


Town of Westover
P.O. Box 356
Westover, Alabama 35185


20050810000411040 1/8 \$32.00
Shelby Cnty Judge of Probate, AL
08/10/2005 03:30:06PM FILED/CERT

**Certification
Of
Annexation Ordinance**

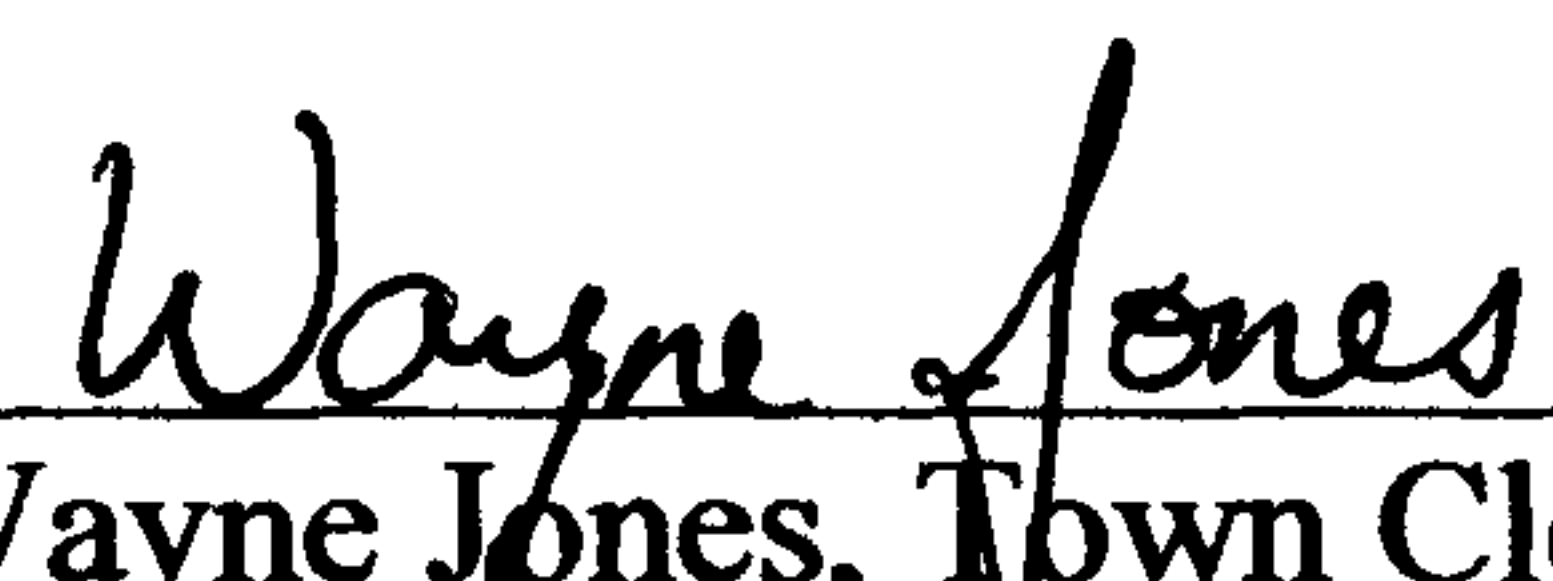
Ordinance Number: 2005-04-05-054

Property Owner(s): Benjamin Alan Widener

Property: 08-5-15-0-000-006.008

I, Wayne Jones, town clerk of the Town of Westover, Alabama
Hereby certify the attached to be a true and correct copy of an
Ordinance adopted by the Town Council of Westover, at the regular
meeting held on 05 April, 2005, as same appears in the minutes
of record of said meeting, and published by posting copies thereof on
02 May, 2005 at the places listed below, which copies remained posted for
five (5) business days through 10 May, 2005.

