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ORDINANCE

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE TOWN OF VINCENT, ALABAMA  
AS FOLLOWS:

SECTION I. Any person who shall conspire or act in concert with one or more persons; or any person who shall attempt; or any person who tampers, or defaces, or breaks a seal, or destroys or partially destroys a water meter or a gas meter or regulator in the Town of Vincent, Alabama being the property of said Town or a political subdivision thereof shall be guilty of a misdemeanor and on conviction thereof, shall be fined not in excess of \$100.00 and imprisoned in the City jail or sentenced to hard labor for the Town of Vincent, Alabama not in excess of 6 months. Each conspiracy, attempt or destruction or partial destruction or defacing a water meter or a gas meter or regulator as hereinabove defined shall constitute a separate and distinct offense.

SECTION II. This Ordinance shall not apply to bona fide agents, servants or employees of the Town of Vincent, Alabama or the Gas Board of the Town of Vincent, Alabama or the Water Works Board of the Town of Vincent, Alabama.

Adopted this the 17th day of May, 1966.

James H. Sharbutt  
Mayor

ATTEST:

James E. Spivey  
Town Clerk

AN ORDINANCE TO AUTHORIZE THE TRANSFER  
AND CONVEYANCE TO THE WATER WORKS BOARD  
OF THE TOWN OF VINCENT OF CERTAIN REAL  
ESTATE PRESENTLY OWNED BY THE TOWN OF  
VINCENT

BE IT ORDAINED by the Mayor and Town Council  
of the Town of Vincent in the State of Alabama as follows:

Section 1. Definitions. The following words  
and phrases, wherever used in this ordinance, shall  
have the meanings hereinafter respectively ascribed  
to them:

"Board" means The Water Works Board of the  
Town of Vincent, a public corporation existing under  
the provisions of Article 9, Chapter 50, Title 11,  
Code of Alabama, 1975.

"Town" means the Town of Vincent in the State  
of Alabama.

"Council" means the Mayor and Town Council  
of the Town.

Section 2. Findings. The Council has ascer-  
tained and determined and hereby finds and declares  
that the following facts are true and correct:

(a) The Town has heretofore acquired  
and is presently the owner of the following  
described real estate:

(1) A parcel of land located in Section  
11, Township 19 North, Range 2 East, in the  
Town of Vincent, and more particularly des-  
cribed as follows: Commence at the point  
where the North line of the Southwest Quarter  
(SW 1/4) of the Northwest Quarter (NW 1/4)  
of the said Section 11 intersects the West  
line of State Highway No. 25; run thence  
in a Southerly direction along the West line  
of said Highway 25 a distance of 373 feet  
to the point of intersection with the South  
line of the road referred to as the Hill  
Road; thence Westerly, on a course of South  
79 degrees 09 minutes West, 143 feet to the  
point of beginning for the description of  
the parcel herein described; continue West-  
erly on the same course 137.3 feet to a  
point; thence on a course of South 84 degrees  
04 minutes West a distance of 284.8 feet  
to a point; thence on a course of South 12  
degrees 18 minutes East 439.3 feet to a  
point; thence North 77 degrees 42 minutes

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East 477.77 feet to a point; thence North 20 degrees 31 minutes West a distance of 406.0 feet, more or less, to the point of beginning, and containing 4.53 acres; and

(2) An easement for construction, reconstruction, maintenance and operation of a water pipe line in Section 11, Township 19 North, Range 2 East, the location of the said easement being described as follows: Commence at the point of intersection of the North line of the Southwest Quarter (SW 1/4) of the Northwest Quarter (NW 1/4) of the said Section 11 with the West Right-of-way line of State Highway No. 25, and run Southerly along the Westerly line of Highway 25 a distance of 669 feet to the point of beginning of the center line of the said easement; and from the said point of beginning, run Westerly at right angles with said Highway 25, 100 feet, more or less; the said easement being a strip of land 10 feet wide, 5 feet on each side of the herein described center line and containing 0.02 acres, more or less;

