

Mayor Roy introduced the following Ordinance:

ORDINANCE NO. 2006-45

WHEREAS, on or about the 11th day of December 2006, Jon G. Graham (J. G. Properties, Inc.) filed a petition with the City Clerk of the City of Calera, Alabama as required by 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Calera, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, and the signature of the owner of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, AS FOLLOWS:

1. That the City of Calera, Alabama does adopt this Ordinance assenting to the annexation of the property owned by the above referenced property owner, as described in:

Exhibit A

to the municipality of the City of Calera, Alabama.

2. That the corporate limits of the City of Calera, Alabama, be extended and rearranged so as to embrace and include such property, and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and she is hereby authorized and directed to file a copy of this ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, to which said property is being annexed in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Calera, Alabama and any other official maps or surveys of the City shall be amended to reflect the annexation of the above described property, and that a copy of this Ordinance be transmitted to the City Planning Commission and the Zoning Administrator.

Council Member Bradshaw moved that unanimous consent of the Council be given for the immediate action upon said Ordinance. Council Member Phillips seconded said motion and upon vote the results were:

AYES: Roy, Bradshaw, Davis, Montgomery, Phillips, Roberson

NAYS: None

The Mayor declared said motion carried and unanimous consent given.


Council Member Davis moved that Ordinance No. 2006-45 be adopted, which motion was seconded by Council Member Roberson and upon vote the results were as follows:


AYES: Roy, Bradshaw, Davis, Montgomery, Phillips, Roberson

NAYS: None

Adopted this 18th day of December 2006.

Mayor Roy declared Ordinance No. 2006-45 adopted.


Linda Steele, City Clerk


George W. Roy, Mayor

State of Alabama
County of Shelby

Date Filed 12/4/2006

We, being the owner or owners of the following described property do hereby request annexation into the corporate limits of the City of Calera.

22 9 30 0 000 007 . 005

22 9 30 0 000 007 . 006

The property is located and contained within an area contiguous to the corporate limits of the City of Calera, Alabama, a city of more than 2000 population, and show(s) the City of Calera, Alabama that such property does not lie within the corporate limits or police jurisdiction of any other municipality than Calera, and hereby sign(s) written petition in accordance with 11-41-20 and 11-42-21, Code of Alabama 1975, as amended, requesting that such property described below be annexed to the City of Calera, Alabama. Also attached hereto is a map of the said property to be annexed showing its relationship to the corporate limits of the City of Calera, Alabama as in accordance with the provisions of the Code of Alabama as cited above.

Said property is described in the attached Exhibit A + B.

JONG G. GRAHAM &
J.G. Properties INC.
Property Owner

Date: 12.4.06

Mindy Collum
Witness

Date: 12/4/06

Property Owner

Date: _____

Witness

Date: _____

STATE OF ALABAMA

SHELBY COUNTY

AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Jack C. Suell who after being by me duly sworn, deposes and says on oath as follows:

My name is Jack C. Suell. I am 60 years of age, and familiar with the following described facts and property.

Commence at the SE corner of the SW 1/4 of the SE 1/4 of said Section 30, Township 21 South, Range 2 West; thence run in a southerly direction along the east line of said 1/4-1/4 section a distance of 413.01 feet to a point, said point being the Point of Beginning; thence continue northerly along the last course a distance of 10 feet to an iron found corner of the Booth property; thence run Westerly along the south line of the Booth property a distance of 260.0 feet; thence run Southerly parallel to the East line of said 1/4-1/4 section a distance of 10.0 feet; thence run in an easterly direction a distance of 260.0 feet to the Point of Beginning.

Situated in Shelby County, Alabama.

I have been in actual, open, notorious and continuous possession of above described property for at least 20 years prior to the current date. I have never had anyone challenge my ownership or possession of this property. I know of no current boundary line dispute.

Jack C. Suell

Jack C. Suell

Sworn to and subscribed to before me,

this 30, day of 1997.

