

ORDINANCE NO. 05-2071

An ordinance to alter, rearrange and extend the corporate limits of the City of Hoover, Alabama, so as to embrace and include within the corporate limits of said City all territory now within such corporate limits and also certain other territory contiguous to said City.

WHEREAS, a petition signed by Charles G. and Nina Kessler, Multi-Vest, Inc., requesting that certain territory described therein be annexed to the City of Hoover, and

WHEREAS, there is attached to the said petition a map of said territory, showing its relationship to the corporate limits of the City; and

WHEREAS, this Council has determined and found that the matters set forth and alleged in the said petition is true and that it is in the public interest that said property be annexed into the City of Hoover

NOW, THEREFORE, be it ordained by the Council of the City of Hoover as follows:

SECTION 1: That said Council hereby assents to the annexation of said territory to the City of Hoover, Alabama, and the corporate limits of the City of Hoover are hereby extended and rearranged pursuant to the provisions of Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits, within the corporate area of said City, which said territory is not within the corporate limits or municipal boundaries of another municipality and does not lie at any point more than one-half the distance between the present corporate limits and the corporate limits of any other municipality. Said property is described in **Exhibit "A"** attached hereto and made a part hereof.

SECTION 2: The City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed territory with the Probate Judge Shelby, Al. and also cause a copy of this ordinance to be published in a newspaper of general circulation in the City of Hoover.

ADOPTED this 15th day of August 2005.

President of the Council

APPROVED BY:

Mayor

ATTESTED BY:

City Clerk



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Shelby Cnty Judge of Probate, AL
11/08/2005 08:06:45AM FILED/CERT

EXHIBIT "A"

SOUTHLAKE PROPERTIES to NINA J. KESSLER

A parcel of land in the NW ¼ Section 20, Township 19 South, Range 2 West, being more particularly described as follows:

Commence at the Southeast corner of the NW ¼ of the NW ¼ of Section 20, Township 19 South, Range 2 West, Shelby County, Alabama; and run North 01 deg. 13 min. 49 sec. West along the east line of said ¼ - ¼ section for 297.14 feet to the point of beginning of the tract of land herein described; thence run North 89 deg. 27 min. 19 sec. West for 937.47 feet to a point on the east right of way line of Interstate Highway No. 65; thence run South 09 deg. 32 min. 41 sec. East along said right of way line for 35.00 feet; thence run South 02 deg. 58 min. 00 sec. East along said right of way line for 87.68 feet to the centerline of the Cahaba River; thence run South 29 deg. 49 min. 41 sec. East along the centerline of said river for 236.56 feet; thence run South 39 deg. 58 min. 18 sec. East along the centerline of said river for 59.87 feet; thence run South 28 deg. 58 min. 39 sec. East along the centerline of said river for 273.83 feet; thence run South 42 deg. 51 min. 18 sec. east along the centerline of said river for 50.28 feet; thence run South 34 deg. 27 min. 01 sec. east along the centerline of said river for 606.22 feet; thence run south 33 deg. 07 min. 00 sec. East along the centerline of said river for 99.18 feet; thence run South 85 deg. 47 min. 49 sec. East along the centerline of said river for 114.43 feet; thence run North 74 deg. 00 min. 49 sec. East along the centerline of said river for 190.97 feet; thence run North 59 deg. 16 min. 20 sec. East along the centerline of said river for 86.48 feet; thence run North 37 deg. 55 min. 03 sec. East along the centerline of said river for 92.17 feet; thence run North 23 deg. 16 min. 43 sec. East along the centerline of said river for 97.04 feet; thence run North 12 deg. 59 min. 35 sec. East along the centerline of said river for 96.25 feet; thence run North 20 deg. 29 min. 37 sec. East along the centerline of said river for 195.32 feet; thence run North 39 deg. 46 min. 47 sec. East along the centerline of said river for 299.63 feet; thence run North 47 deg. 51 min. 27 sec. East along the centerline of said river for 103.45 feet; thence run North 22 deg. 09 min. 01 sec. East along the centerline of said river for 175.08 feet; thence run North 19 deg. 08 min. 16 sec. West along the centerline of said river for 242.45 feet to a point on the North line of the NE ¼ of the NW ¼ of said Section 20; thence run North 89 deg. 27 min. 19 sec. West along the North line of said ¼ - 1/4 section 605.05 feet to the point of beginning; being situated in Shelby County, Alabama.



