

Petition for Annexation

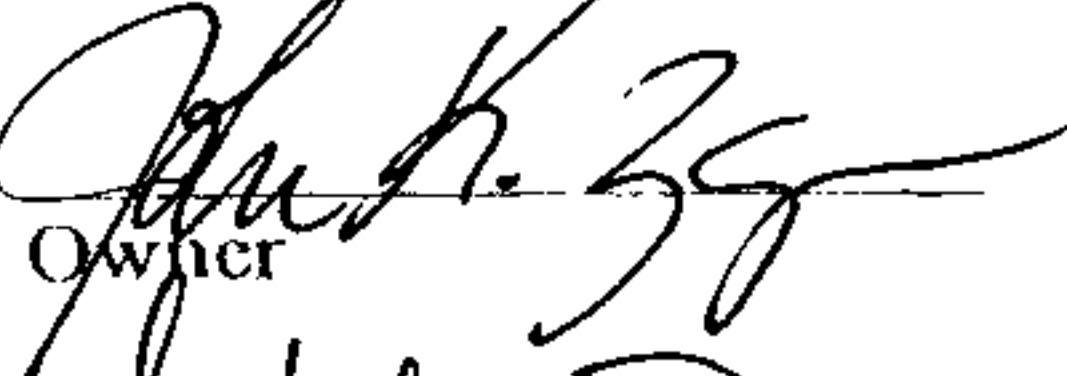
O/W

Mayor Grady R. Parker
City of Montevallo
545 Main Street
Montevallo, AL 35115
205 665-2555

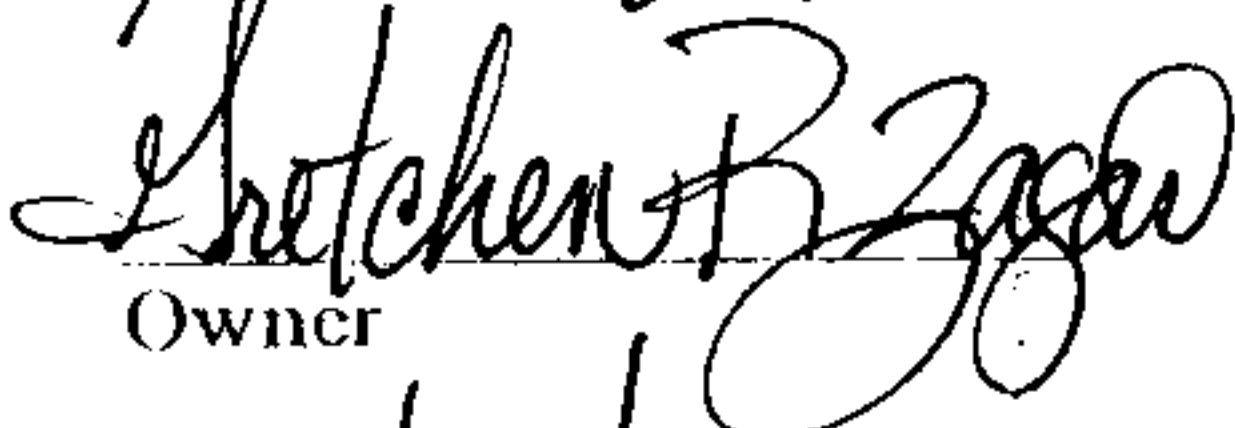
O/K

Dear Mayor Parker:

We are the property owners of a parcel of land described on the attached legal description and wish to be annexed into the City of Montevallo. Please consider this request at your earliest convenience.


Owner

John K. ZAGAR


Owner

Gretchen R. ZAGAR

5/15/01
Date

Attached is a:

____ Legal description or

____ Tax Parcel Identification number: _____ or
(found on your tax notice)

☒ Name of property owner as recorded on county records: warranty DEED

Inst # 2001-28739

07/10/2001-28739
04:13 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MB 29.00

WARRANTY DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR

This instrument was prepared by:
B. CHRISTOPHER BATTLES
3150 HIGHWAY 52 WEST
PELHAM, AL. 35124

Send tax notice to:
John K. Zagar and Gretchen R. Zagar
14 Country Hills Road
Montevallo, Alabama 35115

Inst # 2001-18476

**STATE OF ALABAMA
COUNTY OF SHELBY**

Know All Men by These Presents: That in consideration of **One hundred forty seven thousand and no/100 (\$147,000.00)** to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt where is acknowledged, I or we, **Alberto C. Zaragoza and Diane C. Zaragoza, husband and wife** (herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto **John K. Zagar and Gretchen R. Zagar** (herein referred to as grantee, whether one or more), the following described real estate, situated in **Shelby County, Alabama**, to-wit:

Lot 4, according to the Survey of Country Hills Subdivision, Phase One, as recorded in Map Book 11, Page 41, in the Probate Office of Shelby County, Alabama.

Mineral and mining rights excepted.

Subject to existing easements, restrictions, set-back lines, rights of way, limitations, if any of record.

\$142,709.00 of the purchase price recited above was paid from mortgage loan closed simultaneously herewith.