Wm. J. Wilkins

Inst # 1997-22397

Jv. 10/75

20070227000089500 5/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

AIM DEED - Lawyers Title Insurance Corp. - Birmingham, Alabama

STATE OF ALABAMA, SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of

One Dollar and no/100 -----

in hand paid to the undersigned, the receipt whereof is hereby acknowledged, the under-

signed Jack C. Suell, a single man

herely remises, releases, quit claims, grants, sells, and conveys to

Charles O. Gillis

(hereinafter called Grantee), all his right, title, interest and claim in or to the fol-

lowing described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the SE corner of the SW 1/4 of the SE 1/4 of said Section 30, Township 21 South, Range 2 West; thence run in a southerly direction along the east line of said 1/4-1/4 section a distance of 413.01 feet to a point, said point being the Point of Beginning; thence continue northerly along the last course a distance of 10 feet to an iron found corner of the Booth property; thence run Westerly along the south line of the Booth property a distance of 260.0 feet; thence run Southerly parallel to the East line of said 1/4-1/4 section a distance of 10.0 feet; thence run in an easterly direction a distance of 260.0 feet to the Point of Beginning.

TO HAVE AND TO HOLD to said GRANTEE forever.

Given under hand and seal, this 30 day of June 19 97

Witnesses:

Jack C. Suell (SEAL)
Jack C. Suell

Inst. # 1997-22399 (SEAL)

(SEAL)

STATE OF ALABAMA

COUNTY OF SHELBY

I, the undersigned authority, a Notary Public

in and for said County, in said State, hereby certify that

07/16/1997-22399
02:31 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 9.50

5662-2551
Inst. # 1997-22399

20070227000089500 6/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

This form furnished by: **Cahaba Title, Inc.** 988-5600

This instrument was prepared by:

(Name) Joseph E. Conn, Jr.
(Address) 2850 Highway 31 South
Pelham, AL 35124

Send Tax Notice to:

(Name) _____
(Address) _____

01/12/1997-01222
01:23 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
9.00

WARRANTY DEED

STATE OF ALABAMA

SHELBY COUNTY } KNOW ALL MEN BY THESE PRESENTS,

1000.

That in consideration of One Dollar (\$ 1.00) and other valuable considerations

to the undersigned grantor (whether one or more), in hand paid by the grantee herein, the receipt whereof is acknowledged, I or we,
Jack C. Suell

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

✓ Charles O. Gillis

(herein referred to as grantee, whether one or more), the following described real estate, situated in

Shelby County, Alabama, to-wit:

A PART OF THE SW1/4-SE1/4 OF SECTION 30, TOWNSHIP 21 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA more particularly described as follows:

Commence at the southeast corner of the SW1/4 of the SE1/4 of said Section 30, Township 21 south, Range 2 west, Shelby County, Alabama and run thence northerly along the east line of said quarter-quarter section 78.00' to the point of beginning of the property being described; Thence continue along last described course 335.01' to a point; Thence turn 90 degrees 00 minutes 00 seconds left and run westerly 260.00' to a point; Thence turn 90 degrees 00 minutes 00 seconds left and run southerly 335.01' to a point; Thence turn 90 degrees 00 minutes 00 seconds left and run easterly 260.00' to the point of beginning, containing 2.0 acres

There is a fifteen foot access easement into this property along the east line of the SW1/4 of the SE1/4 of Section 30 and the NW1/4 of the NE1/4 of Section 31, all in Township 21 south, Range 2 west, Shelby County, Alabama, described as follows:

Beginning at the southeast corner of the SW1/4 of the SE1/4 of Section 30, Township 21 south, Range 2 west, Shelby County, Alabama and run thence northerly along the east line of said quarter-quarter section 78.00' to a point; Thence turn 90 degrees left and run westerly 15.00' to a point; Thence turn 90 degrees left and run southerly 77.68' to a point; Thence turn 2 degrees 15 minutes 12 seconds right and run southerly 164.84' to a point on the northerly margin of Shelby County Highway No. 12; Thence turn 74 degrees 43 minutes 05 seconds left to chord and run southeasterly a chord distance of 15.55' to a point on the east line of the NW1/4 of the NE1/4 of Section 31; Thence turn 105 degrees 16 minutes 55 seconds left from chord and run northerly along said quarter-quarter line 168.61' to the point of beginning and the end of easement.

