

ORDINANCE NUMBER 92:1

COUNCIL MEMBER JOHNNIE HOLSOMBACK INTRODUCED THE FOLLOWING ORDINANCE.

COUNCIL MEMBER GRADY PARKER SECONDED THE ORDINANCE.

AN ORDINANCE ASSENTING TO A CERTAIN PETITION FOR ANNEXATION

Whereas, all of the owners of property located and contained within an area contiguous to the corporate limits of Montevallo, and not within the corporate limits or police jurisdiction of any other municipality, have signed and filed a written petition with the City Clerk requesting that such property or territory be annexed to Montevallo, and

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of the said territory showing its relationship to the corporate limits of Montevallo,

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

1. That the City Council of the City of Montevallo, as and for its governing body, hereby assents to the annexation of that certain land described in the attached petition for annexation of Carolyn A Massie, as provided in §11-42-21 of the 1975 Alabama Code and other applicable law.


2. That the City Clerk is directed to file a copy of this ordinance, including a description of the property or territory annexed, in the office of the Judge of Probate of Shelby County, and to advertise this ordinance as provided by law.

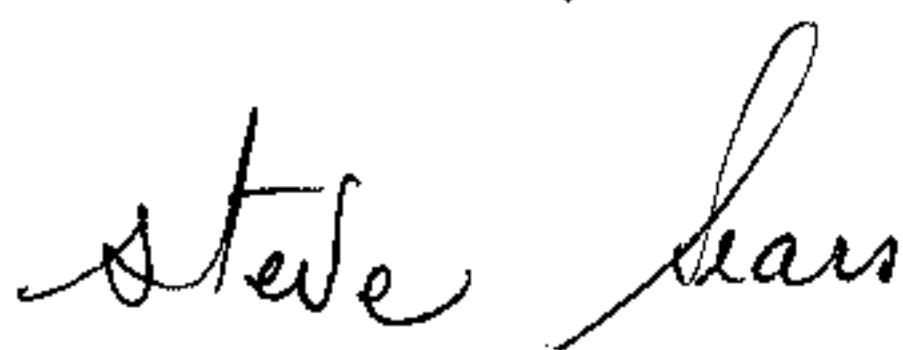
This ordinance shall become effective upon its passage and advertisement as provided by law.

Approved and adopted this 25 July 1992.


Mayor Ralph W. Sears

Attest:


Steven D Gibbs, Clerk



Inst # 1992-19553

09/09/1992-19553
04:37 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 MCD 16.50

I certify that the attached Ordinance 92:I, adopted by the Montevallo City Council on 27 July 1992, was, pursuant to §11-45-8(b) of the 1975 Alabama Code, posted in conspicuous places within the community:

- 1) the mayor's office, City Hall, 545 Main Street, Montevallo
- 2) the city shop, 445 Selma Road, Montevallo
- 3) the Park and Recreation Building, Orr Park, 201 Vine Street, Montevallo
- 4) the Parnell Memorial Library, 160 Valley Street, Montevallo

beginning 28 July 1992 and continuing for more than four weeks thereafter.

According to §11-45-8(b), Ordinance 92:I therefore became effective August 2, 1992.



Steven D Gibbs
City Clerk

July 13, 1992

TO: City Council of Montevallo, AL 35115

FROM: Carolyn A. Massie
717 Middle Street
Montevallo, AL 35115

REF: Annexation of Land Parcel into Montevallo City Limits

Dear Council Members,

Please consider a parcel of land as described by the attached survey (Parcel one only) for annexation into the city limits of the City of Montevallo, Alabama.

I am seized in fee simple of the same as recorded in Book 187 page 672 at the Shelby County Courthouse and have a good right you make this request.

Sincerely Yours,



Carolyn A. Massie

**APPENDIX A TO ORDINANCE 92:1
ANNEXING PROPERTY OF CAROLYN A MASSIE**

A parcel of land located in the NW¼ of the SW¼ of §11, and the NE¼ of the SE¼ and the SE¼ of the NE¼ of §10, Twp 22S; R3W being more particularly described as follows:

Commence at the SW corner of §11; thence run N 90°E along the S line thereof 985.12 feet; thence run N 01°43'W 1621.26 feet; thence run N 57°01'15" 692.25 feet to the point of beginning; thence continue N 57°01'15"W 813.6 feet; thence run N 32°58'45"E 250.5 feet; thence run S 64°51'29"E 821.27 feet; thence run S 32°58'45"W 362.49 feet to the point of beginning. Containing ±5.72 acres.

Also an easement for ingress and egress described as follows:

Commence at the SW corner of §11; thence run N 90°E along the S line thereof 985.12 feet; thence run N 01°43'W 2129.59 feet; thence run N 64°51'29"W 406.7 feet to the point of beginning of a 50 foot wide easement lying SW of the following described line: thence continue N 64°51'29"W 821.27 feet to the southeasterly right of way of Alabama Highway 119 and the end of said easement.

