

City of Chelsea

P.O. Box 111
Chelsea, Alabama

Certification Of Annexation Ordinance

Ordinance Number: X-06-05-16-314

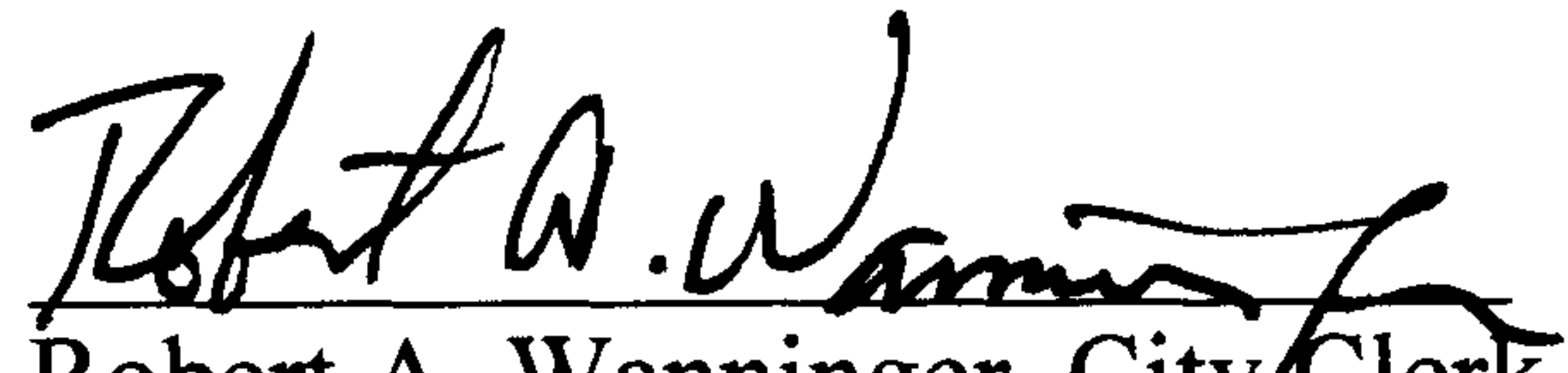
Property Owner(s): Muller, Martin

Property: Part of 08-9-29-0-000-009.000
08-8-28-0-000-009.000
08-8-33-0-000-006.001


20061108000549260 1/14 \$50.00
Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

I, Robert Wanninger, City Clerk of the City of Chelsea, Alabama, hereby certify the attached to be a true and correct copy of an Ordinance adopted by the City Council of Chelsea, at the regular meeting held on May 16, 2006, as same appears in minutes of record of said meeting, and published by posting copies thereof on May 17, 2006, at the public places listed below, which copies remained posted for five business days (through May 24, 2006).

Chelsea City Hall, 11611 Chelsea Road, Chelsea, Alabama 35043
Chelsea Middle School, 901 Highway 39, Chelsea, Alabama 35043
U.S. Post Office, Highway 280, Chelsea, Alabama 35043


Robert A. Wanninger, City Clerk

City of Chelsea, Alabama

20061108000549260 2/14 \$50.00
Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

Annexation Ordinance No. X-06-05-16-314

Property Owner(s): Muller, Martin

Property: Part of 08-9-29-0-000-009.000, 08-8-28-0-000-009.000, and 08-8-33-0-000-006.001

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 City of Chelsea has been filed with the Chelsea City Clerk; and

