

**CERTIFICATION
OF
ANNEXATION ORDINANCE**

Inst # 1995-29636

10/17/1995-29636
12:10 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE
007 MCD 23.50

Ordinance Number: 95-09-26-048

Property Owner(s): Shelby County, Alabama, Board of Education

Property: Parcel No. 09-9-31-0-000-003-001

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 a special meeting held on September 26, 1995, as same appears in minutes of record of said meeting, and published by posting copies thereof on September 27, 1995, at the public places listed below, which copies remained posted for five business days (through October 3, 1995).

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

First National Bank of Columbiana, Chelsea Branch, Highway 280, Chelsea, Alabama 35043

U.S. Post Office, Chelsea Branch, 1496 New Highway 280, Chelsea, Alabama 35043


Robert A. Wanninger, Town Clerk

Pat Prohate

TOWN OF CHELSEA, ALABAMA

ANNEXATION ORDINANCE NO. 95-09-26-048

PROPERTY OWNER(S): Shelby County, Alabama, Board of Education

PROPERTY: Part of Parcel No.09-9-31-0-000-003-001

Pursuant to the provisions of Section 11-42-21 of the Code of Alabama (1975), BE IT ORDAINED BY THE TOWN COUNCIL OF CHELSEA, ALABAMA, that Chelsea does hereby honor the request(s) for annexation filed by the owner(s) of the real property which is contiguous to the existing corporate limits of Chelsea, or which is a part of a group of properties submitted at the same time for annexation which together are contiguous to the corporate limits of Chelsea, as described in the attached Petition of Annexation, Property Description, deed(s), and map of said property. Said property is located and contained within an area contiguous to the corporate limits of Chelsea. Since said property is located in an area where the police jurisdiction of Chelsea and the police jurisdiction of Pelham overlap, the boundary of the annexation of said property, or the boundary of the annexation of the said group of properties of which said property is a part, is a line that is equidistant between the corporate limits of Chelsea and the corporate limits of Pelham or is a line that is closer to the corporate limits of Chelsea than to the corporate limits of Pelham.


This ordinance shall go into effect upon the passage and publication as required by law.


Earl Niven, Mayor


Robert Combs, Council Member

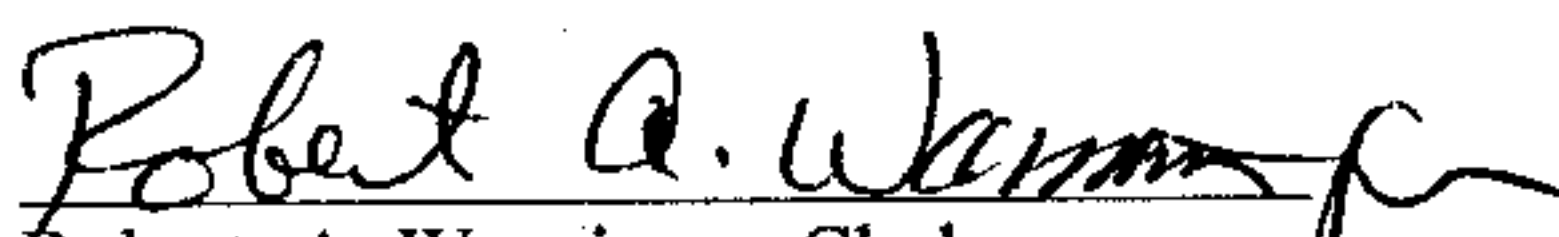

Glen Autry, Jr., Council Member


Earlene Isbell, Council Member


Carol Beavers, Council Member


John Ritchie, Council Member

Passed and approved 26 day of SEPT., 1995.


Robert A. Wanninger, Clerk

TOWN CLERK
TOWN OF CHELSEA
P. O. Box 111
CHELSEA, ALABAMA 35043

PETITION FOR ANNEXATION

The Shelby County Board of Education as owners 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 this the 8 day of September, 1995.

Witness:

Shelby County Board of Education

By: Bill Parker
Its Secretary

By: Lee Doeblen
Its President

PROPERTY OWNER(S): Shelby County, Alabama, Board of Education

PROPERTY: Part of Parcel No. 09-9-31-0-000-003-001

PROPERTY DESCRIPTION

The above-noted property, for which annexation into Chelsea is requested in this petition, is all of the property described in the attached copy of the deed (Exhibit A, pp. 2 & 3) from Real Book 291, pages 591 and 592, lying west of a curved line with a radius of approximately 4740 feet, said radius beginning at the northwest corner of Section 31, Township 19 South, Range 1 West, and ending at the southwest corner of Parcel No. 09-9-31-0-000-003-001, said curved line running in a southwesterly direction along an arc established by said radius of approximately 4740 feet.