All as shown as Parcel 1 in a survey performed by Karl Hager, Alabama Registered Land Surveyor 11848, on July 9, 1992.

92-101



STATE OF ALABAMA
COUNTY OF SHELBY

I, KARL HAGER, A REGISTERED LAND SURVEYOR IN THE STATE OF ALABAMA HEREBY STATE THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF ALABAMA FOR THE FOLLOWING DESCRIBED PROPERTY:

PARCEL I

A PARCEL OF LAND LOCATED IN THE NW 1/4 OF THE SW 1/4 OF SECTION 11, AND THE NE 1/4 OF THE SE 1/4 AND THE SE 1/4 OF THE NE 1/4 OF SECTION 10 TOWNSHIP 22 SOUTH, RANGE 3 WEST BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCE AT THE SW CORNER OF SAID SECTION 11; THENCE RUN N 90 DEG 00'00"E ALONG THE SOUTH LINE THEREOF FOR A DISTANCE OF 985.12'; THENCE RUN N 01 DEG 43'00"W FOR A DISTANCE OF 1821.28'; THENCE RUN N 57 DEG 01'15"W FOR A DISTANCE OF 892.25' TO THE POINT OF BEGINNING; THENCE CONTINUE N 57 DEG 01'15"W FOR A DISTANCE OF 813.80'; THENCE RUN N 32 DEG 58'45"E FOR A DISTANCE OF 250.50'; THENCE RUN S 84 DEG 51'29"E FOR A DISTANCE OF 821.27'; THENCE RUN S 32 DEG 58'45"W FOR A DISTANCE OF 382.48' TO THE POINT OF BEGINNING, CONTAINING 5.72 ACRE MORE OR LESS.

ALSO AN EASEMENT FOR INGRESS AND EGRESS OUT OF THE ABOVE DESCRIBED BEING DESCRIBED AS FOLLOWS:
COMMENCE AT THE SW CORNER OF SAID SECTION 11; THENCE RUN N 90 DEG 00'00"E ALONG THE SOUTH LINE THEREOF FOR A DISTANCE OF 985.12'; THENCE RUN N 01 DEG 43'00"W FOR A DISTANCE OF 2129.59'; THENCE RUN N 84 DEG 51'29"W FOR A DISTANCE OF 408.70' TO THE POINT OF BEGINNING OF A 50.0' WIDE EASEMENT LYING SOUTHWEST OF THE FOLLOWING DESCRIBED LINE; THENCE CONTINUE N 84 DEG 51'29"W FOR A DISTANCE OF 821.27' TO THE SOUTHEASTERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY #119 AND THE END OF SAID EASEMENT.