(b) The said real estate is suitable for use as a part of the water works plant and distribution system of the Board; the said real estate is not necessary for use by the Town in the performance of any of its governmental or municipal functions; it has been the intention of the Town to convey the said real estate to the Board for use by the Board as a part of its said water works plant and distribution system; the Town has not, however, heretofore formally conveyed to the Board the said real estate;

(c) It is in the public interest and advantageous to the Town and its inhabitants that the said real estate be conveyed by the Town to the Board; and

(d) The Town has authority under the provisions of Section 11-50-13, Code of Alabama, 1975, to convey the said real estate to the Board in accordance with the provisions of this ordinance.

### Section 3. Authorization of Conveyance.

In consideration of the public benefit that will result from the said conveyance, the Mayor of the Town is hereby authorized and directed to execute and deliver to the Board for and in the name of the Town an appropriate deed whereby there shall be transferred and conveyed to the Board the real estate described in the foregoing Section 2(a); and the Town Clerk is hereby authorized and directed to affix to the said deed the official seal of the Town and to attest the same.

Section 4. This ordinance shall be published by posting a copy thereof in each of the following three public places within the corporate limits of the town: the Mayor's office at the Town Hall; the United States Post Office; and GAS BOARD OFFICE; and each of the said copies shall remain so posted for a period of five consecutive days.

ADOPTED this 10th day of July, 1979.

D. B. Smith  

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Mayor

Authenticated:

Frances E. Spates  

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Town Clerk

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AN ORDINANCE TO AUTHORIZE THE TRANSFER  
AND CONVEYANCE TO THE WATER WORKS BOARD  
OF THE TOWN OF VINCENT OF CERTAIN REAL  
ESTATE PRESENTLY OWNED BY THE TOWN OF  
VINCENT

BE IT ORDAINED by the Mayor and Town Council  
of the Town of Vincent in the State of Alabama as follows:

Section 1. Definitions. The following words  
and phrases, wherever used in this ordinance, shall  
have the meanings hereinafter respectively ascribed  
to them:

"Board" means The Water Works Board of the  
Town of Vincent, a public corporation existing under  
the provisions of Article 9, Chapter 50, Title 11,  
Code of Alabama, 1975.

"Town" means the Town of Vincent in the State  
of Alabama.

"Council" means the Mayor and Town Council  
of the Town.

Section 2. Findings. The Council has ascer-  
tained and determined and hereby finds and declares  
that the following facts are true and correct:

(a) The Town has heretofore acquired  
and is presently the owner of the following  
described real estate:

A parcel of land lying and being in the  
Southwest Quarter (SW 1/4) of the Southeast  
Quarter (SE 1/4) of Section 23, Township  
19 South, Range 2 East, in Shelby County,  
Alabama, more particularly described as  
follows: Commence at the southeast corner  
of Section 23, Township 19 South, Range 2  
East, and run west along the south line of  
Section 23 for a distance of 1,113.85 feet,  
more or less, to the point of tangent station  
(PT=113+40.8) on the county highway; thence,  
90 degrees to the left for a distance of  
40 feet to the center line of the said county  
highway; thence, in a northwesterly direction  
and along the center line of the said county  
highway for a distance of 1,851.71 feet,  
more or less, to the point of curve station  
(PC=94+89.3) on the said county highway;  
thence, an angle of 90 degrees on to the  
left for a distance of 40 feet on to the  
south right of way of the said county highway,  
the point of beginning; thence, continue  
on in this same direction for a distance  
of 210 feet to a point; thence, an angle

of 90 degrees to the left for a distance of 210 feet to a point; thence, an angle of 90 degrees to the left for a distance of 210 feet, more or less, to the south right of way of the said county highway; thence, on in a northwesterly direction and along the south right of way of the said county highway for a distance of 210 feet, more or less, to the point of beginning; all the said parcel lying and being in the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section 23, Township 19 South, Range 2 East, in Shelby County, Alabama, and containing 1.0 acre, more or less; being the same parcel conveyed to the Town of Vincent, Alabama, by EBSCO Investment Services, Inc., dated November 14, 1968, and of record in the office of the said Judge of Probate in deed book 255 at page 457: The said parcel being also described in the sketch prepared by J. E. O'Toole Engineering Co., Inc., and attached to the said deed as Exhibit A thereto;