Westover Volunteer Fire Department Sta.1, Westover Road, Westover, Alabama 35147
Westover Water Authority, US Highway 280, Westover, Alabama 35147
Westover Leisure Wear, 4769 Old Highway 280, Westover, Alabama 35147



Wayne Jones, Town Clerk

Town of Westover

Annexation Ordinance No. 2005-04-05-054

Property owner(s): Benjamin Alan Widener

Property: 08-5-15-0-000-006.008

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 Westover has been filed with the Westover town clerk; and

Whereas, said petition has been signed by the owner(s) of said property; and

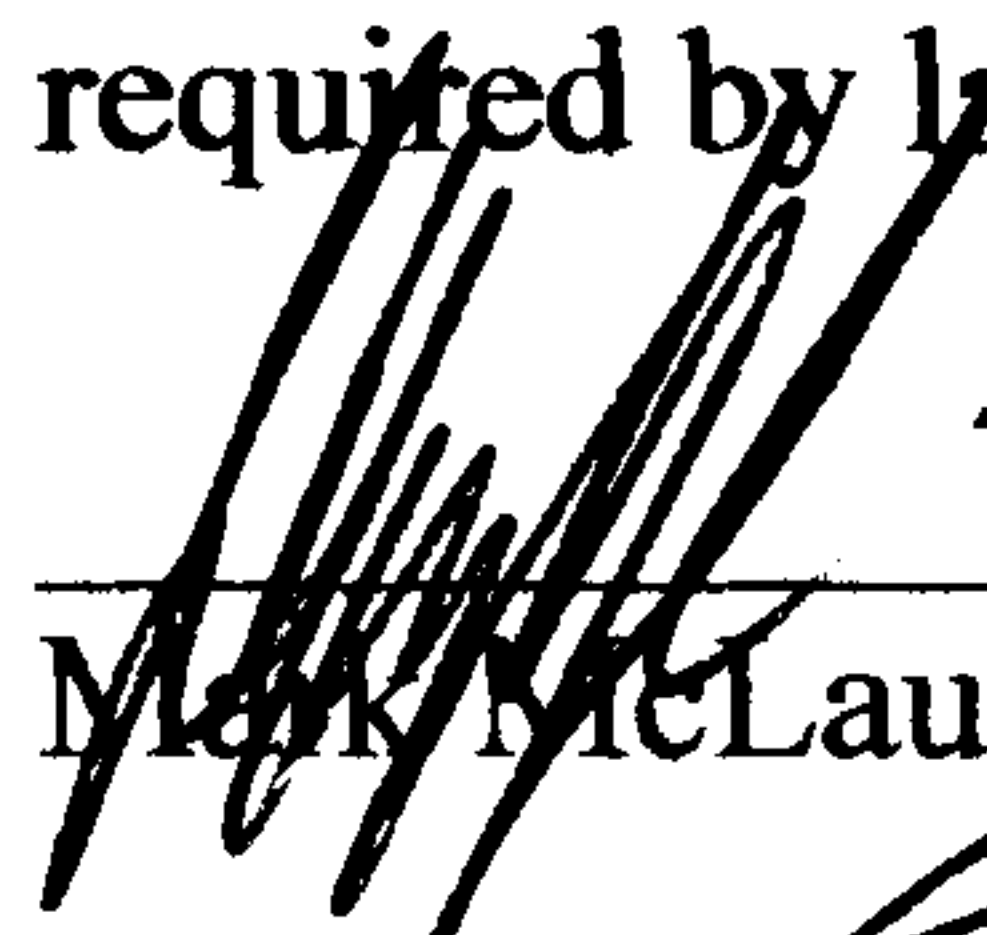
Whereas, said petition contains (as Petition Exhibit A) an accurate description of said property together with a map of said property (Exhibit B) showing the relationship of said property to the corporate limits of Westover; and

Whereas, said property is contiguous to the corporate limits of Westover, or is a part of a group of properties submitted at the same time for annexation together is contiguous to the corporate limits of Westover;

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

Therefore, be it ordained that the town council of the Town of Westover assents to the said annexation; and

Be it further ordained that the corporate limits of Westover 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 Westover upon the date of publication of this ordinance as required by law.