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

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

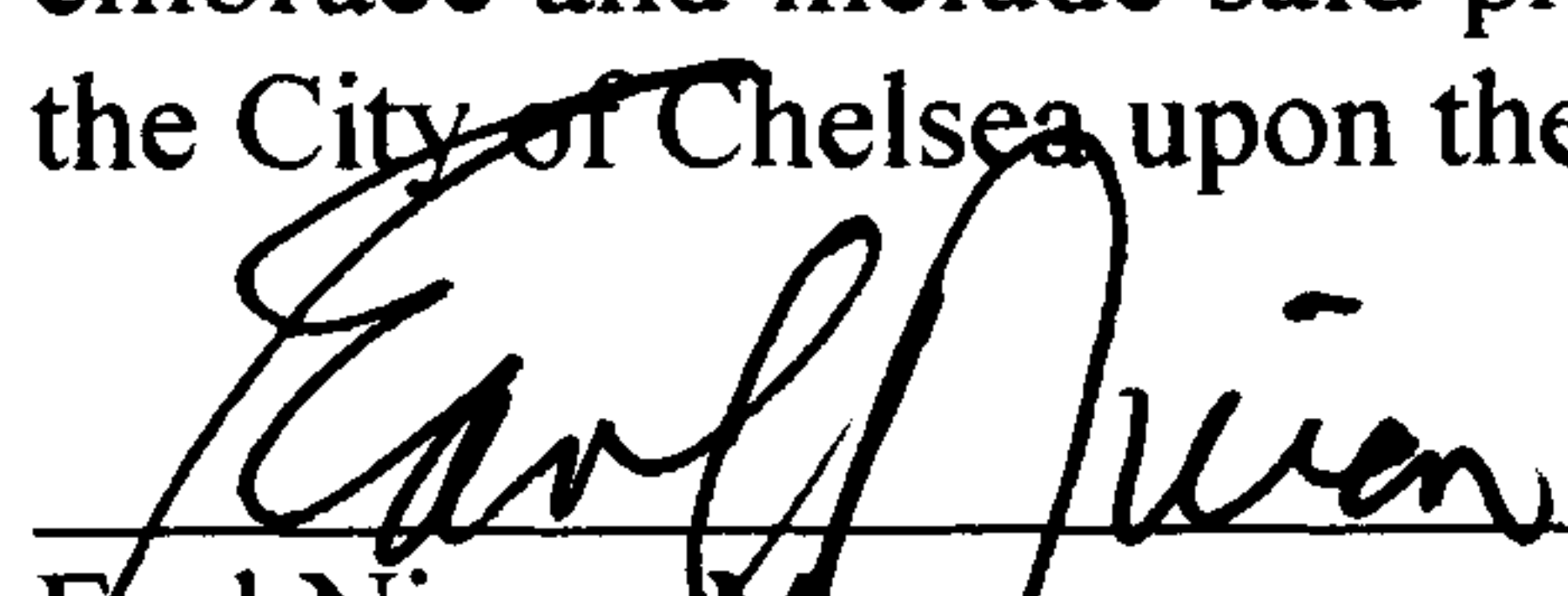
Whereas, said property is contiguous to the corporate limits of Chelsea, or is a part of a group of properties submitted at the same time for annexation, which is zoned AR which together is contiguous to the corporate limits of Chelsea;

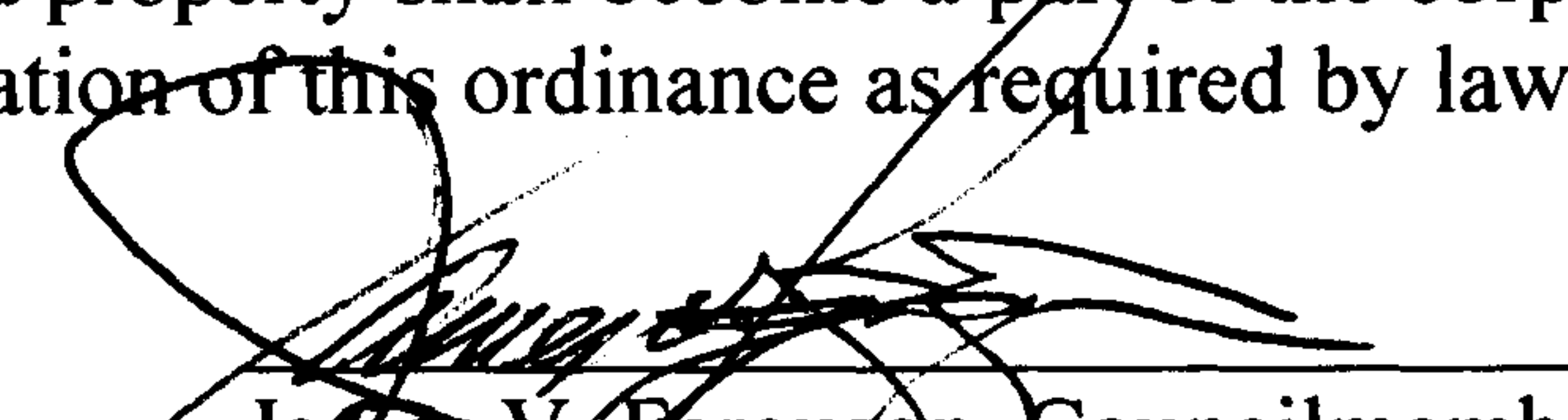
Whereas, said territory does not lie within the corporate limits of any other municipality;