To Have and to Hold to the said grantee, as joint tenants, with right of survivorship, their heirs and assigns forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and, if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And I (we) do, for myself (ourselves) and for my (our) heirs, executors and administrators, covenant with said grantee, his, her or their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise stated above; that I (we) have a good right to sell and convey the same as aforesaid; that I (we) will, and my (our) heirs, executors and administrators shall warrant and defend the same to the said grantee, his, her or their heirs and assigns forever, against the lawful claims of all persons.

In Witness Whereof, I (we) have hereunto set my (our) hand(s) and seal(s) this 30th day of April, 2001.

Witness

 (Seal)
Alberto C. Zaragoza

Witness

 (Seal)
Diane C. Zaragoza

**STATE OF ALABAMA
COUNTY OF SHELBY**

I, **B. CHRISTOPHER BATTLES**, a Notary Public in and for said County, in said State, hereby certify that **Alberto C. Zaragoza and Diane C. Zaragoza, husband and wife**, whose name(s) 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 this conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 30th day of April, 2001.



Notary Public
My Commission Expires: 02-25-05

05/09/2001-18476
09:53 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CJL 15.50

**ORD 01W: APPENDIX A TO THE ANNEXATION PETITION OF JOHN K ZAGAR AND
GRETCHEN R ZAGAR**

14 Country Hills Road, Montevallo, AL 35115 including the following:

Lot 4 of Country Hills Subdivision, Phase 1, as set out in a map recorded at map book 11, page 41 of the Shelby County Alabama Probate Records, more particularly described in instruments recorded at real book 289, page 624; real book 366, page 815, and in a deed recorded on 31 January 1994 at instrument #94:3826, all in the Shelby County Alabama Probate Records, containing \pm .62 acres, and assigned property tax parcel ID 27.2.03.0.001.001.005.

RESOLUTION 01W_{IC}

RESOLUTION 01W_{IC} TO SUSPEND THE AGENDA:

At the regularly scheduled city council meeting of 28 May 2001, council member GOLDSMITH introduced and council member LIGHTFOOT seconded Ordinance 01W, consenting to the annexation of certain property in Country Hills Subdivision N of Moore's Crossroads, and council member LIGHTFOOT, seconded by council member ANDERSON, asked for the unanimous consent of those present that the agenda be suspended so as to give said ordinance immediate consideration.

Whereupon, Mayor Parker called for a vote taken by yeas and nays on the request for immediate consideration, and the result of such vote was:

Yeas: Council members Anderson, Brown, Goldsmith and Lightfoot.

Nays: None

Whereupon Mayor Parker directed that the names of the members voting be entered on the minutes of the meeting in compliance with §11-45-2 of the *1975 Alabama Code*, and the council proceeded to give immediate consideration to Ordinance 01W.

Approved and adopted this 28 May 2001.



Grady R Parker, Mayor

Attest:



Steven D Gibbs, Clerk

ORDINANCE NUMBER 01W

COUNCIL MEMBER GOLDSMITH INTRODUCED THE FOLLOWING ORDINANCE.

COUNCIL MEMBER LIGHTFOOT 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 of any other municipality, but within the overlapping police jurisdictions of Montevallo and Alabaster, but closer to Montevallo than a point which is equidistant from the respective corporate limits of each of such incorporated municipalities, as provided in §11-42-21 of the *1975 Alabama Code*, have signed and filed written petitions with the City Clerk requesting that such property or territory be annexed to Montevallo, and

WHEREAS, said petitions contain 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,

B E 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 petitions for annexation of: John K Zagar and wife Gretchen R Zagar, as provided in §11-42-21 of the *1975 Alabama Code* and other applicable law.

② That the annexed territory be zoned AO (Agricultural) until it is rezoned by recommendation of the Montevallo Planning Commission.

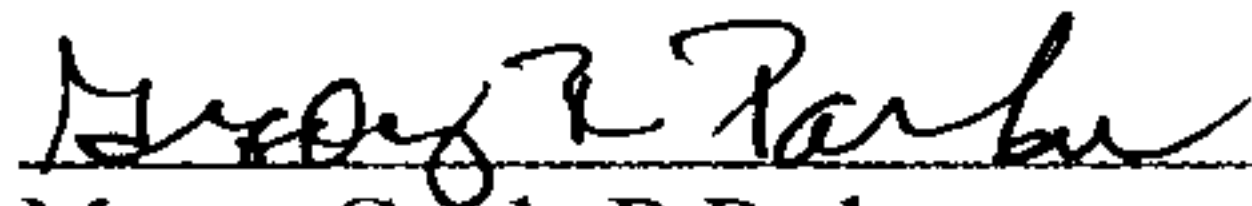
③ That the annexed territory be made a part of Council District One until such time as Council Districts are redrawn pursuant to the US Census.

④ 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 28 May 2001.



Mayor Grady R Parker

Attest:



Steven D Gibbs, Clerk

I certify that the attached Ordinance **01W**, consenting to the annexation of certain territory, adopted by the Montevallo City Council on 28 May 2001, 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, 420 Vine Street, Montevallo
- ④ the Parnell Memorial Library, 820 Valley Street, Montevallo

beginning 30 May 2001 and continuing for more than four weeks thereafter.