Mark McLaughlin, Mayor


Larry Riggins, Councilmember


Ed Bahr, Councilmember



Jeanne Champion Fisch, Councilmember


Annette Tyler, Councilmember


Susan Wooten, Councilmember


Wayne Jones, Town Clerk

Passed and approved 5th day of April 2005


20050810000411040 2/8 \$32.00
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PETITION FOR ANNEXATION TOWN OF WESTOVER, AL.

The undersigned owner(s) of the property described below, which is described in the attached "Exhibit A" and is contiguous to the corporate limits of Westover, Alabama do hereby petition the town of Westover to annex said property into the corporate limits of the municipality.

Name: Benjamin Alan Widener _____

Property Address: Hwy 55 Sterrett (home 8505 Cross Creek Way
City/State/Zip Code: Bessemer, Al 35023 _____

Telephone Number: _____205-436-4621_____

Parcel ID Number: _____08 5 15 0 000 006. 008_____

(As listed on property tax notice)

Number of registered voters residing at this Parcel _____

SIGNATURE OF PROPERTY OWNER(S)

(All owners listed on the deed must sign)

Benjamin Alan Widener

PLEASE RETURN COMPLETED PETITION IMMEDIATELY TO THE PERSON
PROVIDING THE PETITION, OR MAIL TO:
WESTOVER ANNEXATION COMMITTEE • P.O. BOX 356 • WESTOVER, AL
35185 Phone 205-678-3375

Petition exhibit A

Property owners(s): Benjamin Alan Widener


Property: 08-5-15-0-000-006.008

Property Description

The above-noted property, for which annexation into Westover is requested in this petition, is described in the attached copy of the deed (Petition Exhibit A) which was recorded with the Shelby County Judge of Probate as Instrument Number.

Further said property for which annexation into Westover is requested in this petition, is shown in the indicated shaded area on the attached map in Petition Exhibit B. Said map also shows the contiguous relationship of said property to the corporate limits of Westover.

The said property, for which annexation into Westover is requested in this petition, does not lie within the corporate limits of any other municipality.


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Shelby Cnty Judge of Probate, AL
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This instrument was prepared by

Neil C. Clay
3821 Lorna Road, Suite 116
Birmingham, Alabama 35244

Inst # 1995-32609

WARRANTY DEED

11/13/1995-32609
10:32 AM CERTIFIED

STATE OF ALABAMA
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,
DOE SAA

That in consideration of ONE HUNDRED THOUSAND & NO/100---- (\$100,000.00) DOLLARS to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, we C. D. Howard and Jerry Lucas, married and single individual (herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto Arnold G. Mooney and wife, Kelly Mooney and Courtney Mason and wife, Carolyn Mason (herein referred to as grantee, whether one or more), the following described real estate, situated in Shelby County, Alabama, to-wit:

See Attached Exhibit A for Legal Description

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

\$100,000.00 of the above-recited purchase price was paid from a mortgage loan closed simultaneously herewith.

This property is not homestead property as defined by the Code of Alabama.