The property for which annexation into Chelsea is requested in this petition is shown in orange as part of Parcel No. 03.01 on the attached map (Exhibit A, p. 4). This property is contiguous to the corporate limits of Chelsea. In addition, pursuant to Section 11-42-21, Code of Alabama (1975), this group of properties together 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).

1129

This document was prepared by
Harold Williams, Balch & Bingham
P. O. Box 306, Birmingham, Alabama 35201

STATE OF ALABAMA)
SHELBY COUNTY)

KNOW ALL MEN BY THESE PRESENTS THAT: For and in consideration of the sum of \$220,000.00 paid herewith by the [REDACTED] a governmental sub-division of the State of Alabama (possessing the statutory right of eminent domain to acquire lands for school purposes) (Grantee), to Kimberly-Clark Corporation, a corporation (Grantor), the receipt and sufficiency of such consideration being hereby acknowledged, Grantor (in lieu of, and in order to avoid, Grantee's acquisition of the lands hereby conveyed, through exercise of Grantee's power of eminent domain which entails delays and uncertainties), does hereby grant, bargain, sell and convey unto Grantee, subject to the reservations and encumbrances hereinafter set forth, together with every contingent remainder and right of reversion, the lands located in Shelby County, Alabama, which are described as follows:

A part of the NW 1/4 of the SE 1/4 and all that part of the SW 1/4 of the NE 1/4 lying South of County Highway No. 11 in Section 31, Township 19 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Begin at the Southwest corner of the Northwest 1/4 of the Southeast 1/4 of said Section 31 and run North along the Westerly line of same 1253.06 feet to a point on the Southeasterly right of way of Shelby County Highway No. 11; thence right 55 deg. 52 min. 20 sec. and run Northeasterly along said Right of Way 1627.02 feet to a point on the Easterly line of the Southwest 1/4 of the Northeast 1/4 of said Section 31; thence right 124 deg. 00 min. 42 sec. and run South along the Easterly line of said Southwest 1/4 of Northeast 1/4 and Northwest 1/4 of Southeast 1/4 2133.41 feet to the Southeast corner of said Northwest 1/4 of Southeast 1/4; thence right 88 deg. 44 min. 21 sec. and run Westerly along the south line of said 1/4 1/4 Section 1351.54 feet to the point of beginning; being situated in Shelby County, Alabama.

TO HAVE AND TO HOLD together with all and singular the rights, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the Grantee forever; subject, however, to all easements and rights of way of record or in use, and the lien for ad valorem taxes due on October 1, 1990.

And Grantor does covenant with the Grantee, its successors and assigns, that except as set out above, Grantor is lawfully seized in fee of the aforegranted premises; that they are free from all encumbrances; that Grantor has a good right to sell and convey the same to Grantee, its successors and assigns, and that Grantor will warrant and defend the premises to the Grantee, its successors and assigns forever, against the lawful claims and demands of all persons.

BOOK 291 PAGE 591

IN WITNESS WHEREOF, Kimberly-Clark Corporation has caused these presents to be executed by J. G. Grosklaus, President, North American Pulp and Paper Sector, and attested by Barbara H. Paul, Assistant Secretary, who are duly authorized thereto, on this the 26th day of April, 1990.

KIMBERLY-CLARK CORPORATION

ATTEST:

By Barbara H. Paul
Assistant Secretary

By J. G. Grosklaus
J. G. Grosklaus
President, North American
Pulp and Paper Sector

STATE OF GEORGIA)
COUNTY OF FULTON)

I, the undersigned authority, a Notary Public in and for said County, in said state, hereby certify that J. G. Grosklaus, whose name as President, North American Pulp and Paper Sector, Kimberly-Clark Corporation, a corporation, and Barbara H. Paul, whose name as Assistant Secretary, of Kimberly-Clark Corporation, are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance they, as such officers and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my official seal this 26th day of April, 1990.