(b) The said real estate is suitable for use as a part of the water works plant and distribution system of the Board; the said real estate is not necessary for use by the Town in the performance of any of its governmental or municipal functions; it has been the intention of the Town to convey the said real estate to the Board for use by the Board as a part of its said water works plant and distribution system; the Town has not, however, heretofore formally conveyed to the Board the said real estate;

(c) It is in the public interest and advantageous to the Town and its inhabitants that the said real estate be conveyed by the Town to the Board; and

(d) The Town has authority under the provisions of Section 11-50-13, Code of Alabama, 1975, to convey the said real estate to the Board in accordance with the provisions of this ordinance.

Section 3. Authorization of Conveyance.

In consideration of the public benefit that will result from the said conveyance, the Mayor of the Town is hereby authorized and directed to execute and deliver to the Board for and in the name of the Town an appropriate deed whereby there shall be transferred and conveyed to the Board the real estate described in the foregoing Section 2(a); and the Town Clerk is hereby authorized and directed to affix to the said deed the official seal of the Town and to attest the same.

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Section 4. This ordinance shall be published by posting a copy thereof in each of the following three public places within the corporate limits of the town: the Mayor's office at the Town Hall; the United States Post Office; and Gas Board Office; and each of the said copies shall remain so posted for a period of five consecutive days.

ADOPTED this 20th day of August, 1979.

/S/ D. B. Smith

\_\_\_\_\_  
Mayor

Authenticated:

/S/ Frances E. Spates

\_\_\_\_\_  
Town Clerk

CERTIFICATE AS TO PROJECT SITE, RIGHTS-OF-WAY, AND EASEMENTS

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Project No. WS-ALA-152, PFL-ALA-191

I, Hewitt L. Conwill Attorney at Law, representing The Water Works and Sewer Board of the Town of Vincent, Alabama called the "Owner"), certify:

- 1. That I have investigated and ascertained the location of the site or sites, rights-of-way, and easements being provided by the Owner for the facilities in its application for Federal aid, identified above to be constructed, operated and maintained thereon.
2. That I have examined the records of ownership of said site or sites, and the Owner holds fee simple title to the said site or sites, free and clear of all liens and encumbrances.
3. That I have examined the records of ownership of said site or sites, rights-of-way, and easements, and the legal interest(s) held therein by the owner is (are) as follows:

The Water Works and Sewer Board of the Town of Vincent, Alabama.

4. In my opinion, the Owner has a sufficient legal interest in the said site or sites, rights-of-way, and easements to permit the construction of such facilities thereon and to permit the operation and maintenance of such facilities thereon during the estimated life of the facility by the Owner after the completion of construction.

August 29, 1977 Date

Hewitt L. Conwill Attorney at Law

P. O. Box 557 Address

Columbiana, Alabama City

35051 State ZIP Code

CERTIFICATION

I. I hereby certify that all of the interests in land which have been acquired subsequent to the date of the application for grant funds for the above referenced project have been acquired in accordance with the land acquisition and policy statement heretofore approved by the Government.