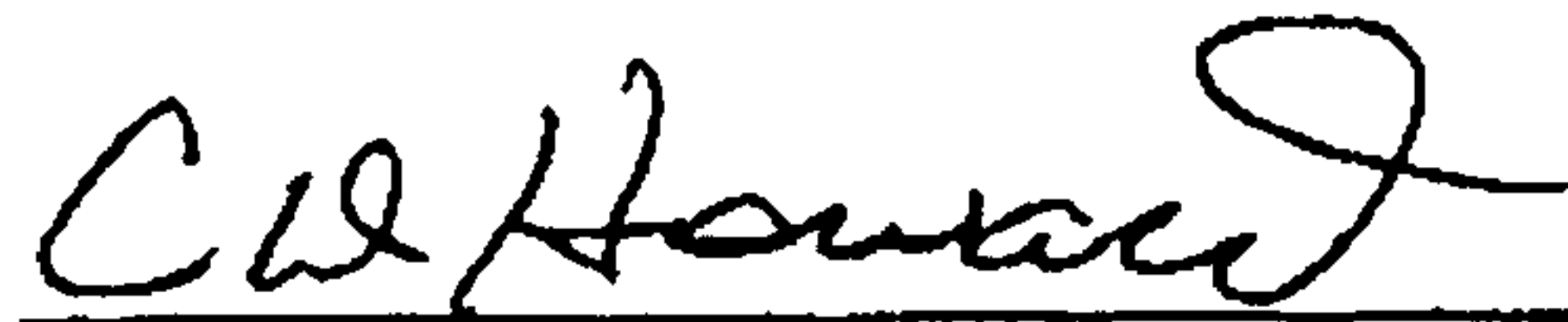
The following restrictive covenants shall attached to and run with the land:
1) No mobile homes or trailers; 2) Any residential homes shall have a minimum of 1,500 square feet excluding the basement; 3) The property shall not be used for any commercial purpose.

GRANTEES' ADDRESS: 4272 Ashington Drive, Birmingham, Alabama 35242.
Grantees shall acquire title as tenants-in-common with 1/2 interest in Arnold G. Mooney and Kelly Mooney and 1/2 interest in Courtney Mason and Carolyn Mason.

TO HAVE AND TO HOLD to the said grantee, his, her, or their heirs and assigns forever.

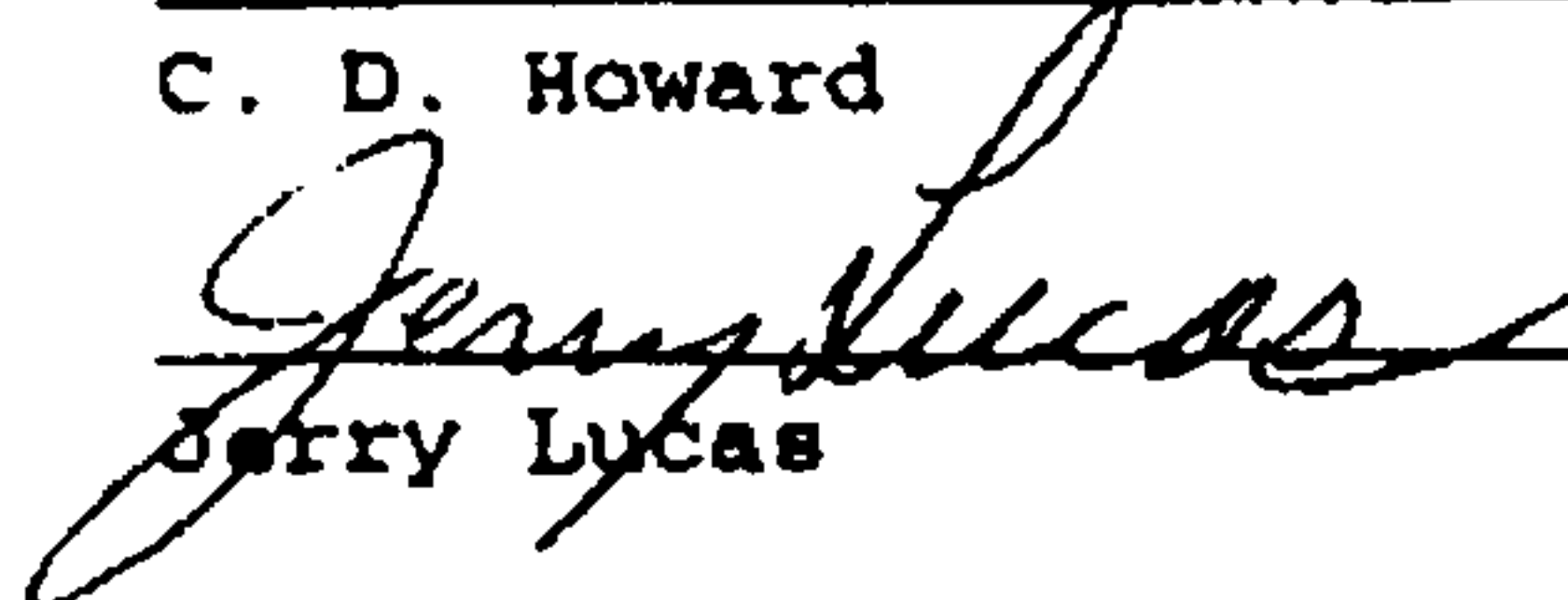
And I (we) do, for myself (ourselves) and for my (our) heirs, executors and administrators, covenant with said grantee, his, her or their heirs and assigns, that I am (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise stated above; that 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, we have hereunto set our hands and seals, this 9th day of November, 1995.