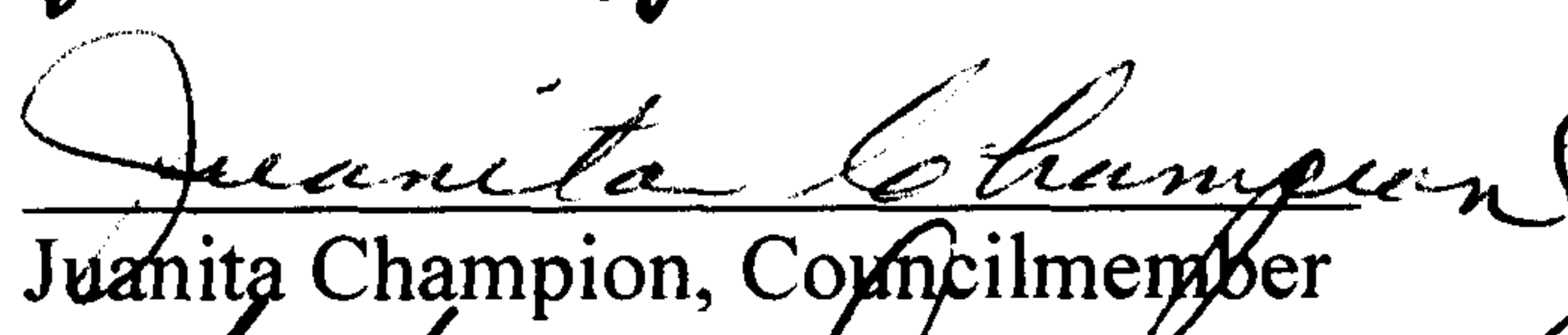
Whereas, even though said properties are located in an area where the police jurisdiction of Chelsea and the police jurisdiction of Westover overlap, the said properties are less than equidistance from the respective corporate limits of Chelsea and Westover (i.e. it is closer to the corporate limits of Chelsea than to the corporate limits of Westover).

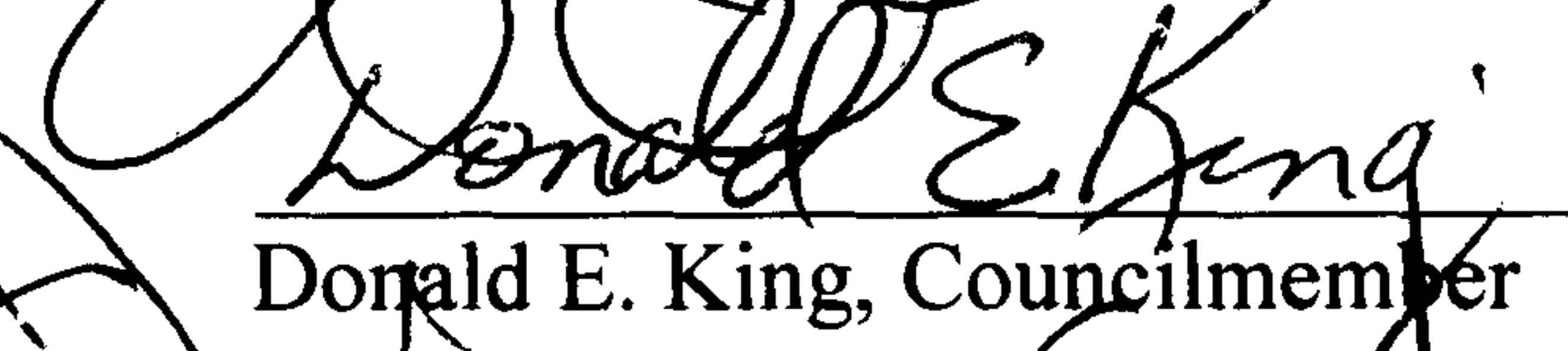
Therefore, be it ordained that the City Council of the City of Chelsea assents to the said annexation: and