August 30, 1977 Date

The Water Works and Sewer Board of the Town of Vincent, Alabama Authorized Representative Virginia S. Shorbuth, Chairman

(SEAL)

STATE OF Alabama County of Shelby

COUNTY

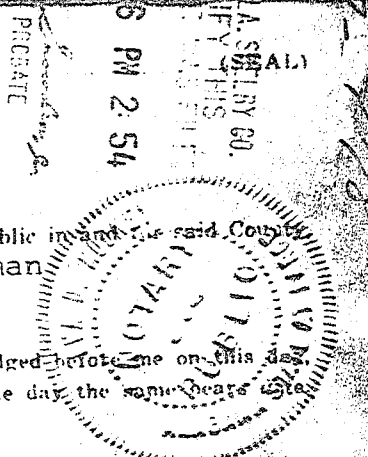
General Acknowledgment

I, the undersigned Francis M. Randall, and unmarried man a Notary Public in and for the said County of Shelby, Alabama, do hereby certify that

whose name(s) is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date

Given under my hand and official seal this 18th day of August

Eva D. Mooney, Notary Public



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State of Alabama  
Shelby, County

I, Joseph E Conn, Jr, a registered surveyor in the State of Alabama do hereby certify that this is a true and correct plat of my survey of a portion of the Northeast 1/4 of the Northeast 1/4 and the Northwest 1/4 of the Northeast 1/4 of Section 2, Township 19 South, Range 2 East, Shelby County, Alabama, said survey having the purpose of describing a 100 by 100 foot square piece of property for a proposed water tank and a 10' wide easement for a proposed related access road, the centerline of said proposed easement being more particularly described as follows:

Commence at the Southeast corner of the Northwest 1/4 of the Northeast 1/4 of Section 2, Township 19 South, Range 2 East, thence easterly along the south line of the Northeast 1/4 of the Northeast 1/4 of said Section 2, 381.80 feet to a point in the right of way of Highway 231, thence 71 degrees 18 minutes to the left 143.20 feet to a point, thence 77 degrees 40 minutes to the left 24.57 feet to the point of beginning of the easement being described, thence continue along last described course 569.23 feet to a point, thence 34 degrees 40 minutes to the left 249.54 feet to the end of said easement.

\*\*\*\*\* Description for 100x100 foot piece of property \*\*\*\*\*

Commence at the Southeast corner of the Northwest 1/4 of the Northeast 1/4 of Section 2, Township 19 South, Range 2 East, Shelby County, Alabama, thence easterly along the south line of the Northeast 1/4 of the Northeast 1/4 of said Section 2 381.80 feet to a point in the right of way of Highway 231, thence 71 degrees 18 minutes to the left 143.20 feet to a point, thence 77 degrees 40 minutes to the left 593.80 feet to a point, thence 34 degrees 40 minutes to the left 249.54 feet to the point of beginning of the property being described, thence 90 degrees right 50 feet to a point, thence 90 degrees left 100 feet to a point, thence 90 degrees left 100 feet to a point, thence 90 degrees left 50 feet to the point of beginning, containing 10,000 square feet and being situated in the Northwest quarter of the Northeast quarter of Section 2, Township 19 South, Range 2 East, Shelby County, Alabama.

Done this 4th day of August 1972 *Joseph E Conn, Jr*  
Alabama Reg. No. 9049

(SEAL)

STATE OF Alabama  
Shelby COUNTY

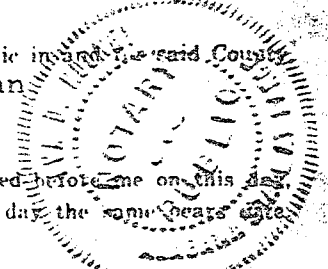
General Acknowledgment

I, the undersigned \_\_\_\_\_ a Notary Public in and for the said County of \_\_\_\_\_ in said State, hereby certify that Francis M. Randall, and unmarried man

whose name(s) IS signed to the foregoing conveyance, and who IS known to me, acknowledged before me on this \_\_\_\_\_ that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 18th day of August A.D. 1972  
*Law. D. Mooney, Notary Public*

OFFICE OF PROBATE  
26 PM 2 54  
FALLA, SHELBY CO.  
NOTARY PUBLIC



7-11-72

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(Name) Harrison and Conwill  
(Address) Columbiana, Alabama