C. D. Howard

(SEAL)



Jerry Lucas

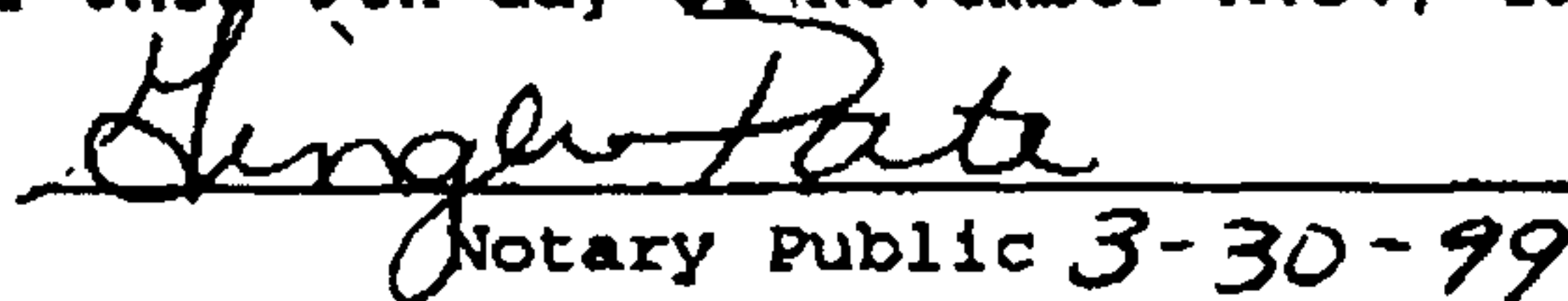
(SEAL)

STATE OF ALABAMA
SHELBY COUNTY COUNTY

General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that C. D. Howard and Jerry Lucas, married and single individual whose names 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 executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 9th day of November A.D., 1995.


Notary Public 3-30-99



20050810000411040 5/8 \$32.00
Shelby Cnty Judge of Probate, AL
08/10/2005 03:30:06PM FILED/CERT

Exhibit A

Parcel I

Commence at the SE corner of the NE 1/4 of the SW 1/4 of Section 15, Township 19 South, Range 1 East, Shelby County, Alabama, and run North 02 deg. 47 min. 55 sec. West for 210.00 feet to point of beginning; thence continue North 02 deg. 47 min. 54 sec. West for 1058.70 feet to a point of intersection with the Southeasterly right of way line of Shelby County Highway No. 55; thence South 54 deg. 55 min. 35 sec. West along said road right of way for 563.78 feet to a point of curve to the left, said curve having a central angle of 22 deg. 53 min. 35 sec. and a radius of 1597.18 feet; thence South 42 deg. 52 min. 07 sec. West along arc of said curve for 638.16 feet; thence South 74 deg. 06 min. 31 sec. East for 981.89 feet to the point of beginning; being situated in Shelby County, Alabama.