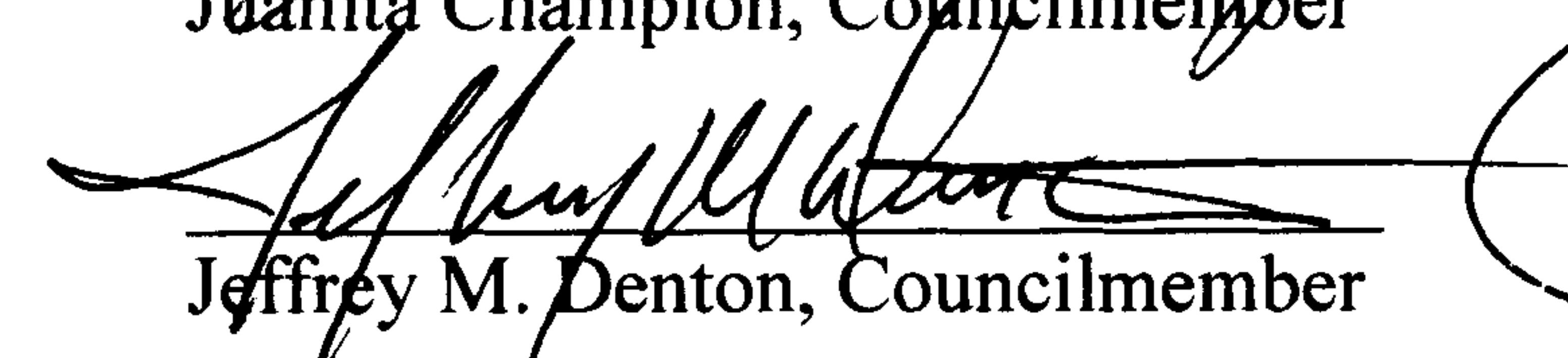
Be it further ordained that the corporate limits of Chelsea be extended and rearranged so as to embrace and include said property, and said property shall become a part of the corporate area of the City of Chelsea upon the date of publication of this ordinance as required by law.

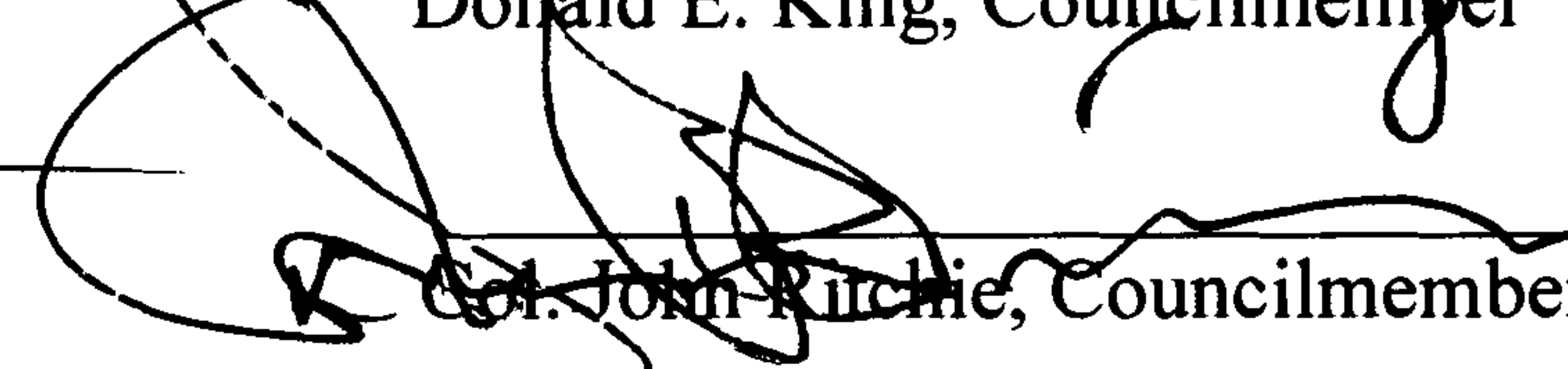

Earl Niven, Mayor


James V. Ferguson, Councilmember

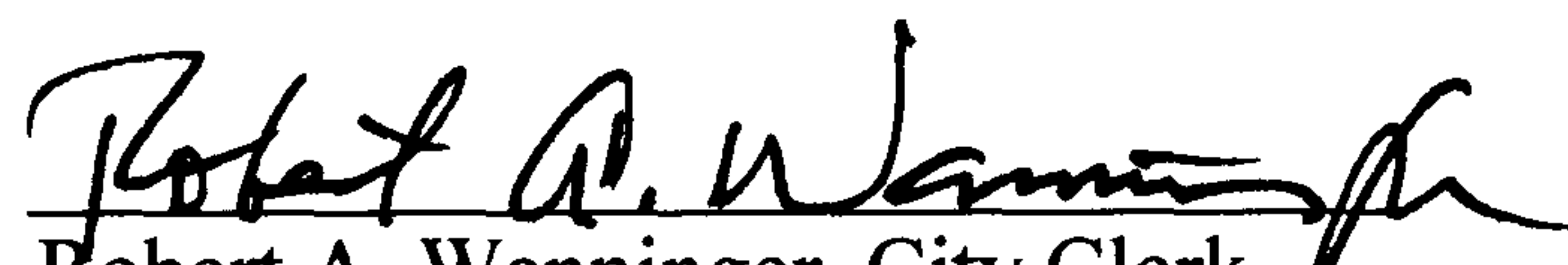

Juanita Champion, Councilmember


Donald E. King, Councilmember


Jeffrey M. Denton, Councilmember


Col. John Ritchie, Councilmember

Passed and approved 16TH day of MAY, 2006.


