

✓ City of Chelsea

P.O. Box 111  
Chelsea, Alabama

## Certification Of Annexation Ordinance

Ordinance Number: X-02-09-17-198

Property Owner(s): H & T Home Builders, Inc.

Property: Property described in Instrument Number 2001-50584 as Lot 38, Emerald Parc Sub-Division.

I, Robert Wanninger, City Clerk of the City of Chelsea, Alabama, hereby certify the attached to be a true and correct copy of an Ordinance adopted by the City Council of Chelsea, at the regular meeting held on September 17, 2002, as same appears in minutes of record of said meeting, and published by posting copies thereof on September 18, 2002 at the public places listed below, which copies remained posted for five business days (through September 24, 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, City Clerk

**City of Chelsea, Alabama**

Annexation Ordinance No. X-02-09-17-198

Property Owner(s): H & T Home Builders, Inc.

Property: Property described on Instrument Number 2002-05845 as Lot 38, Emerald Parc Sub-Division.

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 City of Chelsea has been filed with the Chelsea City 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 zones A-R which together is contiguous to the corporate limits of Chelsea;

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

**Therefore, be it ordained** that the City Council of the City 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 City of Chelsea upon the date of publication of this ordinance as required by law.

  
Earl Niven, Mayor

  
Allen Boone, Councilmember

  
Doug Ingram, Councilmember

  
Jimmy Loyvorn, Councilmember

  
S. Earl Niven, Jr., Councilmember

  
John R. Hefner, Councilmember

Passed and approved 17 day of SEPT., 2002   
Robert A. Wanninger, City Clerk

Petition Exhibit A  
**ORD. 198**

Property owner(s): H & T Home Builders, Inc.

Property: Property Described on Instrument Number 2002-05845 as Lot 38, Emerald  
Parc Sub-Division

**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 2002-16081.

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.

EXHIBIT "A"  
ORD. 198

STATUTORY WARRANTY DEED

STATE OF ALABAMA )

SHELBY COUNTY )

KNOW ALL MEN BY THESE PRESENTS:

THAT IN CONSIDERATION OF OTHER GOOD AND VALUABLE CONSIDERATIONS AND THE SUM OF THIRTY-FIVE THOUSAND DOLLARS AND NO CENTS (\$35,000.00) TO THE UNDERSIGNED GRANTOR IN HAND PAID BY THE GRANTEE HEREIN, THE RECEIPT WHEREOF IS HEREBY ACKNOWLEDGED, RODNEY E. DAVIS, (HEREIN AFTER REFERRED TO AS GRANTOR), DOES HEREBY GRANT, BARGAIN, SELL AND CONVEY UNTO H & T HOME BUILDERS, INC., (HEREIN AFTER REFERRED TO AS GRANTEE), THE FOLLOWING DESCRIBED REAL ESTATE, SITUATED IN THE COUNTY OF SHELBY AND STATE OF ALABAMA, TO-WIT:

LOT 38, ACCORDING TO THE MAP AND SURVEY OF EMERALD PARC SUDVISION, AS RECORDED IN MAP BOOK 29, PAGE 47, SHELBY COUNTY, ALABAMA RECORDS.

THIS CONVEYANCE IS HEREBY MADE SUBJECT TO RESTRICTIONS, EASEMENTS AND RIGHTS OF WAY OF RECORD IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA, ANY MINERAL AND MINING RIGHTS, IF ANY, NOT OWNED BY GRANTOR, AND EXHIBIT "A" ATTACHED HERETO AND MADE PART OF THIS CONVEYANCE.

THIS PROPERTY CONSTITUTES NO PART OF THE HOMESTEAD OF GRANTOR OR GRANTORS SPOUSE.

SEND TAX NOTICE TO: H & T HOME BUILDERS, INC.  
P. O. BOX 219  
MULGA, AL. 35118

TOGETHER WITH ALL AND SINGULAR THE TENAMENTS, HEREDITAMENTS AND APPURTENANCES THERETO BELONGING OR IN ANYWISE APPERTAINING IN FEE SIMPLE.

IN WITNESS WHEREOF, THE UNDERSIGNED HAS HEREUNTO SET ITS SIGNATURE ON THIS THE 3RD. DAY OF JANUARY, 2002.

RODNEY E. DAVIS

Rodney E. Davis, OWNER

STATE OF ALABAMA )  
SHELBY COUNTY )

I, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN SAID STATE, HEREBY CERTIFY THAT RODNEY E. DAVIS, GRANTOR, 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.

GIVEN UNDER MY HAND AND OFFICIAL SEAL THIS 3RD DAY OF JANUARY, 2002

Normandie Russo Shirley  
NOTARY PUBLIC

MY COMMISSION EXPIRES: 02-03-03

The above recited consideration was paid from a Mortgage loan closed simultaneously herewith.

EXHIBIT A 02/04/2002-05845  
12:53 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 CH 15.00

Inst # 2002-05845

FROM :

PHONE NO. : 6788455

Aug. 23 2002 01:22PM P3

EXHIBIT "B"  
ORD. 198

City Clerk  
City 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 City 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 City of Chelsea to annex said property into the corporate limits of the municipality.

Done the 23 day of Aug, 2002.

Linda Davis  
Witness

A & T Home Aldis, Inc.  
Owner James W. Haman  
P.O. Box 219 Mulga, AL 35118  
Mailing Address  
100 Emerald Parc Dr.  
Property Address (if different)  
369-1326  
Telephone Number

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
Property Address

\_\_\_\_\_  
Telephone number

(All owners listed on the deed must sign)