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, I (we) have hereunto set my (our) hand(s) and seal(s) this 15
day of January, 19 97

(Seal)

Send Tax Notice To:

J.G. PROPERTIES, INC

958 Hwy. 202
CALERA, AL. 35040

20070227000089500 7/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

This instrument was prepared by:

Mike T. Atchison

P O Box 822

Columbiana, AL 35051

WARRANTY DEED

STATE OF ALABAMA)

KNOW ALL MEN BY THESE PRESENTS

SHELBY COUNTY)

That in consideration of **FIFTY FIVE THOUSAND and NO/00 (\$55,000.00)**, and other good and valuable considerations to the undersigned grantor, in hand paid by grantee herein, the receipt whereof is acknowledged, I or we,

HENRY C. GIBSON AND WIFE CATHY GIBSON

grant, bargain, sell and convey unto,

J.G. PROPERTIES, INC

SEE EXHIBIT "A" FOR LEGAL DESCRIPTION

Subject to restrictions, easements and rights of way of record.

This property constitutes no part of the homestead of the grantor or his spouse.

Subject to taxes for 2005 and subsequent years, easements, restrictions, rights of way and permits of record.


\$55,130.45 of the above-recited consideration was paid from a first mortgage recorded simultaneously herewith.

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 the said Grantees, their heirs and assigns, and I am (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 Grantees, heirs, executors and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 27TH day of FEBRUARY, 2006


HENRY C. GIBSON


CATHY GIBSON

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned authority, MICHAEL T ATCHISON, a Notary Public in and for said County, in said State, hereby certify that

HENRY C. GIBSON AND CATHY GIBSON

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 27TH day of FEBRUARY 2006.

Jon B. Graham
J. B. Properties, Inc.

20070227000089500 8/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

EXHIBIT "A"

part of the SW 1/4-SE 1/4 of Section 30, Township 21 South, Range 2 West, Shelby County, Alabama more particularly described as follows:

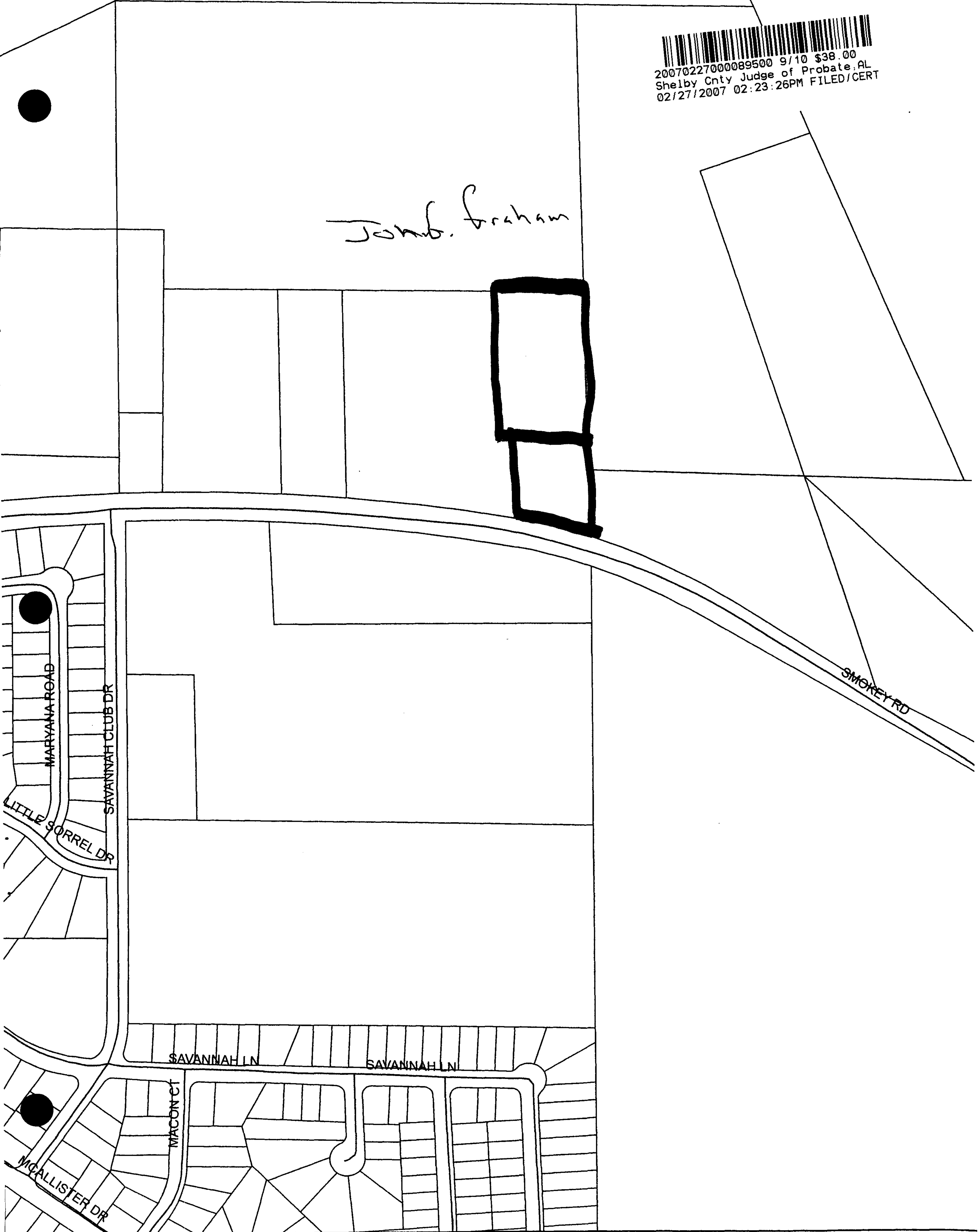
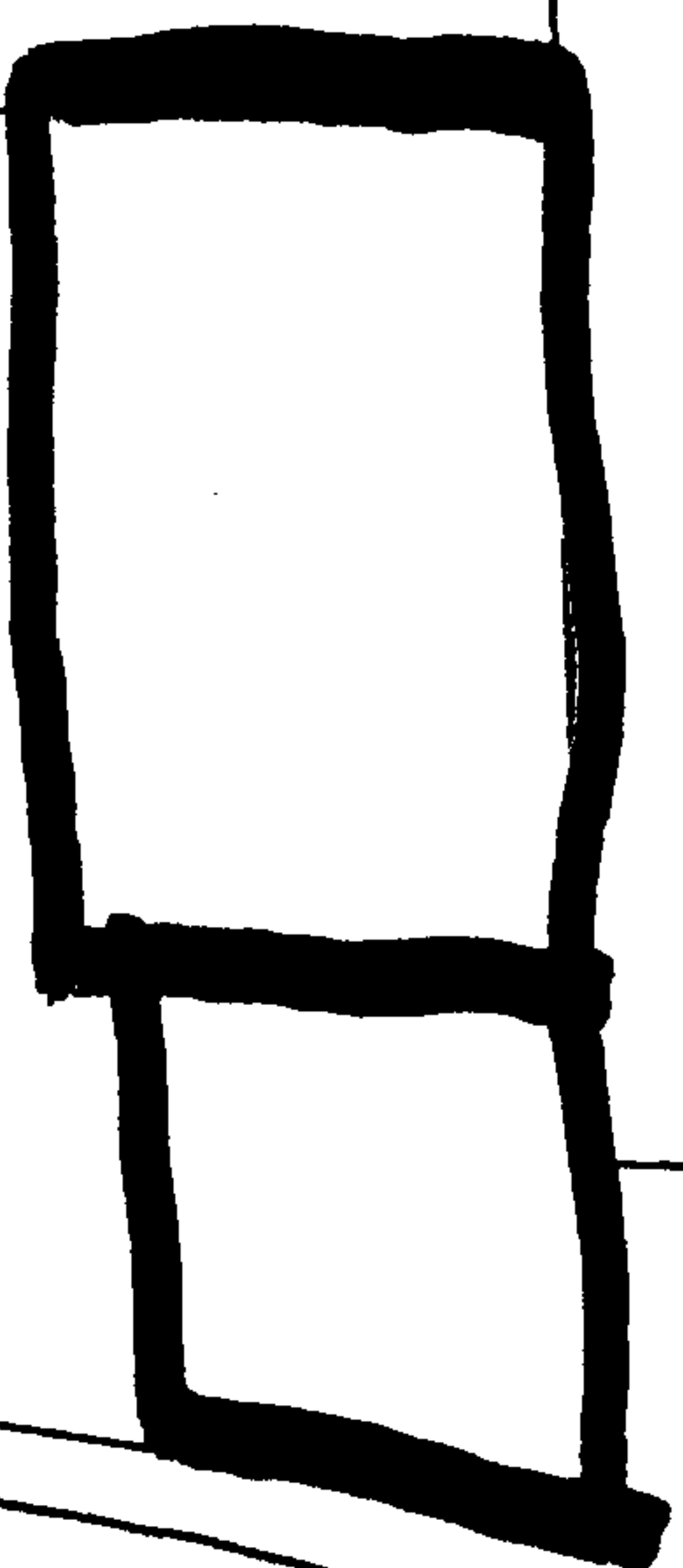
Commence at the southeast corner of the SW 1/4 of the SE 1/4 of said Section 30, Township 21 South, Range 2 West, Shelby County, Alabama and run thence northerly along the east line of said quarter-quarter section 78.00 feet to the point of beginning of the property being described; thence continue along last described course 335.01 feet to a point; thence turn 90 degrees 00 minutes 00 seconds left and run westerly 260.00 feet to a point; thence turn 90 degrees 00 minutes 00 seconds left and run southerly 335.01 feet to a point; thence turn 90 degrees 00 minutes 00 seconds left and run easterly 260.00 feet to the point of beginning.