Robert A. Wanninger, City Clerk

Petition Exhibit A

Property owner(s): Muller, Martin

Property: Part of 08-9-29-0-000-009.000
08-8-28-0-000-009.000
08-8-33-0-000-006.001

Property Description

The above-noted property, for which annexation into Chelsea is requested in this petition, is described in the attached copy of the deed (Petition Exhibit B), Book 259, Page 545, Book 319, Page 933, and Instrument Number 1993-12650.

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

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


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City Clerk
City of Chelsea
P.O. Box 111
Chelsea, Alabama 35043

EXHIBIT "B"

Petition for Annexation

The undersigned owner(s) of the property which is described in the attached "Exhibit A" and which either is contiguous to the corporate limits of the city 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 city of Chelsea to annex said property into the corporate limits of the municipality.

Done the 30th day of Sept, 2005.

Aaron Dettl
Witness

Rea Martin M. Muller
Owner

7460 Hwy 51 - Sterrett, AL
Mailing Address 35147

Same
Property Address (if different)

678-6322 or 871-8121
Telephone Number

Ellen C. Debra
Witness

or other owner
Owner

Mailing Address

Property Address

Telephone number

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11/08/2006 01:27:46PM FILED/CERT

(All owners listed on the deed must sign)

**PROPOSED ANNEXATION
CITY OF CHELSEA
REV. MARTIN MULLER PROPERTY**

TRACT 35:

Commence at the SW corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 28, Township 19 South, Range 1 East; thence run East along the South line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 1113.75 feet to a point; thence run North parallel to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 1196.25 feet to the point of beginning; thence continue North parallel to said West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 61 feet to a point; thence run East parallel to the South line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 103 feet to a point; thence run South parallel to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 61 feet to a point; thence run West parallel with the South line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 103 feet to the point of beginning.

Prepared and approved by:
Mike T. Atchison, Attorney

on M. T. Atchison



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Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

**PROPOSED ANNEXATION
CITY OF CHELSEA
REV. MARTIN MULLER PROPERTY**

TRACT 36:

Commence at the NW corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 33, Township 19 South, Range 1 East; thence run East along the South line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 1267.75 feet to a point; thence run South parallel to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 110 feet to the point of beginning; thence continue South parallel to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 20 feet to a point; thence run Southwest to a point that lies 1216.75 feet East of and 148 feet South of the NW corner of said $\frac{1}{4}$ - $\frac{1}{4}$ Section; thence run North parallel to the West line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section a distance of 23 feet to a point; thence run Northeast a distance of 51 feet more or less, to the point of beginning.

Prepared and approved by:
Mike T. Atchison, Attorney

OK Mike T. Atchison



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Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

(TITLE NOT CHECKED BY PREPARER)
(INFORMATION FURNISHED BY GRANTEE)

SEND TAX NOTICE TO:

(Name) Rev. Martin Muller

(Address) 1730 Oxmoor Rd./B'ham, Al. 35209

This instrument was prepared by

(Name) Gloria Bahakel, Atty.

(Address) 2131-12th Avenue North/B'ham, Al. 35234

Form 1-1-77 Rev. 1-44

WARRANTY DEED—Lawyers Title Insurance Corporation, Birmingham, Alabama

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS:

That in consideration of \$100.00 and other good and valuable consideration

to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, it is

known that William M. Slaughter, a married man, and Carol L. Slaughter, a single woman

(herein referred to as grantor, whether one or more), grant, bargain, sell and convey unto

Rev. Martin Muller

(herein referred to as grantee, whether one or more), the following described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the Northwest corner of Section 33 Township 19 South Range 1 East for the point of beginning. Thence run easterly along the North boundary line of said section for a distance of 375.0 feet. Thence turn an angle of 117°56'16" right and run a distance of 686.46 feet to the centerline of a pipeline easement. Thence turn an angle of 40°58'39" right and run a distance of 55.0 feet to the west boundary line of said Section 33 Township 19 South Range 1 East. Thence turn an angle of 110°53'48" right and run a distance of 626.27 feet to the point of beginning. Containing 3.0 acres more or less.

