

Town of Chelsea

P.O. Box 111

Chelsea, Alabama

***CERTIFICATION
OF
ANNEXATION ORDINANCE***

Ordinance Number: X-98-11-03-087

Property Owner(s): Holcombe Properties Limited

Property: Parcel No. 09-7-26-0-002-018-003

I, Robert A. Wanninger, Town Clerk of the Town of Chelsea, Alabama, hereby certify the attached to be a true and correct copy of an Ordinance adopted by the Town Council of Chelsea, at the regular meeting held on November 3, 1998, as same appears in minutes of record of said meeting, and published by posting copies thereof on November 6, 1998 at the public places listed below, which copies remained posted for five business days (through November 12, 1998).

Chelsea Middle School, 901 Highway 39, Chelsea, Alabama 35043

First National Bank of Shelby County, Chelsea Branch, Highway 280, Chelsea, Al. 35043

U.S. Post Office, Highway 280, Chelsea, Alabama 35043


Robert A. Wanninger, Town Clerk

Inst # 1999-06745

02/17/1999-06745
11:25 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
000 CNH 26.00

TOWN OF CHELSEA, ALABAMA

ANNEXATION ORDINANCE NO. X-98-11-03-087

PROPERTY OWNER(S): Holcombe Properties Limited

PROPERTY: Parcel #09-7-26-0-002-018-003

Pursuant to the provisions of Section 11-42-21 of the Code of Alabama (1975).

Whereas, the attached written petition requesting that the above-noted property be annexed to the Town of Chelsea has been filed with the Chelsea town clerk; and

Whereas, said petition has been signed by the authorized representatives of the owner of said property; and

Whereas, said petition contains (as Exhibits A & B) an accurate description of said property together with a map of said property (Exhibit C) showing the relationship of said property to the corporate limits of Chelsea; and

Whereas, said property is contiguous to the corporate limits of Chelsea, or is a part of a group of properties submitted at the same time for annexation which together is contiguous to the corporate limits of Chelsea; and

Whereas, said territory does not lie within the corporate limits of any other municipality; and

Whereas, even though said property is located in an area where the police jurisdiction of Chelsea and the police jurisdiction of Pelham overlap, the said property is less-than-equidistant from the respective corporate limits of Chelsea and Pelham (i.e. it is closer to the corporate limits of Chelsea than to the corporate limits of Pelham).

Therefore, be it ordained that the town council of the Town of Chelsea assents to the said annexation; and

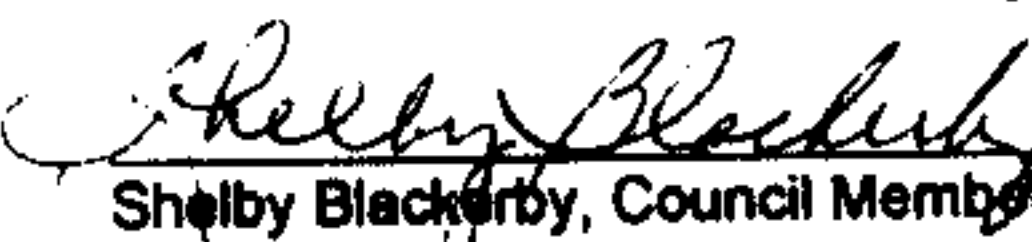
Be it further ordained that the corporate limits of Chelsea be extended and rearranged so as to embrace and include said property, and said property shall become a part of the corporate area of the Town of Chelsea upon the date of publication of this ordinance as required by law.


Earl Niven, Mayor


Robert Combs, Council Member


Glen Autry, Jr., Council Member


Earlene Isbell, Council Member


Shelby Blackerby, Council Member


John Ritchie, Council Member

Passed and approved 3 day of NOV, 1998.


Robert A. Wanninger, Town Clerk

Town Clerk
Town of Chelsea
PO Box 111
Chelsea, Alabama 35043

PETITION FOR ANNEXATION

The undersigned owner(s) of the property which is described in the attached "Exhibit A" and which is either contiguous to the corporate limits of the Town of Chelsea, or is a part of a group of properties which together are contiguous to the corporate limits of Chelsea, so hereby petition the Town of Chelsea to annex said property into the corporate limits of the municipality.

Done this 8th day of Sept., 1998

Candace L. Ladd
Witness

Holcombe Properties, Ltd. by:
Howard Holcombe
Owner

142 - Ranch Rd.
Harpersville, AL 35078
Mailing address

672-2837
Telephone Number
Holcombe Properties, Ltd by:
Susan Wideman
Owner

Lisa Robinson
Witness

312 Pine Needle Cove, Chelsea, AL 35043
Mailing address

678-9216
Telephone Number

(All owners listed on the deed must sign)

PROPERTY OWNER (S): Holcombe Properties Limited

PROPERTY: Parcel #09-7-26-0-002-018-003

PROPERTY DESCRIPTION

The above-noted property, for which annexation into Chelsea is requested in this petition, is the property described in the attached copy of the deed (Exhibit B, pages 1-3) which was recorded with the Shelby County judge of probate as Instrument Number 1997-42440.

Further, the said property for which annexation into Chelsea is requested in this petition is shown in the indicated shaded area on the attached map (Exhibit C) as Parcel # 18.003. Said map also shows the contiguous relationship of said property to the corporate limits of Chelsea.

The said property for which annexation into Chelsea is requested in this petition does not lie within the corporate limits of any other municipality, but said property is located in an area where the police jurisdiction of Chelsea and the police jurisdiction of Pelham overlap. However, said property is less-than-equidistant from the respective corporate limits of Chelsea and Pelham (i.e. said property is closer to the corporate limits of Chelsea than to the corporate limits of Pelham) pursuant to Section 11-42-21, Code of Alabama (1975).