Jefferson Land Title Services Co., Inc.  
310 21ST NORTH O. P. O. BOX 10481 O PHONE (205) 323-0920  
BIRMINGHAM, ALABAMA 35201  
AGENTS FOR  
Mississippi Valley Title Insurance Company

WARRANTY DEED

STATE OF ALABAMA  
Shelby COUNTY }

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of One (\$1.00) Dollar and other good and valuable considerations

to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, I or we,

Francis M. Randall, an unmarried man

(herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto

THE WATER WORKS and SEWER BOARD of the TOWN of VINCENT, ALABAMA

(herein referred to as grantee, whether one or more), the following described real estate, situated in  
Shelby County, Alabama, to-wit:

Commence at the Southeast corner of the Northwest quarter of the Northeast quarter of Section 2, Township 19 South, Range 2 East, Shelby County, Alabama, thence easterly along the south line of the Northeast quarter of the Northeast quarter of said Section Two (2) 381.80 feet to a point in the right of way of Highway 231, thence 71 degrees 18 minutes to the left 143.20 feet to a point, thence 77 degrees 40 minutes to the left 593.80 feet to a point, thence 34 degrees 40 minutes to the left 249.54 feet to the point of beginning of the property being described, thence 90 degrees right 50 feet to a point, thence 90 degrees left 100 feet to a point, thence 90 degrees left 100 feet to a point, thence 90 degrees left 50 feet to the point of beginning, containing 10,000 square feet and being situated in the Northwest quarter of the Northeast quarter of Section 2, Township 19 South, Range 2 East, Shelby County, Alabama.

Also conveying a 40 foot wide easement for ingress and egress, the centerline of said easement being more particularly described as follows:

Commence at the Southeast corner of the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 2, Township 19 South, Range 2 East, thence easterly along the south line of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of said Section 2, 381.80 feet to a point in the R/O/W of Hwy 231, thence 71 deg. 18 min. to the left 143.20 feet to a point, thence 77 deg. 40 min. to the left 24.57 feet to the point of beginning TO HAVE AND TO HOLD to the said grantee, his, her or their heirs and assigns forever. (see over)

And I (we) do, for myself (ourselves) and for my (our) heirs, executors and administrators, covenant with said grantee, his, her or their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise stated above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will, and my (our) heirs, executors and administrators shall warrant and defend the same to the said grantee, his, her or their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I (we) have hereto set my (our) hand(s) and seal(s) this 18<sup>th</sup> day of August, 19 77

(SEAL) Francis M. Randall  
Francis M. Randall

(SEAL)

(SEAL)

(SEAL)  
STATE OF ALA. SHELBY CO.  
JUDGE OF PROBATE  
1977 AUG 26 PM 2:54

307-4498

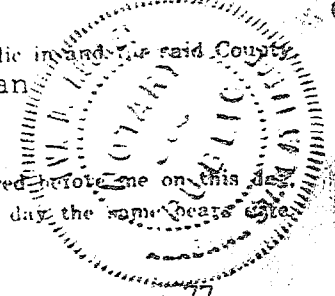
STATE OF Alabama  
Shelby COUNTY

General Acknowledgment

I, the undersigned a Notary Public in and for said County, in said State, hereby certify that Francis M. Randall, and unmarried man

whose name(s) is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 18<sup>th</sup> day of August, A.D. 19 77  
Eva D. Mooney, Notary Public



AGREEMENT between the TOWN OF VINCENT, a municipal corporation under the laws of Alabama (herein called "The Town") and THE WATER WORKS BOARD OF THE TOWN OF VINCENT, a public corporation under the laws of Alabama (herein called "The Board").