Subject to easements, restrictions and reservations of record.

The above property does not constitute the homestead of grantor, William M. Slaughter.

Inst # 1992-22060

10/02/1992-22060
01:33 PM CERTIFIED

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Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

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

And K(we) do for ~~myself~~ (ourselves) and for ~~my~~ (our) heirs, executors, and administrators covenant with the said GRANTEE, their heirs and assigns, that ~~we~~ (we are) lawfully seized in fee simple of said premises; that they are free from all encumbrances, unless otherwise noted 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, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hands and seal(s), this 30th day of September, 1992

(Seal)

(Seal)

(Seal)

William M. Slaughter

Carol L. Slaughter

(Seal)

(Seal)

(Seal)

STATE OF ALABAMA

Jefferson COUNTY

General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that William M. Slaughter, a married man, and Carol L. Slaughter, a single woman 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 30th day of September, A. D., 1992

Kathleen Webster
Com. Exp. 7/20/96
Notary Public.

THIS INSTRUMENT PREPARED BY:
WALLACE, ELLIS, HEAD & FOWLER
P. O. BOX 587
COLUMBIANA, ALABAMA 35051

QUITCLAIM DEED

STATE OF ALABAMA

SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of Three thousand and no/100 (\$3,000.00) Dollars in hand paid to the undersigned, the receipt whereof is hereby acknowledged, the undersigned, Robert Kelley, a married man, W. L. Kelley, Jr., a married man, Lucille Christain, a widow, Kay Benton, a married woman, Sue K. Overton, a married woman, Norma Jo Hathcock, a married woman, Jackie Ray Kelley, a married man, Jill Stone, a married woman, Solene Kelley, a widow, Russell Kelley, a married man, and Shirley Kelley, a single woman, hereby remise, release, quit claim, grant, sell and convey to Father Martin M. Muller (hereinafter called Grantee), all our right, title, interest and claim in or to the following described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the Southeast Corner of Section 29, Township 19 South, Range 1 East, Shelby County, Alabama; thence run North along the East boundary line of said section for a distance of 1336.89 feet; thence turn an angle of 90 deg. 04 min. 57 sec. left and run 1296.81 feet to the point of beginning; thence continue along last said course for a distance of 929.94 feet to the Southerly Right-of-way line of the Seaboard Coastline Railroad; thence turn an angle of 175 deg. 12 min. 03 sec. right and run along said railroad right-of-way line for a distance of 932.44 feet; thence turn an angle of 94 deg. 13 min. 51 sec. right and run 78.01 feet to the point of beginning. Containing 0.83 acres. Situated in Shelby County, Alabama.

TO HAVE AND TO HOLD to said GRANTEE forever.

Given under our hands and seals this 27 day of August, 1990.

Robert Kelley (SEAL)
Robert Kelley
W. L. Kelley, Jr. (SEAL)
W. L. Kelley, Jr.
Lucille Christain (SEAL)
Lucille Christain
Kay Bennett (SEAL)
Kay Benton Bennett
Sue K. Overton (SEAL)
Sue K. Overton
Norma Jo Hathcock (SEAL)
Norma Jo Hathcock
Jackie Ray Kelley (SEAL)
Jackie Ray Kelley
Jill Stone (SEAL)
Jill Stone
Solene Kelley (SEAL)
Solene Kelley

Over Looking Sorrow's Church
1721 1/2 Highway 201 B'ham

20061108000549260 8/14 \$50.00
Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

Russell Kelley (SEAL)
 Russell Kelley
Shirley Kelley (SEAL)
 Shirley Kelley

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Robert Kelley, a married man, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 27 day
 of AUG, 1990.

Robert Andrew Shoemaker
 Notary Public

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that W. L. Kelley, Jr., a married man, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 27 day
 of August, 1990

Frank G. [Signature]
 Notary Public

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Lucille Christain, a widow, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 31 day
 of August, 1990.

Theresa R. [Signature]
 Notary Public



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 Shelby Cnty Judge of Probate, AL
 11/08/2006 01:27:46PM FILED/CERT

319 934

STATE OF ALABAMA

COUNTY OF Mobile

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Kay Batten, a married woman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1st day of September, 1990.

Sally Palmer Breitung
Notary Public

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Sue K. Overton, a married woman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 2nd day of October, 1990.

Sally Palmer Breitung
Notary Public
SHELBY COUNTY, ALA.

STATE OF ALABAMA

COUNTY OF Mobile

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Norma Jo Hathcox, a married woman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1st day of September, 1990.

