

# Town of Chelsea

P.O. Box 111  
Chelsea, Alabama

## Certification Of Annexation Ordinance

Ordinance Number: X-02-03-05-167

Property Owner(s): Calvin, George M., Jr. and Rutherford, Linda C.

Property: 01-08-9-30-0-001-042

I, Robert 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 March 5, 2002 same appears in minutes of record of said meeting, and published by posting copies thereof on March 6, 2002 at the public places listed below, which copies remained posted for five business days (through March 12, 2002).

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 # 2002-14966

04/01/2002-14966  
10:18 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

006 MSB 26.00

Town of Chelsea, Alabama  
Annexation Ordinance No. X-02-03-05-167

Property Owner(s): Calvin, George M., Jr. and Rutherford, Linda C

Property: 01-08-9-30-0-001-042

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 owner(s) of said property; and

**Whereas**, said petition contains (as Petition 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 is zoned residential AR, which together is contiguous to the corporate limits of Chelsea;

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

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


**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

  
Allen Boone, Councilmember

  
Doug Ingram, Councilmember

  
Jimmy Lovvorn, Councilmember

  
S. Earl Niven, Jr., Councilmember

  
John Ritchie, Councilmember

Passed and approved 5 day of MARCH, 2002.

  
Robert A. Wanninger, Town Clerk

Petition Exhibit A

Property owner(s): Calvin, George M., Jr. and Rutherford, Linda C

Property: 01-08-9-30-0-001-042

**Property Description**

The above-noted property, for which annexation into Chelsea is requested in this petition, is described in the attached copy of the deed (Petition Exhibit B ) Which was recorded with the Shelby County judge of probate as Instrument Number 1998-32996.

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 in Petition Exhibit C. 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.

Town Clerk  
Town of Chelsea  
P.O. 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 either is 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, do hereby petition the town of Chelsea to annex said property into the corporate limits of the municipality.

Done the 20 day of Feb 2002.

Wm A Brewster  
Witness

Levy M. Calver  
Owner

1808 Apache Way Arabastar AL 35  
Mailing Address

230 Hwy 453 Starnett AL 35147  
Property Address (if different)

205-663-0053  
Telephone Number

Wm A Brewster  
Witness

Amelia C Rutherford  
Owner

189 O'Neal Drive  
Mailing Address

230 Hwy 453, Starnett AL.  
Property Address

205-668-2743  
Telephone number

(All owners listed on the deed must sign)

This instrument is prepared without evidence of insurance.

Send tax notice to:  
Linda Rutherford  
189 O'Neal Drive  
Calera AL 35040

STATE OF ALABAMA )  
SHELBY COUNTY ) **WARRANTY DEED: JOINT TENANCY  
WITH RIGHT OF SURVIVORSHIP**

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of One Thousand Dollars & 00/100 dollars (1,000.00) and other good and valuable considerations, the receipt and sufficiency of which are hereby acknowledged, that, George Murray Calvin, Sr., and wife, Annie Francis Calvin, as the sole survivors of the grantors of a deed recorded at the Office of Probate, Book 307, Page 289, hereinafter called "Grantors", do hereby GRANT, BARGAIN, SELL AND CONVEY unto Linda C. Rutherford, and George M. Calvin, Jr., hereinafter called "Grantees" for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate, situated in Shelby County, Alabama, to wit:

That part of the SW 1/4 of the NE 1/4 of Section 30, Township 19 South, Range 1 East, Shelby County, Alabama, described as follows: Commence at the Southwest corner of said 1/4-1/4 Section and run Eastwardly along the South Line of said 1/4-1/4 Section for a distance of 160.00 feet; thence left 88 degrees 00 minutes a distance of 420.00 feet; thence right 74 degrees 59 minutes a distance of 228.64 feet, to the point of beginning; thence continue in a straight line a distance of 210.00 feet; thence left 109 degrees 50 minutes 30 seconds a distance of 640.37 feet; thence left 71 degrees 11 minutes 30 seconds a distance of 210.09 feet; thence left 108 degrees 55 minutes 30 seconds a distance of 636.83 feet to the point of beginning less and except mineral and mining rights.

Subject to the following easements and reservations:

1. Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto.
2. Right of ways to Alabama Power Company, as shown by instruments recorded in Deed Book 112, at Page 111, and Deed Book 112, at Page 112, in the Office of the Judge of Probate of Shelby County, Alabama. See attached death certificate of Janice M. McDonald.

TO HAVE AND TO HOLD to the said Grantees in fee simple forever, for and during their joint lives and upon the death of either of them, then the survivor in fee simple, and to the heirs of such survivor forever, together with every contingent remainder and right of reversion.

The Grantors, do individually and for the heirs, executors, and administrators of the Grantors covenant with said Grantees and the heirs and assigns of the Grantees, that the Grantors are lawfully seized in fee simple of said premises; that said premises are free from all encumbrances, unless otherwise noted above; that the Grantors have a good right to sell and convey the said premises; that the Grantors and the heirs, executors, administrators of the Grantors shall warrant and defend the said premises to the Grantees and the heirs and assigns of the Grantees forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, the Grantors have executed this Deed and set the seal of the Grantors thereto on this date the 14 day of August, 1998 at 831 Island Street, Montevallo, AL 35115.