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Being a part of the Northwest Quarter of Section 20 Township 19s., Range 2 West more particularly described as follows: Commencing at the Northwest Corner of the Northwest Quarter of Said Section 20 Thence run along the North line of said Section line S 88°38'10" E a distance of 122.50' to a point; Thence S 16°50'03" E a distance of 125.48' to the true Point of Beginning; Continuing at the Point of Beginning Thence S 87°05'54" E a distance of 348.06' to a point; Thence S 25°19'58" E a distance of 267.45' to a point; Thence S 13°14'41" E a distance of 207.74' to a point; Thence N 61°04'03" E a distance of 211.58' to a point; Thence N 44°19'55" E a distance of 58.95' to a point; Thence N 61°04'03" E a distance of 200.00' to a point; Thence S 34°43'00" E a distance of 75.62' to a point; Thence N 58°11'49" E a distance of 150.16' to a point; Thence N 24°54'01" E a distance of 150.00' to a point; Thence N 08°54'59" E a distance of 173.89' to a point; Thence N 89°59'05" E a distance of 387.69' to a point; Thence S 11°05'02" E a distance of 194.86' to a point; Thence S 02°48'20" E a distance of 276.25' to a point; Thence S 04°22'51" E a distance of 301.12' to a point; Thence S 21°05'23" E a distance of 214.59' to a point; Thence S 17°34'17" E a distance of 314.68' to a point; Thence S 16°41'57" W a distance of 77.18' to a point; Thence N 88°46'41" W a distance of 614.64' to a point; Thence N 88°46'41" W a distance of 831.82' to a point; Thence N 35°37'01" W a distance of 159.77' to a point; Thence N 26°33'54" W a distance of 114.06' to a point; Thence N 27°55'20" E a distance of 110.01' to a point; Thence N 12°29'11" W a distance of 290.64' to a point; Thence N 17°03'42" W a distance of 620.47' to the Point of Beginning Containing 1652012.89 square feet or 37.93 acres more or less.

STATE OF ALABAMA
JEFFERSON COUNTY

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We, the undersigned, owners of property and Pursuant to Title 11-42-21, of the 1975 Code of Alabama, being contiguous property owners to the City of Hoover, and not within the corporate limits of any other municipality, respectfully request that the property of the undersigned owners as set forth on attached exhibit be annexed to the City of Hoover. The undersigned constitute all of the owners of the property described on the attached exhibit.

This property is ☒ /is not ☐ located in a Fire District. If located in a Fire District, I am aware that the annexation buyout requirement must be met before the annexation of my property can be completed by the City of Hoover.

NAME
(Signature of Owners)

ADDRESS

<u>MULTI-VEST INC</u>	<u>3505 Bent River Road</u>
<u>NINA J. Kessler</u>	<u>Birmingham, AL 35216</u>
<u>Charles G. Kessler</u>	<u>3505 Bent River Road</u>
<u>FOR: MULTI-VEST, INC.</u>	<u>Birmingham, AL 35216</u>
<u>Nina J. Kessler</u>	<u>3505 Bent River Rd.</u>
	<u>Birmingham, AL 35216</u>

Number of occupants: 0 Ages of all children 0

Phone No. (H) ²⁰⁵ 823-9510 (W) 205-985-7171

LEGAL DESCRIPTION:

See Attached

Comes the undersigned that states that the foregoing petition contains the signatures of all the owners of property on attached exhibit, which exhibit is attached hereto and made a part hereof.