Sally Palmer Breitung
Notary Public

STATE OF ALABAMA

COUNTY OF Mobile

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Jackie Ray Kelley, a married man, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1st day of September, 1990.

Sally Palmer Breitung
Notary Public

219-935
SHELBY COUNTY, ALA.



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Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

STATE OF ALABAMA

COUNTY OF Mobile

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Jill Stone, a married woman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 1st day of September, 1990.

Julie Palmer Brantley
Notary Public

STATE OF MississippiCOUNTY OF Winston

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Solene Kelley, a widow, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 12th day of October, 1990.

My Commission Expires 1st Monday 1992

Angela M. Smith
Notary Public

STATE OF MissCOUNTY OF Attala

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Russell Kelley, a married man, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 10th day of October, 1990.

My Commission Expires January 2, 1992

Joni Craig
Notary Public

STATE OF WyomingCOUNTY OF Laramie

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Shirley Kelley, a single woman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 23rd day of October, 1990.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

My Commission Expires July 27, 1993

Vanda H. Monroe
Notary Public

1. Bond Fee	5.00
2. Misc. Fee	5.00
3. Recording Fee	15.00
4. Indexing Fee	15.00
5. Notary Fee	1.00
6. Certified Fee	1.00



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Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

NOT 319-936

MARTIN MULLER,

COMPLAINANT

VS.

ROSALYN M. THOMPSON
and RICHARD H. THOMPSON

RESPONDENTS

LAW AND EQUITY COURT

SHELBY COUNTY, ALABAMA

IN EQUITY

CASE NO. 1422

20061108000549260 12/14 \$50.00
Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERTFINAL DECREE

This cause coming to be heard is submitted for Final Decree upon the pleadings and proof as noted from the file and heard orally before the Court and upon a Decree Pro Confesso against the Respondents, Rosalyn M. Thompson and Richard H. Thompson and the same having been duly considered and understood, the Court having considered the matter, is of the opinion that the Complainant is entitled to the relief prayed for against the Respondents, Rosalyn M. Thompson and Richard H. Thompson. It is, therefore,

ORDERED, ADJUDGED AND DECREED BY THE COURT AS
FOLLOWS:

1. That the Complainant is entitled to specific performance as prayed in the original Bill of Complaint.

2. That upon payment by the Complainant of the sum of

Twelve thousand five hundred and no/100 Dollars
(\$12,500.00)

into the Court and the assumption of that certain mortgage by the Complainant to the First Federal Savings & Loan Association of Bessemer on the subject property; that all of the right, title and interest of the Respondents, Rosalyn M. Thompson and Richard H. Thompson, subject to the provisions contained hereafter in and to all that part of the West Half of SW-1/4 of Section 28, and of the East Half of SW-1/4 of Section 29, lying South of the A B & C Railroad Company, (now Atlantic Coast Line Railroad Company) right of way, in Township 19, Range 1 East. ALSO all that part of the SW-1/4 of SE-1/4

- 2 -

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 Shelby Cnty Judge of Probate, AL
 11/08/2006 01:27:46PM FILED/CERT

and of the SE-1/4 of SW-1/4 of Section 29, Township 19, Range 1 East lying East of the Shelby County Highway No. 51, except the right of way of the A B & C Railroad Company (now Atlantic Coast Line Railroad Company), Shelby County, Alabama, is hereby divested out of the said Respondents Rosalyn M. Thompson and Richard H. Thompson and vested in the Complainant, Martin Muller, in fee simple, as fully and completely as though a warranty deed were duly executed and delivered by the said Respondents to the said Complainant; subject, however, to the first mortgage to the First Federal Savings & Loan Association of Bessemer which the Complainant assumes and agrees to pay.

3. That the Complainant's Solicitor of Record, Anthony L. Cicio, is hereby awarded the sum of SIX HUNDRED DOLLARS (\$600.00), said sum to be deducted from the proceeds paid into the Court by the Complainant for the Respondents.

4. That the costs hereof are hereby taxed against the Respondents, Rosalyn M. Thompson and Richard H. Thompson and shall be, by the Register or Clerk, deducted from the money ordered to be paid into the Register of the Court by the Complainant and the balance thereof, after deducting said court costs and attorneys fee of Anthony L. Cicio of SIX HUNDRED DOLLARS (\$600.00) shall be paid by the Register to the Respondents, Rosalyn M. Thompson and Richard H. Thompson.

Jurisdiction of this cause is expressly retained for such further orders or decrees as may be necessary to secure the enforcement of the above and foregoing Decree.