Send Tax Notice to:
Josephine R. Holcombe
21 Ranch Road
Harpersville, AL 35078

This instrument prepared by:
C. Fred Daniels
2121 Highland Avenue
Birmingham, Alabama 35205

04438-4561
Inst. 0 1997-42440

WARRANTY DEED

STATE OF ALABAMA)
SHELBY COUNTY) KNOW ALL MEN BY THESE PRESENTS:

That in consideration of Ten Dollars (\$10.00) and other good and valuable consideration to the undersigned GRANTORS, in hand paid by the GRANTEE herein, the receipt whereof is acknowledged, we, HOWARD HOLCOMBE, a married man, JOSEPHINE R. HOLCOMBE, his wife, and SUSAN BLANNE WIDEMAN, a married woman, ("GRANTORS"), grant, bargain, sell and convey unto HOLCOMBE PROPERTIES, LTD., an Alabama limited partnership, ("GRANTEE"), the following described real estate, situated in Shelby County, Alabama, to-wit:

A parcel of land situated in the Northwest Quarter of Southwest Quarter of Section 26, Township 19 South, Range 1 West, Shelby County, Alabama, described as follows: Commence at the Southwest corner of the Northwest Quarter of Southwest Quarter of Section 26, Township 19 South, Range 1 West; thence run East along the South line of said Quarter-Quarter Section a distance of 176.06 feet, to the point of beginning; thence turn an angle of 89 degrees 22 minutes 48 seconds to the left and run North and parallel with the West line of said Quarter-Quarter Section a distance of 914.26 feet to the South right-of-way line of U.S. Highway No. 280; thence turn an angle of 80 degrees 23 minutes 29 seconds to the right and run along said right-of-way line a distance of 210.00 feet; thence turn an angle of 99 degrees 36 minutes 31 seconds to the right and run South and parallel with the West line of said Quarter-Quarter Section a distance of 947.07 feet, to the South line of said Quarter-Quarter Section; thence turn an angle of 89 degrees 22 minutes 48 seconds to the right and run West along the South line of said Quarter-Quarter Section a distance of 207.06 feet, to the point of beginning. Situated in the Northwest Quarter of Southwest Quarter of Section 26, Township 19 South, Range 1 West, Shelby County, Alabama.

Subject to:

1. Transmission line permit to Alabama Power Company as shown by instrument recorded in Deed Book 102, page 166; Deed Book 102, pages 167 and 168; Deed Book 102, page 395, and in Deed Book 306, page 403, in Probate Office.
2. Right-of-way granted to State of Alabama by instrument recorded in Deed Book 284, page 374, in Probate Office.
3. Easement to Alabama Highway Department as shown by instrument recorded in Deed Book 121, page 574, in Probate Office.

12/31/1997-42440
11:35 AM CERTIFIED
SHELBY COUNTY DEED & MORTGAGE
BOOK 42 11:30

Inst. 0 1997-42440

4. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, as recorded in Deed Book 113, page 218, in Probate Office.

5. Mineral Deeds and Lease as recorded in Deed Book 324, page 556; Deed Book 336, page 4 and in Deed Book 330, page 621, in Probate Office.

The property herein granted does not constitute any part of the homestead of the Grantors or their spouses.

Subject to current state, county and city taxes.

TO HAVE AND TO HOLD unto the said GRANTEE, its successors and assigns forever.

And we do for ourselves and for our heirs, executors, and administrators covenant with the said GRANTEE, its successors and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances; that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, executors and administrators shall warrant and defend the same to the said GRANTEE, its successors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 21 day of October, 1996.

Howard Holcombe (SEAL)
Howard Holcombe

Josephine R. Holcombe (SEAL)
Josephine R. Holcombe

Susan Diane Wideman (SEAL)
Susan Diane Wideman

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that HOWARD HOLCOMBE whose name 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 21st day of October, 1996.

C. Fred Davis
Notary Public

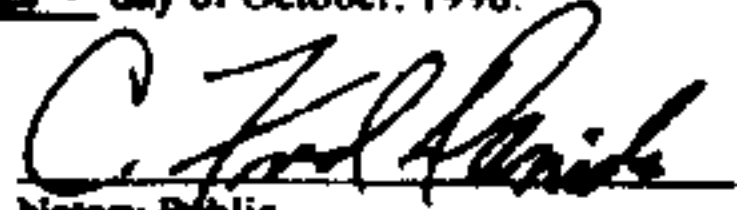
[SEAL]

My Commission expires September 14, 1998

STATE OF ALABAMA)
)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **JOSEPHINE R. HOLCOMBE** whose name 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 she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 21st day of October, 1996.


Notary Public

[SEAL]

My Commission expires September 14, 1998

STATE OF ALABAMA)
)
Jefferson COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that **SUSAN DIANNE WIDEMAN** whose name 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 she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 21st day of October, 1996


Notary Public

[SEAL]

My Commission expires:

9/14/98

70017
Ink & 1997-42440
12/31/1997-42440
11:35 AM CERTIFIED
NOT COME HERE & REBITE
10.31

MAP FOR ANNEXATION OF PARCEL #09-7-26-0-002-018-003
OWNED BY HOLCOMBE PROPERTIES, LTD.

SHADING SYMBOLS



Territory Proposed for Annexation into Chelsea



Town of Chelsea

Inst # 1999-06745

02/17/1999-06745

Part of Map #58-09-11-25

77-26
SHELBY COUNTY JUDGE OF PROBATE
OUR CRIM 26.00