PARCEL II

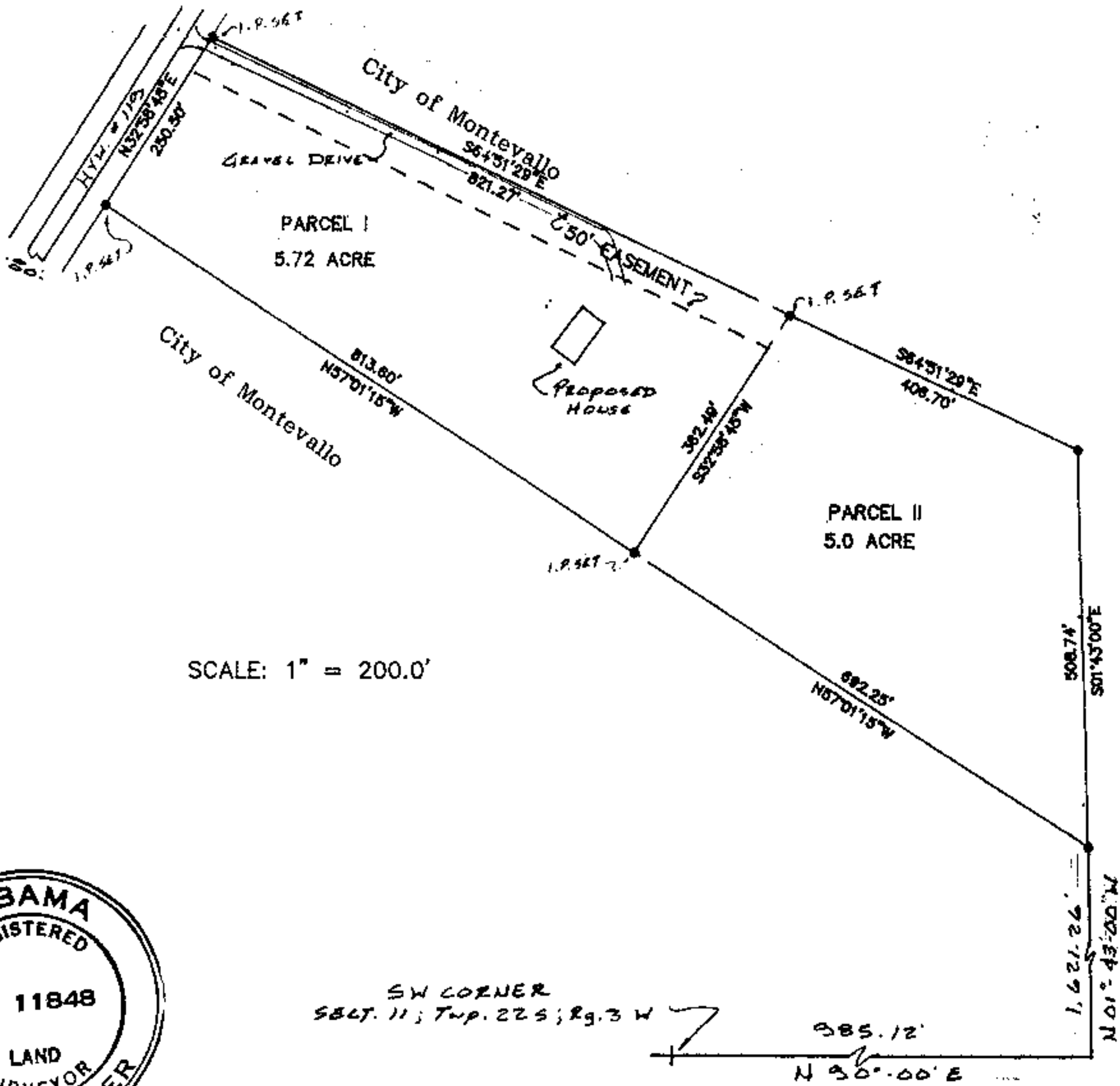
A PARCEL OF LAND LOCATED IN THE NW 1/4 OF THE SW 1/4 OF SECTION 11, TOWNSHIP 22 SOUTH, RANGE 3 WEST BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCE AT THE SW CORNER OF SAID SECTION 11; THENCE RUN N 90 DEG 00'00"E ALONG THE SOUTH LINE THEREOF FOR A DISTANCE OF 985.12'; THENCE RUN N 01 DEG 43'00"W FOR A DISTANCE OF 1821.28' TO THE POINT OF BEGINNING; THENCE CONTINUE N 01 DEG 43'00"W FOR A DISTANCE OF 508.33'; THENCE RUN N 84 DEG 51'29"W FOR A DISTANCE OF 408.70'; THENCE RUN S 32 DEG 58'45"W FOR A DISTANCE OF 382.48'; THENCE RUN S 57 DEG 01'15"E FOR A DISTANCE OF 892.25' TO THE POINT OF BEGINNING, CONTAINING 5.0 ACRE MORE OR LESS.

ALSO AN EASEMENT FOR INGRESS AND EGRESS BEING DESCRIBED AS FOLLOWS:
COMMENCE AT THE SW CORNER OF SAID SECTION 11; THENCE RUN N 90 DEG 00'00"E ALONG THE SOUTH LINE THEREOF FOR A DISTANCE OF 985.12'; THENCE RUN N 01 DEG 43'00"W FOR A DISTANCE OF 2129.59'; THENCE RUN N 84 DEG 51'29"W FOR A DISTANCE OF 408.70' TO THE POINT OF BEGINNING OF A 50.0' WIDE EASEMENT LYING SOUTHWEST OF THE FOLLOWING DESCRIBED LINE; THENCE CONTINUE N 84 DEG 51'29"W FOR A DISTANCE OF 821.27' TO THE SOUTHEASTERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY #119 AND THE END OF SAID EASEMENT.

I FURTHER STATE THAT THERE ARE NO RIGHT OF WAYS, EASEMENTS OF JOINT DRIVEWAY OVER OR ACROSS SAID LAND VISIBLE ON THE SURFACE EXCEPT AS SHOWN, THAT THERE ARE NO ELECTRIC OR TELEPHONE WIRES (EXCLUDING THOSE WHICH SERVE THE PREMISES ONLY) OR STRUCTURES OR SUPPORTS THEREOF, INCLUDING POLES, ANCHOR OR GUY WIRES ON OR OVER SAID PROPERTY EXCEPT AS SHOWN; THAT I HAVE CONSULTED THE FEDERAL FLOOD HAZARD MAP (OR THE UNITED STATES DEPARTMENT OF THE INTERIOR GEOLOGICAL SURVEY MAP) AND FOUND THAT THIS PROPERTY DOES NOT LIE WITHIN A SPECIAL FLOOD PRONE AREA; THAT THERE ARE NO ENCROACHMENTS TO SAME THAT ARE VISIBLE ON THE SURFACE EXCEPT AS SHOWN THAT THE IMPROVEMENTS ARE LOCATED AS SHOWN ABOVE.

ACCORDING TO MY SURVEY THIS THE 9TH DAY OF JULY, 1992.

Karl Hager
KARL HAGER, L.S.
REG. NO. 11848



09/09/1992-19553
04:37 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DMS MCD 16.50

Inst. # 1992-19553