwood, and said property shall be and hereby is, made a part of the Town of Brookwood, upon the date of posting of this Ordinance.

2. In the event that the property described in Exhibit "A" lies wholly or partially within the police jurisdiction of any other municipality, such property shall be and hereby is annexed to the corporate limits of the Town of Brookwood, and is made a part of the Town of Brookwood, pursuant to the provisions of the Act of August 30, 1973, No. 654. §3 1973 Ala. Acts 654 [codified at Ala. Code APPX., §382 (58) (1973)].

Such annexation shall be effective upon the date of posting of this Ordinance.

3. The City Attorney shall file a certified copy of this Ordinance in the Office of the Judge of Probate of Tuscaloosa County, Alabama.

4. The City Attorney shall forward a copy of the recorded Ordinance to the Tax Assessor for Tuscaloosa County, Alabama.

ADOPTED AND APPROVED this the 4 day of August, 1998.

BROOKWOOD TOWN COUNCIL

BY: Alton C. Nyche  
Mayor

ATTEST:

Linda Barger  
Town Clerk

I hereby certify that the above and foregoing Ordinance was posted on the  
5 day of August, 1998, at the following locations:

1. Town Hall
2. Henry's
3. Nelson
4. Jerry's

Linda Barger  
Town Clerk

**EXHIBIT "A"**

**PROPERTY DESCRIPTION FOR  
JIM WALTER RESOURCES, INC.  
AND  
UNITED LAND CORPORATION**

**ANNEXATION INTO THE TOWN OF BROOKWOOD**

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract I  
Annexation  
City of Brookwood

98070  
(Rev. 6/30/98)

A parcel of land being a part of the Southeast Quarter of Section 25, Township 20 South, Range 8 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 30 acres, being more particularly described as follows:

Commencing at the Southeast corner of Section 25, and run Westerly along South boundary of said Section for a distance of 1680 feet to the **POINT OF BEGINNING**; Thence continue Westerly on said South boundary of Section 25 for a distance of 960 feet to a point; Thence run Northerly on the West boundary of Southwest quarter of Southeast quarter for a distance of 1320 feet to a point; Thence run Easterly on North boundary of said quarter section of Section 25 for a distance of 960 feet to a point; Thence run Southerly on East boundary of said quarter section for a distance of 1320 feet to the **POINT OF BEGINNING**.

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract II  
Annexation  
City of Brookwood

98070  
(Rev. 6/30/98)

A parcel of land being a part of the Northeast Quarter of Section 36, Township 20 South, Range 8 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 77 acres, being more particularly described as follows:

Commencing at the **POINT OF BEGINNING**, the Northeast corner of Section 36, and run Southerly on East boundary of Section 36 for a distance of 1000 feet to a point on said East boundary; Thence run Westerly on North boundary of J. E. White property for a distance of 386 feet; Thence Southwesterly on West boundary of J. E. White property for a distance of 319 feet to the South boundary of North half of the Northeast Quarter of Section 36; Thence run Westerly for a distance of 2160 feet to a point; Thence run Northerly on the West boundary of said Quarter Section for a distance of 1320 feet to a point on North boundary of Section 36; Thence run Easterly on North boundary of said section for a distance of 2640 feet to the **POINT OF BEGINNING**.

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract III  
Annexation  
City of Brookwood     **98070**  
Revised (7-17-98)

A parcel of land being a part of Section 31, Township 20, South Range 7 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 117 acres, being more particularly described as follows:

Commencing at the Northeast corner Section 31, and run Westerly on North boundary of Section 31 for a distance of 130 feet to the **POINT OF BEGINNING**, said point being on South/East right-of-way margin of Alabama Highway No. 216; Thence run Southeasterly along said South/East right-of-way margin for a distance of 2300 feet to a point on East boundary of Jim Walter resources parcel; Thence run Southerly on East boundary of said parcel for a distance of 1150 feet to a point; Thence run Southwesterly on South Boundary of said parcel for a distance of 2900 feet to a point on present city limits of City of Brookwood; Thence run Northeasterly on said present city limits for a distance of 1200 feet to a point on West boundary of Bessemer Carraway Medical Center Parcel; Thence run South, East and North on said Medical Center property for a distance of 1650 feet to a point on North right-of-way margin of Alabama Highway No. 216; Thence continue Northerly for a distance of 200 feet to a point; Thence run Easterly on said line parallel to North right-of-way margin for a distance of 660 feet to a point of intersection with the West right-of-way margin of County Road No. 59 (Lock 17 Road); Thence run Northeasterly on said West right-of-way margin for a distance of 1100 feet to a point on North boundary of Section 31; Thence run Easterly on said North boundary for a distance of 2440 feet to the **POINT OF BEGINNING**.



STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract IV  
Annexation  
City of Brockwood

98070  
(Rev. 7/16/98)

Parcels of land being a part of Section 30, Township 20 South, Range 7 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 283 acres, being more particularly described as follows:

Commencing at the Northeast corner of Section 30; Thence run Westerly on North boundary of Section 30 for a distance of 900 feet to the **POINT OF BEGINNING**, West boundary of County Road No. 59 (Lock NO. 17 Road); Thence run Southerly on West boundary of County Road No. 59 (Lock No. 17 Road) a distance of 1300 to a point; on the North boundary of the Southeast Quarter of Northeast Quarter of Section 30; Thence Westerly 200 feet to a point; Thence Southerly 1320 feet to the North Boundary of the South one half of Section 30; Thence run Westerly on said line for a distance of 2200 feet to a point; Thence Southerly to a point 1550 feet East of Southwest corner of Section 30; Thence run Easterly on said South boundary for a distance of 3740 feet to Southeast corner of Section 30; Thence run Northerly on East boundary of Section 30 for a distance of 4100 feet to a point; Thence Westerly for a distance of 740 feet to a point on East margin of 300 foot constant width strip 250 feet East of 50 foot Right-of-Way and Parallel to County Road No. 59; Thence run Northerly on said Easterly margin for a distance of 1400 feet to North boundary of Section 30; Thence Westerly on said North boundary for a distance of 350 feet to the **POINT OF BEGINNING**.

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract V  
Annexation  
City of Brookwood

98070  
(Rev. 7/15/98)

A parcel of land being a part of the West half of Section 29, Township 20 South, Range 7 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 122 acres, being more particularly described as follows:

Commencing at the Southwest corner of Section 29, run Northerly on West boundary of Section 29 for a distance of 230 feet to the **POINT OF BEGINNING** on South/East right-of-way margin of Alabama Highway 216; Thence run Northeasterly on said South/East right-of-way margin for a distance of 4550 feet to a point on North boundary of East Brookwood Missionary Baptist Church property; Thence continuing West on said boundary (South boundary of the Northeast quarter of Northwest quarter Section 29) for a distance of 1430 feet; Thence Northerly on East boundary of the Northeast quarter of Northwest Quarter of Section 29 for a distance of 900 feet; to intersection with the South boundary of Seaboard System Railroad; Thence Southwesterly along said Railroad right-of-way a distance of 1600 feet to the West boundary of Section 29; Thence run South on said Westerly boundary of Section 29 for a distance of 3850 feet to the **POINT OF BEGINNING**.

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract VI  
Annexation  
City of Brookwood

98070  
(Rev. 7/16/98)

A parcel of land being all in Section 20, Township 20 South, Range 7 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 96 acres, being more particularly described as follows:  
Commencing at the Northeast corner of Section 20, Thence run Westerly on North boundary of said section for a distance of 2640 feet to the **POINT OF BEGINNING**; Thence run Southerly on East boundary of the Northwest Quarter of Section 20 for a distance of 2640 feet to the Southeast corner; Thence run Westerly on South boundary of Northwest quarter of said section for a distance of 2060 feet to intersection with a 300 feet strip of land lying 300 feet East of the West right-of-way margin of County Road 59 (Lock No. 17 Road); Thence run Southwesterly along East boundary of said 300 feet strip for a distance of 1050 feet to the West boundary of Section 20; Thence run North along said West boundary for a distance of 428 feet to the North/West right-of-way margin of County Road 59 (Lock No. 17 Road); Thence along said right-of-way margin for a distance of 530 feet to the South boundary of Northwest quarter of Section 20; Thence continue along said right-of-way for a distance of 3450 feet to the North boundary of Section 20; Thence Easterly along said North boundary for a distance of 300 feet to the **POINT OF BEGINNING**.