Signature

Nina J. Kessler

Signature

Charles G. Kessler, Jr. President
Multi-Vest, Inc.

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SUBJECT TO:

Advalorem Taxes due October 01, 2002.

Restrictions, covenants and conditions as set out in instrument(s) recorded in Real 153 page 395 and corrected in Real 313 page 566 in the Probate Office.

Right(s) of Way(s) granted to State of Alabama by instrument(s) recorded in Deed 295 page 425; Lis Pendens 5 page 348; Inst. No. 1993-4661 in the Probate Office.


Right(s) of Way(s) granted to Shelby County by instrument(s) recorded in Deed 177 page 38 in the Probate Office.

Title to all minerals within and underlying the premises, together with all mining rights and other rights, privileges and immunities relating thereto, including rights set out in Deed 33 page 542; Deed 111 page 625; Deed 127 page 140; Deed 73 page 283; Deed 121 page 294 and Deed 40 page 432 in the Probate Office.

All existing, future or potential common law or statutory rights of access between the right of way of Interstate Highway No. 65 and subject property as conveyed and relinquished to the State or Alabama.

Rights of others to use of the Cahaba River.

Notice of Permitted Land uses as recorded in Real 160 page 492 in the Probate Office.

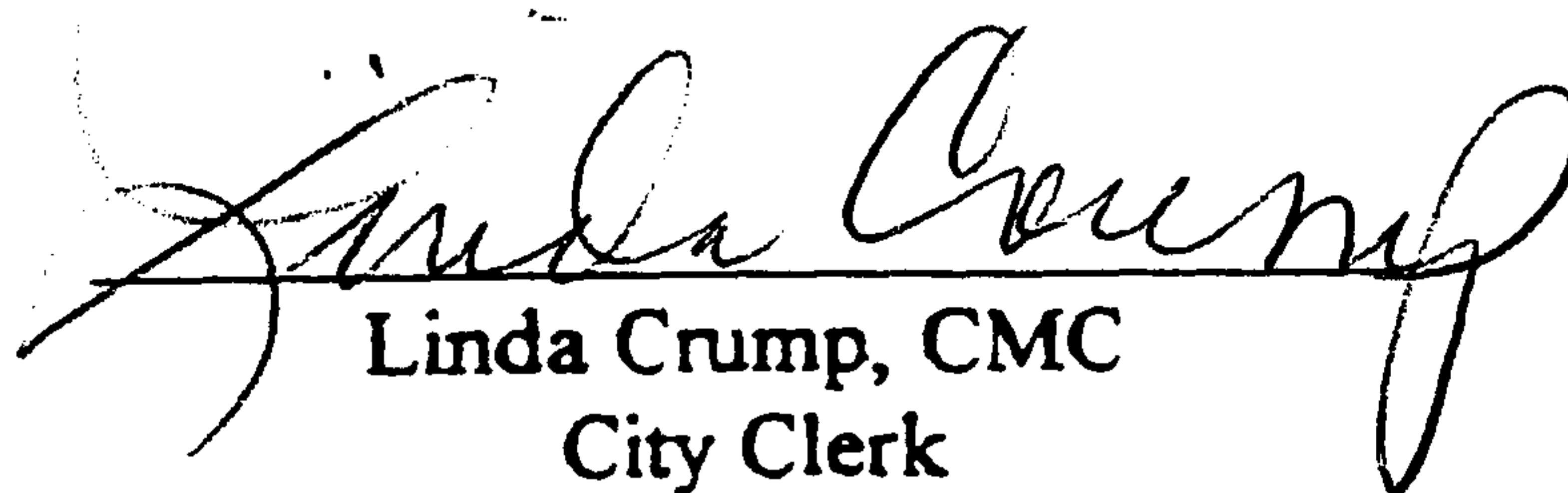

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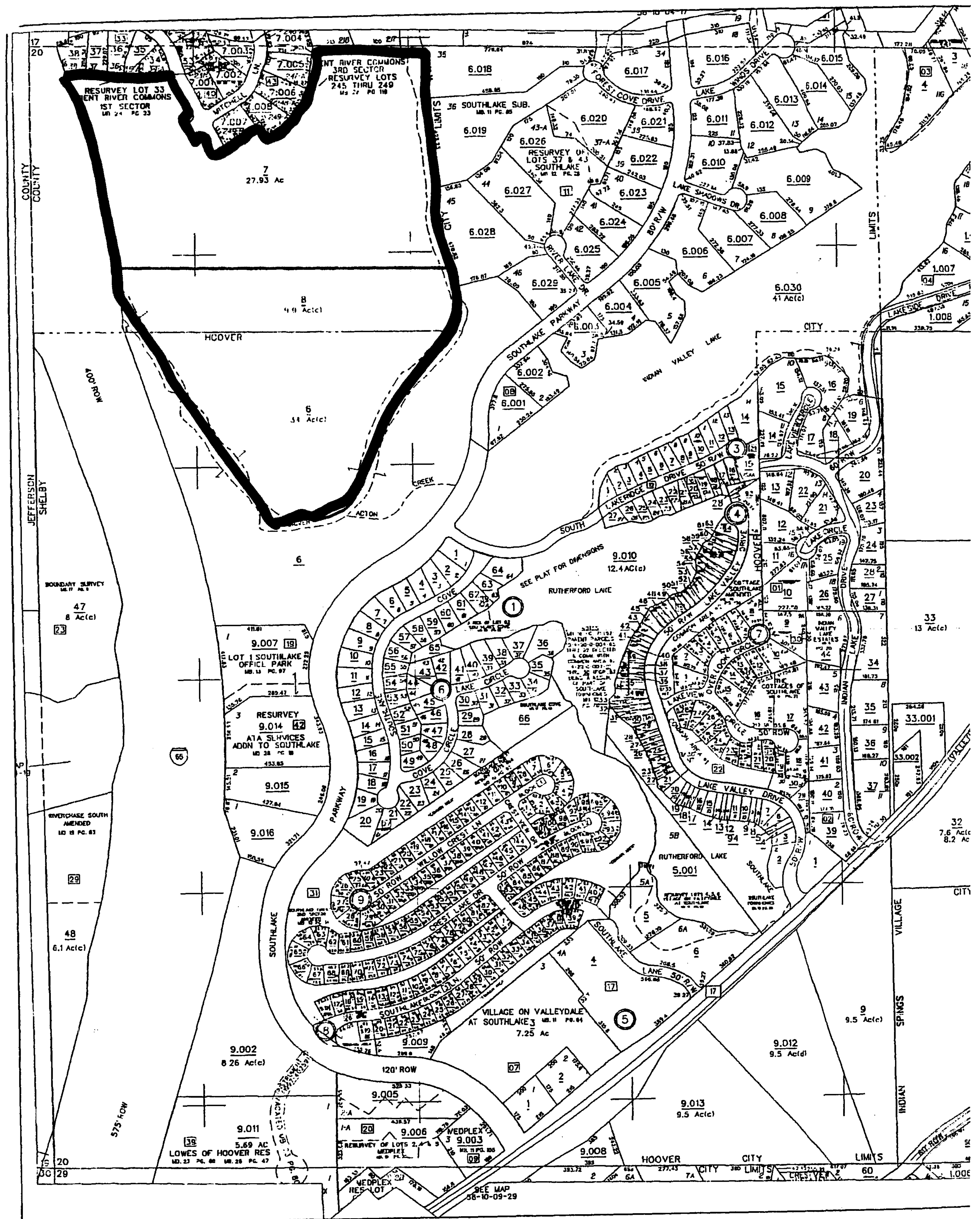
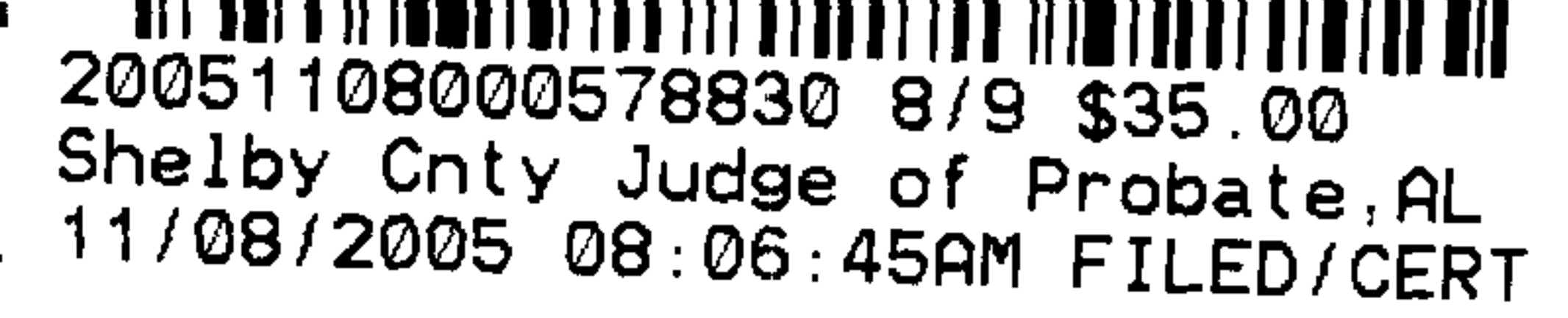
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CLERK'S CERTIFICATION