DONE AND ORDERED this the 25 day of September, 1969.

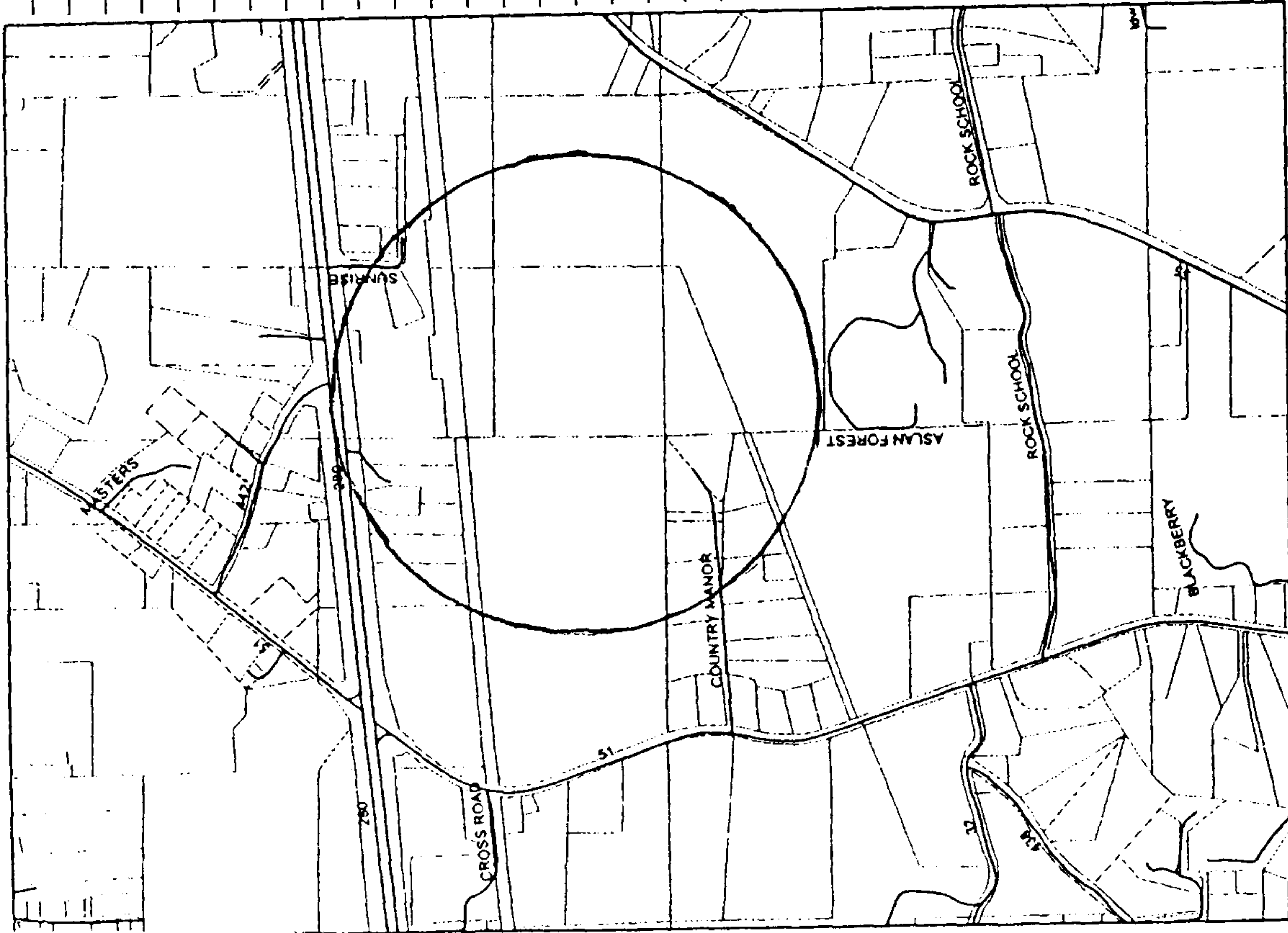
[Signature]
 Judge, Law and Equity Court, In Equity
 Sitting

FILED IN OFFICE, THIS 25 day of

546
 259
 1969

FILED
 1969
 259

Annexation Area



CHELSEA CITY LIMITS

WESTOVER TOWN LIMITS

AREA TO BE ANNEXED

20061108000549260 14/14 \$50.00
Shelby Cnty Judge of Probate, AL
11/08/2006 01:27:46PM FILED/CERT

TAX ID MAP NUMBER
58-08-08
58-08-09

EXHIBIT C