**Less and Except the following property:**

**A. Property Owned by Citizens Water Authority:**

A parcel of land lying in the Southwest one-quarter of the Northwest one-quarter of Section 20, Township 20 South, Range 7 West; described more particularly as follows:

Commence at the Northwest corner of Section 20, Township 20 South, Range 7 West; thence south along the West boundary said Section 20 a distance of 2019.99 feet; thence left 90°-00'-00", easterly 698.03 feet to the Point of Beginning, said-point being on-the Southeast Right-of-way of County Road 59, also known as Lock 17 Road; thence left 63°-55'-53", northeasterly along aforementioned Right-of-

way 94.30 feet; Thence right  $84^{\circ}-12'-43''$ , southeasterly 170.00 feet; thence right  $95^{\circ}-17'-56''$ ,  
southwesterly 110.00 feet; thence right  $90^{\circ}-00'-20''$ , northeasterly 170.00 feet to the Point of Beginning;  
containing in all 0.40 acres. (Source of Title: Book 873, Page 57)

STATE OF ALABAMA)  
TUSCALOOSA COUNTY)

Tract VII  
Annexation  
City of Brookwood

98070  
(Rev. 6/30/98)

A parcel of land being the Southeast Quarter of Section 19, Township 20 South, Range 7 West, Huntsville Meridian, Tuscaloosa County, Alabama, containing 160 acres, being more particularly described as follows:

Commencing at the **POINT OF BEGINNING**, the Southeast corner of Section 19, and run Westerly on South boundary of Section 19 for a distance of 2640 feet to a point; Thence run Northerly on West boundary of the Southeast Quarter of Section 20 for a distance of 2640 feet to Northwest corner of said Quarter section; Thence run Easterly on North boundary of Southeast Quarter for a distance of 2640 to the Northeast corner; Thence run Southerly on East boundary of Section 19 for a distance of 2640 feet to the **POINT OF BEGINNING**.

**ORDINANCE ASSENTING TO THE ANNEXATION OF  
PROPERTY**

**JIM WALTER RESOURCES, INC.**

**AND**

**UNITED LAND CORPORATION**

**ANNEXATION INTO THE TOWN OF BROOKWOOD**

ROSEN, COOK, SLEDGE, DAVIS,  
CARROLL & JONES, P.A.

ATTORNEYS AT LAW

2117 RIVER ROAD  
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TUSCALOOSA, ALABAMA 35403-2727  
TELEPHONE (205) 344-5000  
FAX (205) 758-8358

GORDON ROSEN  
J. SYDNEY COOK, III  
JAMES J. SLEDGE  
RONALD L. DAVIS  
DAVID L. CARROLL  
THOMAS R. JONES, JR.  
JOSEPH W. CADE

PAIGE M. CARPENTER  
JOSEPH K. BEACH  
JEFFREY C. SMITH  
LEON Y. SADLER, IV  
W. BRADFORD ROANE, JR.  
JOHN T. FISHER, JR.

August 6, 1998

Mr. Peyton Cochrane  
Tuscaloosa County Tax Assessor  
First Floor, Courthouse  
714 Greensboro Avenue  
Tuscaloosa, AL 35401

Re: *Jim Walter Resources and United Land annexation of corporate limits of  
Brookwood*

Dear Peyton:

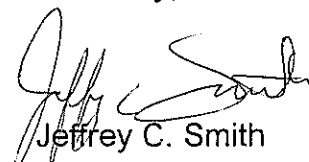
Enclosed you will find an ordinance related to the recent annexation of a substantial portion of property by Jim Walter Resources and United Land.

Please see to it that the Town of Brookwood receives its appropriate share of sales and use taxes, and any other revenues associated with this property.

If you have any questions or concerns related to this matter, please do not hesitate to contact me.

I have also filed with the Probate office a copy of the ordinance as well as a map depicting the area to be annexed.

Sincerely,

  
Jeffrey C. Smith

JCS/rga

c Mayor Alton Hyché  
Town of Brookwood  
15689 Highway 216  
Brookwood Alabama 35444