R E C I T A L S:

The board is the owner of a water works plant and distribution system (herein called "The Water System") which renders water service to the town and its inhabitants. At the present time fourteen (14) public fire hydrants are connected with and form a part of the water system. The town has requested the board, and the board is willing, (a) to install and connect with the water system such additional public fire hydrants as the town may from time to time direct the board to install and connect with the water system, (c) to rent to the town the said fourteen (14) existing hydrants and such other and additional fire hydrants as may be hereafter installed hereunder, and (d) to furnish through said hydrants (including the said fourteen (14) existing hydrants and all additional fire hydrants that may be hereafter installed pursuant to this agreement) the water needed by the town for fire and street purposes, all on the terms hereinafter set forth.

NOW, THEREFORE, in consideration of the respective agreements herein contained, it is hereby agreed between the town and the board as follows:

FIRST: The board hereby rents to the town the said existing fourteen (14) public fire hydrants now connected with the water system. The board hereby agrees promptly to install and connect with the water system and rent to the town additional fire hydrants in such number as the governing body of the town may from time to time direct, such additional hydrants to be standard fire hydrants and to be located at such places within the town as may be designated by the chief executive officer of the town or by an engineer appointed by the said governing body. The board agrees to maintain in good operating condition the said hydrants now connected with the water system and all hydrants that may be hereafter installed, as herein provided, and to furnish through said hydrants such water as the town may require to be furnished therethrough for fire and street purposes in the town. The installation and maintenance provided for herein shall be at the expense of the board.

SECOND: The town agrees to pay the following sums as rental for said fire hydrants and in payment for all water supplied through the same by the board:

- (a) For the aforesaid fourteen (14) hydrants that are presently connected with the system, the sum of \$700.00 for each successive twelve-month period beginning with the effective date of this agreement (said amount consisting of \$50.00 per annum for each of said hydrants), such rental to be payable at the said twelve-month rate in substantially equal monthly installments on or prior to the last day of each successive calendar month beginning with the month during which this agreement shall become effective; and

(b) For any additional hydrants that may be installed pursuant to the provisions of this agreement subsequent to the effective date hereof, an amount equal to \$50.00 for each such hydrant for each successive twelve-month period beginning with the date of installation, such rental to be payable at the said twelve-month rate in substantially equal monthly installments on or prior to the last monthly installments on or prior to the last day of each successive calendar month beginning with the month in which each such hydrant shall be so installed.

provided, that the hydrant rental payments due hereunder shall be payable only out of current revenues received by the town during the fiscal year in which such payments are due.

THIRD: This agreement shall become effective upon its delivery and shall continue effective until the expiration of thirty (30) years from February 1, 1966.

FOURTH: This agreement shall be binding upon and shall insure to the benefit of both the town and the board and their respective successors and assigns. Without limiting the generality of the foregoing, it is hereby declared and agreed that the board may assign its rights and pledge any moneys receivable by it under this agreement for the benefit of any of its bonds or other obligations.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed in their corporate names and their respective corporate seals to be hereto affixed and attested by their duly authorized officers, in four counterparts, each of which shall be deemed an original, and have caused this agreement to be dated as of February 1, 1966, although actually executed and delivered on February 16th, 1966.

Town of Vincent

By: James H. Sharbutt  
Its Mayor

ATTEST:

s/Frances E. Spates  
Town Clerk

The Water Works Board Of The Town Of Vincent

By: s/James O. Gorman  
Chairman of its Board of Directors

ATTEST:

s/I. L. Sharbutt  
Secretary

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(2) This resolution shall be published by posting a copy thereof in each of the following three public places within the corporate limits of the town: the Mayor's office in the Town Hall, the United States Post Office, and The Gas Board Office; and each of said copies shall remain so posted for a period of five consecutive days.