Parcel II

Begin at the Southeast corner of the NE 1/4 of the SW 1/4 of Section 15, Township 19 South, Range 1 East, Shelby County, Alabama, and run North 02 deg. 47 min. 55 sec. West for 210.00 feet; thence North 74 deg. 06 min. 31 sec. West for 981.89 feet to a point of intersection with the Southeasterly right of way line of Shelby County Highway No. 55, said point of intersection being in a curve to the left and having a central angle of 3 deg. 56 min. 46 sec. and a radius of 1597.18 feet; thence South 29 deg. 26 min. 56 sec. West along arc of said curve for 110.00 feet to the point of tangent; thence South 27 deg. 37 min. 05 sec. West along said road right of way line for 369.12 feet; thence South 69 deg. 08 min. 19 sec. East for 369.60 feet; thence South 78 deg. 36 min. 43 sec. East for 853.68 feet to a point of intersection with the East line of the SE 1/4 of the SW 1/4 of said Section 15; thence North 00 deg. 08 min. 37 sec. West for 243.44 feet to the point of beginning; being situated in Shelby County, Alabama.

CSH
JF

Inst # 1995-32609



20050810000411040 6/8 \$32.00
Shelby Cnty Judge of Probate, AL
08/10/2005 03:30:06PM FILED/CERT

11/13/1995-32609
10:32 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 SMA 14.00

This form furnished by: **Cahaba Title, Inc.**

Eastern Office
(205) 833-1571
FAX 833-1577

Riverchase Office
(205) 988-5600
FAX 988-5905

This instrument was prepared by:

(Name) Courtney Mason & Associates, P.C.
(Address) 1904 Indian Lake Drive, Suite 100
Birmingham, Alabama 35244

Send Tax Notice to:

(Name) Benjamin Alan Widener
(Address) 5055 DREW DR.
MULGA, AL. 35110

WARRANTY DEED

STATE OF ALABAMA
Shelby

COUNTY }

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of Seventy Three Thousand Eight Hundred and no/100ths-----\$73,800.00 DOLLARS
to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt of which is hereby acknowledged, I or we,
Arnold C. Mooney and wife, Kelly Mooney and Courtney Mason and wife, Carolyn Mason
(herein referred to as grantor, whether one or more), do grant, bargain, sell and convey unto
Benjamin Alan Widener
(herein referred to as grantee, whether one or more), the following described real estate, situated in

Shelby County, Alabama, to-wit:

Parcel I, according to the survey of Mason & Mooney Subdivision, as recorded
in Map Book 21 page 82 in the Probate Office of Shelby County, Alabama; being
situated in Shelby County, Alabama.

Subject to existing easements, current taxes, restrictions, set-back lines
and right of way, if any, of record.

\$55,000.00 of the above-recited purchase price was paid from a mortgage loan
closed simultaneously herewith.

The following restrictive covenants shall attach to and run with the land:
1) No mobile homes or trailers; 2) Any residential homes shall have a
minimum of 1,500 square feet excluding the basement; 3) The property shall
not be used for any commercial purpose.

Inst # 1996-26361

08/14/1996-26361
11:19 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 NCB 29.50

TO HAVE AND TO HOLD, To the said GRANTEE, his, her or their heirs, or its successors and assigns forever.

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, or its successors 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 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, or its successors
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 13th
day of August, 19 96.
Arnold C. Mooney (Seal) Courtney Mason (Seal)
Kelly Mooney (Seal) Carolyn Mason (Seal)
Kelly Mooney (Seal)