I hereby certify that the attached is a true and correct copy of a petition(s) presented to the City Council of the City of Hoover by persons whose Name(s) appear thereon, requesting that their property be annexed to the City of Hoover.

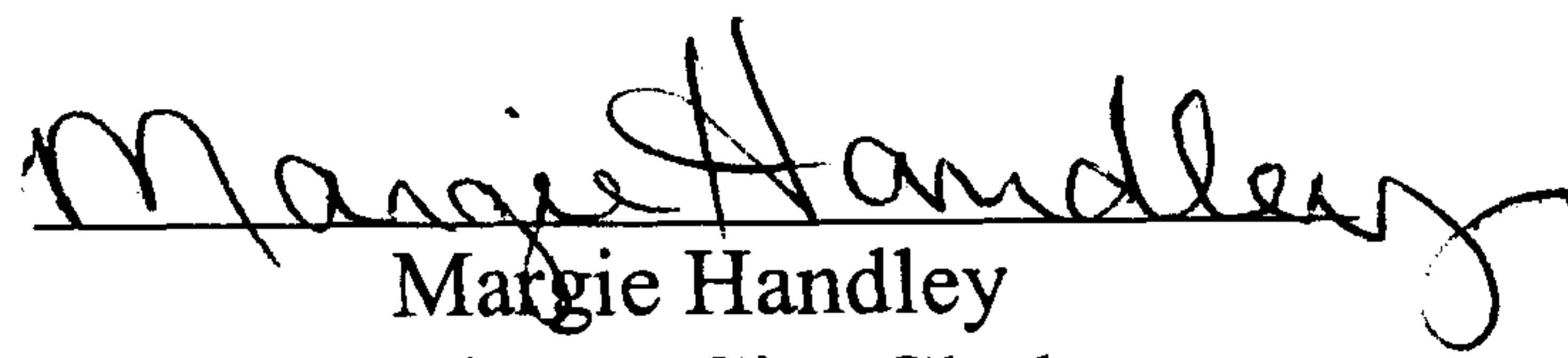

Linda Crump, CMC
City Clerk



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CERTIFICATION

I, Margie Handley, Assistant City Clerk for the City of Hoover, Alabama, hereby certify that **Ordinance No. 05-2071** was adopted by the City Council of the City of Hoover, Alabama, on the 15th day of August, 2005, and that the ordinance has been published in a newspaper published in the City of Hoover as well as being posted as required by law. This ordinance is in full force and effect.


Margie Handley
Assistant City Clerk