Adopted and approved this 15th day of February, 1966.

s/ James H. Sharbutt  
Mayor

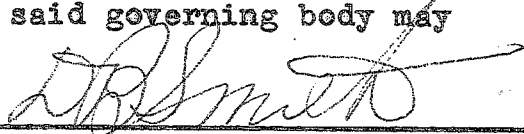
Authenticated:

s/ Frances E. Spates  
Town Clerk

NOTICE AND CALL OF  
SPECIAL MEETING

TO THE MEMBERS OF THE TOWN COUNCIL OF  
THE TOWN OF VINCENT, ALABAMA:

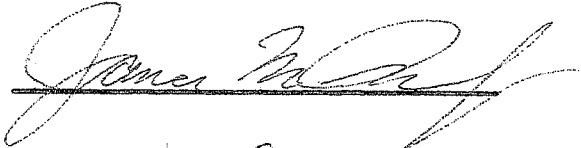
In my opinion the public interest requires that a special meeting of the Mayor and Town Council of the Town of Vincent, Alabama, be held, and I hereby call such special meeting to be held in the Town Hall on August 20, 1979, at 7:00 o'clock P. M. for the purpose of (a) considering the adoption of an ordinance authorizing the conveyance by the said Town to the Water Works Board of the Town of Vincent of certain real property, and (b) taking such action with respect to the said matter as the said governing body may deem advisable.

  
\_\_\_\_\_  
Mayor

CONSENT TO HOLDING OF MEETING

The undersigned members of the Town Council of the Town of Vincent, Alabama, hereby accept service of a copy of the foregoing Notice and Call of Special Meeting, waive and any and all further service thereof, and consent to the holding of the said special meeting at the time and place and for the purpose therein provided.

  
\_\_\_\_\_

  
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\_\_\_\_\_

I, Frances E. Spates, as Town Clerk of the Town of Vincent, Alabama, hereby certify that the attached pages numbered consecutively from 1 to 6, inclusive, constitute a true and correct copy of the minutes of a special meeting of the Mayor and Town Council of the said town held on August 20, 1979, as the said minutes appear in the official records of the said town.

• WITNESS my signature as town clerk of the said town, under its seal, this 20 day of August, 1979.

*Frances E. Spates*

Town Clerk

MINUTES OF A SPECIAL MEETING OF THE  
MAYOR AND TOWN COUNCIL OF  
THE TOWN OF VINCENT, ALABAMA,  
HELD ON AUGUST 20, 1979

The Mayor and Town Council of the Town of Vincent, Alabama, met in special session at the town hall in said town on August 20, 1979, at 7:00 o'clock P. M., pursuant to a NOTICE AND CALL OF SPECIAL MEETING signed by the Mayor and a CONSENT TO HOLDING OF MEETING signed by each member of the Council. D. B. Smith, the Mayor, who presided, called the meeting to order. Upon roll call, the following were found to be present:

- |            |                      |
|------------|----------------------|
| Mayor      | D. B. Smith          |
| Councilman | Nolen R. Clinkscales |
| Councilman | Wallace F. Denty     |
| Councilman | James M. Rowe        |
| Councilman | D. L. Spates         |
| Councilman | Robert D. Greene     |

The following were absent: none

Frances E. Spates, the Town Clerk, who was also present, acted as clerk of the meeting. The Mayor then stated that the said NOTICE AND CALL OF SPECIAL MEETING had been served on each member of the Council prior to the meeting and that each member of the Council had duly acknowledged such service, whereupon the said NOTICE AND CALL OF SPECIAL MEETING and the said CONSENT TO HOLDING OF MEETING were ordered to be marked EXHIBIT A and attached to the minutes of the meeting at the end and as a part thereof. The Mayor announced that a quorum was present and that the meeting was open for the transaction of business.

Councilman Wallace F. Denty introduced the following ordinance, which was read to the meeting:

AN ORDINANCE TO AUTHORIZE THE TRANSFER  
AND CONVEYANCE TO THE WATER WORKS BOARD  
OF THE TOWN OF VINCENT OF CERTAIN REAL  
ESTATE PRESENTLY OWNED BY THE TOWN OF  
VINCENT

BE IT ORDAINED by the Mayor and Town Council  
of the Town of Vincent in the State of Alabama as follows:

Section 1. Definitions. The following words  
and phrases, wherever used in this ordinance, shall  
have the meanings hereinafter respectively ascribed  
to them:

"Board" means The Water Works Board of the  
Town of Vincent, a public corporation existing under  
the provisions of Article 9, Chapter 50, Title 11,  
Code of Alabama, 1975.