There is a fifteen foot access easement into this property along the east line of the SW 1/4 of the SE 1/4 of Section 30 and the NW 1/4 of the NE 1/4 of Section 31, all in Township 21 South, Range 2 West, Shelby County, Alabama, described as follows:

Beginning at the southeast corner of the SW 1/4 of the SE 1/4 of Section 30, Township 21 South, Range 2 West, Shelby County, Alabama and run thence northerly along the east line of said quarter-quarter section 78.00 feet to a point; thence turn 90 degrees left and run westerly 15.00 feet to a point; thence turn 90 degrees left and run southerly 77.68 feet to a point; thence turn 2 degrees 15 minutes 12 seconds right and run southerly 164.84 feet to a point on the northerly margin of Shelby County Highway No. 12; thence turn 74 degrees 43 minutes 05 seconds left to chord and run southeasterly a chord distance of 15.55 feet to a point on the east line of the NW 1/4 of the NE 1/4 of Section 31; thence turn 105 degrees 16 minutes 55 seconds left from chord and run northerly along said quarter-quarter line 168.61 feet to the point of beginning and the end of easement.

20070227000089500 9/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

John B. Graham



CERTIFICATION OF POSTING

20070227000089500 10/10 \$38.00
Shelby Cnty Judge of Probate, AL
02/27/2007 02:23:26PM FILED/CERT

I, Linda Steele, City Clerk of the City of Calera, Alabama do hereby certify
that the foregoing Ordinance is a true and correct copy of the
Ordinance adopted by the City Council of the City of Calera, Alabama on
the 18th day of December 2006, as the same appears in the official record
of minutes of the City of Calera Council meeting.

Given under my hand this 18th day of December 2006.

Linda Steele
Linda Steele, City Clerk

I, Linda Steele, City Clerk of the City of Calera, Alabama do hereby certify
that the foregoing Ordinance was duly posted at the following locations:

Calera City Hall
Calera Post Office
Calera Public Library
Associated Foods

Linda Steele
Linda Steele, City Clerk

12/19/2006
Date Posted