According to §11-45-8(b), Ordinance **01W** therefore became effective 04 June 2001.



Steven D Gibbs, City Clerk

DATE OF PREVIOUS MAP: 1997
 DATE OF THIS MAP: 2001
 DATE OF DATA: 2001-04-04
 DATE OF REVIEW: 2001-04-04
 DATE OF REVIEW: 2001-04-04



COUNTY LOCAL

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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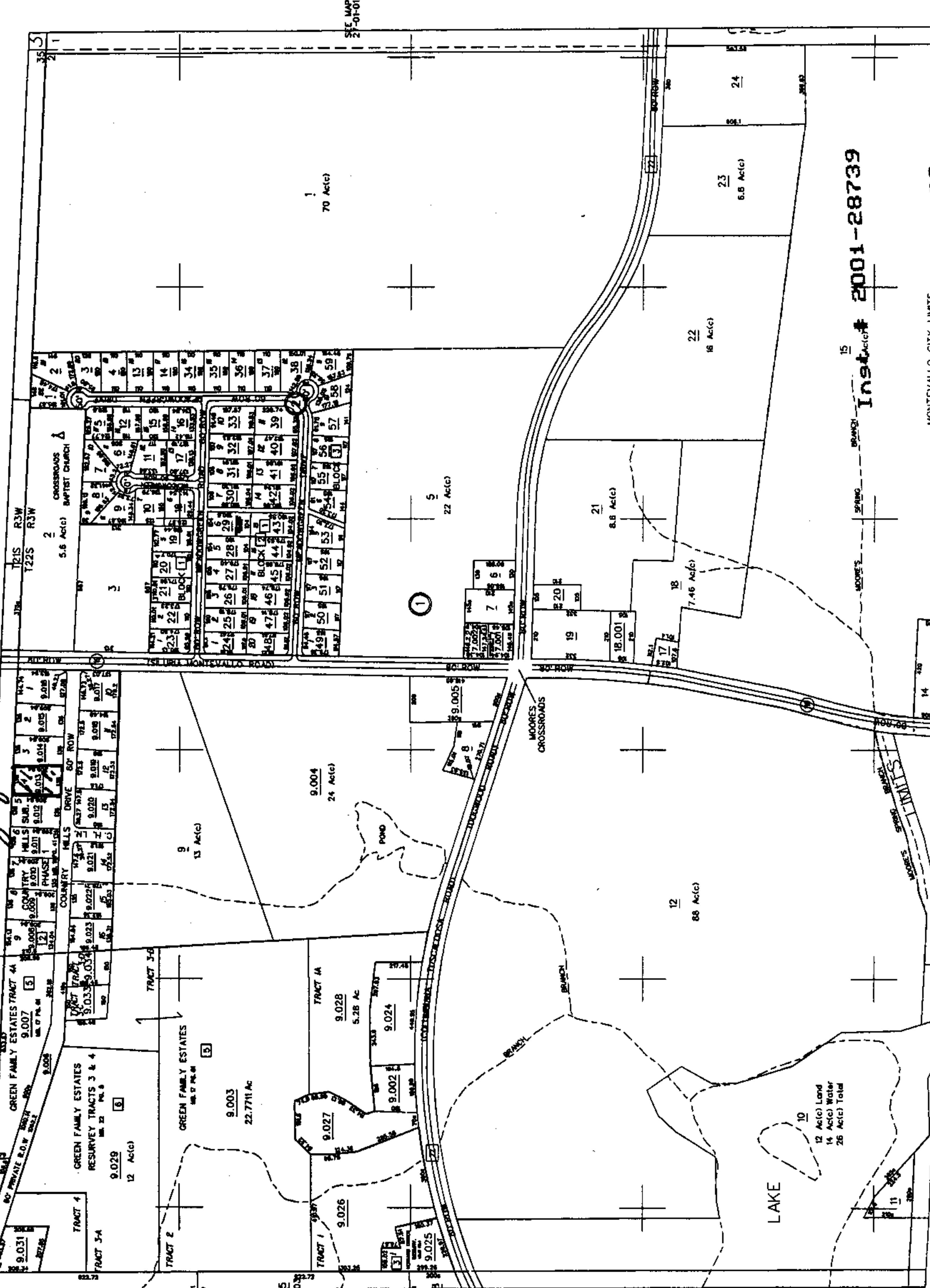
SUB-SHEET IN

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- LEGEND**
- STATE LINE
 - COUNTY LINE
 - CITY LIMIT LINE
 - TOWNSHIP LINE
 - SECTION LINE
 - PROPERTY LINE
 - ROAD R/W
 - ROAD TRAVEL
 - PRIVATE ROAD
 - RAILROAD R/W
 - WATER
 - LAND-ROCK
 - ORIGINAL SUB
 - LOT LINE
 - MAJOR TRANSMISSION
 - CONFLICT
 - CITY LIMIT CODE
 - CHURCHES, SCHOOLS, ETC. AREAS

Jagan

SEE MAP 23-07-35



Inst. # 2001-28739
07/10/2001-28739
04:13 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
007 MB
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