GRANTORS

George Murray Calvin, Sr.  
Annie Francis Calvin (L.S.)

STATE OF ALABAMA ) ACKNOWLEDGMENT

COUNTY OF SHELBY )

I, Chris Smitherman, a Notary Public for the State at Large, hereby certify that the above posted name(s), George Murray Calvin, Sr. and Annie Francis Calvin, which is(are) signed to the foregoing Warranty Deed, who is(are) known to me, acknowledged before me on this day 14, being informed of the contents of the Deed, that said person(s) executed the same voluntarily on the day the same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL OF OFFICE on this the 14 day of August, 1998.

[Signature]  
NOTARY PUBLIC

My Commission Expires: 5-13-2000

THIS INSTRUMENT PREPARED BY:  
CHRISTOPHER E. SMITHERMAN  
ATTORNEY AT LAW  
831 ISLAND STREET  
MONTEVALLO, AL 35115  
(205) 663-0397

Instr # 1998-32996

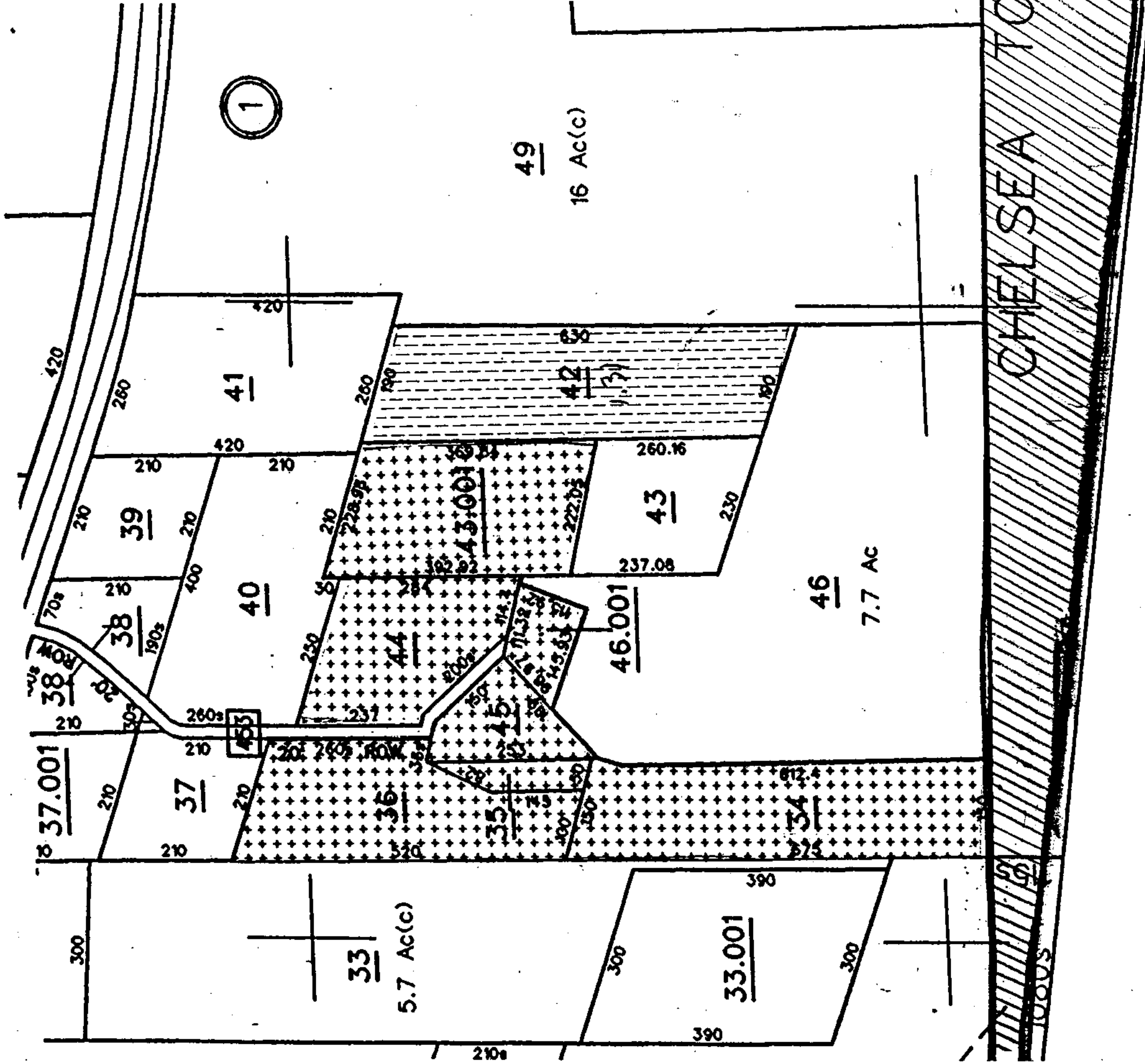
08/25/1998-32996  
09:46 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 CMH 9.50



006 HSB  
 SHELDON COUNTY JUDGE OF PROBATE  
 04/01/2002-14966  
 10:18 AM CERTIFIED

EXHIBIT C

INLET # 2002-14966



PROPERTY TO BE ANNEXED

ANNEXATION PENDING

CHELSEA TOWN LIMITS

TAKEN FROM TAX MAP # 58-08-09

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