STATE OF ALABAMA
Shelby County }

General Acknowledgment

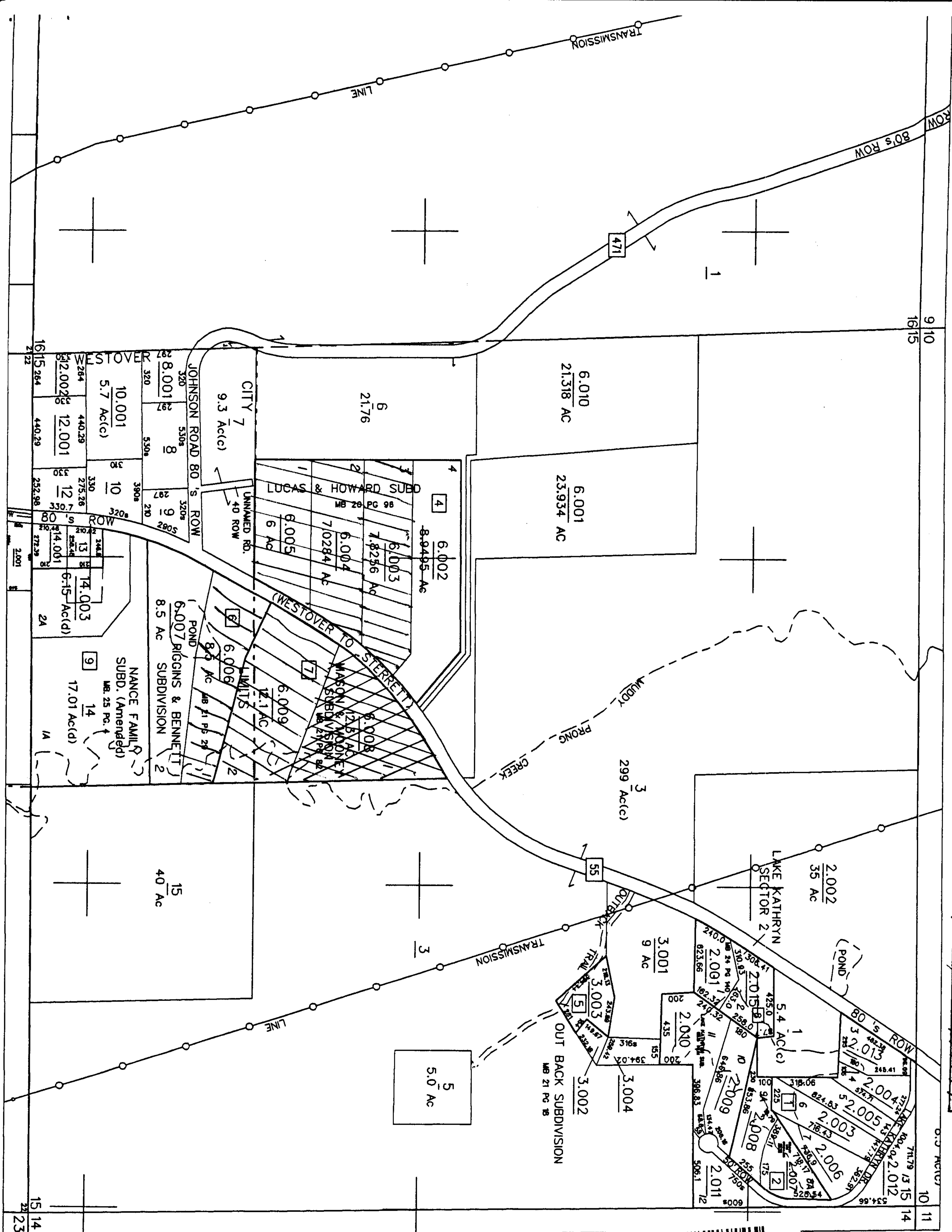

I, the undersigned a Notary Public in and for said County, in said State, hereby
certify that Arnold C. Mooney and wife, Kelly Mooney and
Courtney Mason and wife, Carolyn Mason, whose name(s) are signed to the
foregoing conveyance, and who are known to me, acknowledged before me on this day that, being informed of the contents of the
conveyance, they have executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 13th day of August, 19 96.

3-26-98
My Commission Expires:

Dawn Rose
Notary Public

20050810000411040 7/8 \$32.00
Shelby Cnty Judge of Probate, AL
08/10/2005 03:30:06PM FILED/CERT



20050810000411040 8/8 \$32.00
Shelby Cnty Judge of Probate, AL
08/10/2005 03:30:06PM FILED/CERT