Ernest H. Higgins
Notary Public
My Commission Expires Feb. 19, 1992

Notary Public, Fulton County, Georgia
My Commission Expires Feb. 19, 1992

NO TAX COLLECTED

1. Deed Tax	\$	-----
2. Mtg. Tax	\$	-----
3. Recording Fee	\$	5.00
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	1.00
6. Certified Fee	\$	1.00
Total	\$	10.00

90 MAY 16 PM 2:56

Ernest H. Higgins
JUDGE OF PROBATE

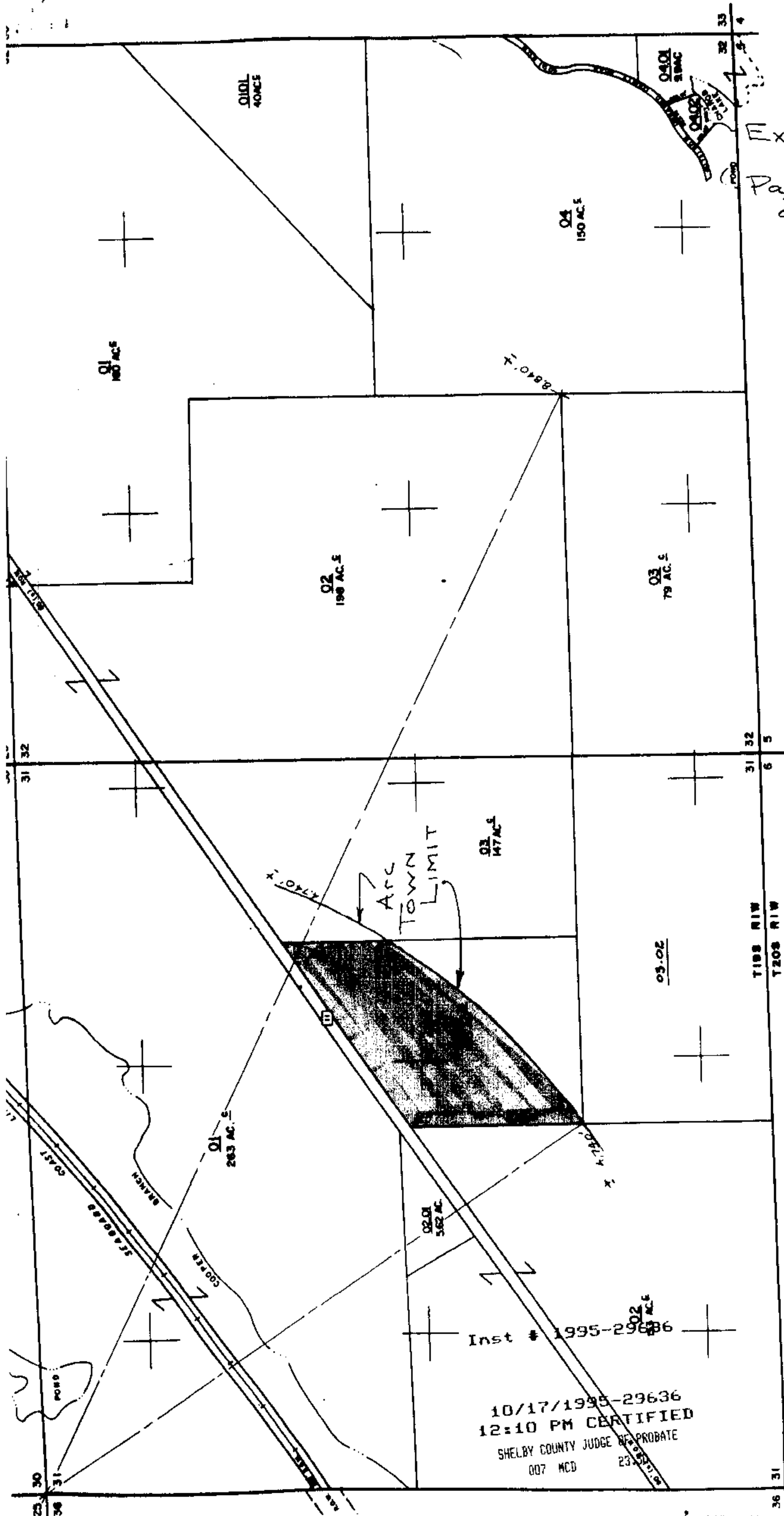


Exhibit
A
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of 4

SHELBY Co., AL, BOARD OF EDUCATION
Part of Parcel # 09-9-31-0-000-003-001

Inst # 1995-29636
10/17/1995-29636
12:10 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MCD 23,500.00

Part of Map #
58-09-1-1