"Town" means the Town of Vincent in the State  
of Alabama.

"Council" means the Mayor and Town Council  
of the Town.

Section 2. Findings. The Council has ascer-  
tained and determined and hereby finds and declares  
that the following facts are true and correct:

(a) The Town has heretofore acquired  
and is presently the owner of the following  
described real estate:

A parcel of land lying and being in the  
Southwest Quarter (SW 1/4) of the Southeast  
Quarter (SE 1/4) of Section 23, Township  
19 South, Range 2 East, in Shelby County,  
Alabama, more particularly described as  
follows: Commence at the southeast corner  
of Section 23, Township 19 South, Range 2  
East, and run west along the south line of  
Section 23 for a distance of 1,113.85 feet,  
more or less, to the point of tangent station  
(PT=113+40.8) on the county highway; thence,  
90 degrees to the left for a distance of  
40 feet to the center line of the said county  
highway; thence, in a northwesterly direction  
and along the center line of the said county  
highway for a distance of 1,851.71 feet,  
more or less, to the point of curve station  
(PC=94+89.3) on the said county highway;  
thence, an angle of 90 degrees on to the  
left for a distance of 40 feet on to the  
south right of way of the said county highway,  
the point of beginning; thence, continue  
on in this same direction for a distance  
of 210 feet to a point; thence, an angle

of 90 degrees to the left for a distance of 210 feet to a point; thence, an angle of 90 degrees to the left for a distance of 210 feet, more or less, to the south right of way of the said county highway; thence, on in a northwesterly direction and along the south right of way of the said county highway for a distance of 210 feet, more or less, to the point of beginning; all the said parcel lying and being in the Southwest Quarter (SW 1/4) of the Southeast Quarter (SE 1/4) of Section 23, Township 19 South, Range 2 East, in Shelby County, Alabama, and containing 1.0 acre, more or less; being the same parcel conveyed to the Town of Vincent, Alabama, by EBSCO Investment Services, Inc., dated November 14, 1968, and of record in the office of the said Judge of Probate in deed book 255 at page 457: The said parcel being also described in the sketch prepared by J. E. O'Toole Engineering Co., Inc., and attached to the said deed as Exhibit A thereto;

(b) The said real estate is suitable for use as a part of the water works plant and distribution system of the Board; the said real estate is not necessary for use by the Town in the performance of any of its governmental or municipal functions; it has been the intention of the Town to convey the said real estate to the Board for use by the Board as a part of its said water works plant and distribution system; the Town has not, however, heretofore formally conveyed to the Board the said real estate;

(c) It is in the public interest and advantageous to the Town and its inhabitants that the said real estate be conveyed by the Town to the Board; and

(d) The Town has authority under the provisions of Section 11-50-13, Code of Alabama, 1975, to convey the said real estate to the Board in accordance with the provisions of this ordinance.

### Section 3. Authorization of Conveyance.

In consideration of the public benefit that will result from the said conveyance, the Mayor of the Town is hereby authorized and directed to execute and deliver to the Board for and in the name of the Town an appropriate deed whereby there shall be transferred and conveyed to the Board the real estate described in the foregoing Section 2(a); and the Town Clerk is hereby authorized and directed to affix to the said deed the official seal of the Town and to attest the same.

Section 4. This ordinance shall be published by posting a copy thereof in each of the following three public places within the corporate limits of the town: the Mayor's office at the Town Hall; the United States Post Office; and Gas Board Office; and each of the said copies shall remain so posted for a period of five consecutive days.

ADOPTED this 20th day of August, 1979.

/S/ D. B. Smith

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Mayor

Authenticated:

/S/ Frances E. Spates

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Town Clerk