

City of Chelsea

P.O. Box 111
Chelsea, Alabama

Certification Of De-Annexation Ordinance

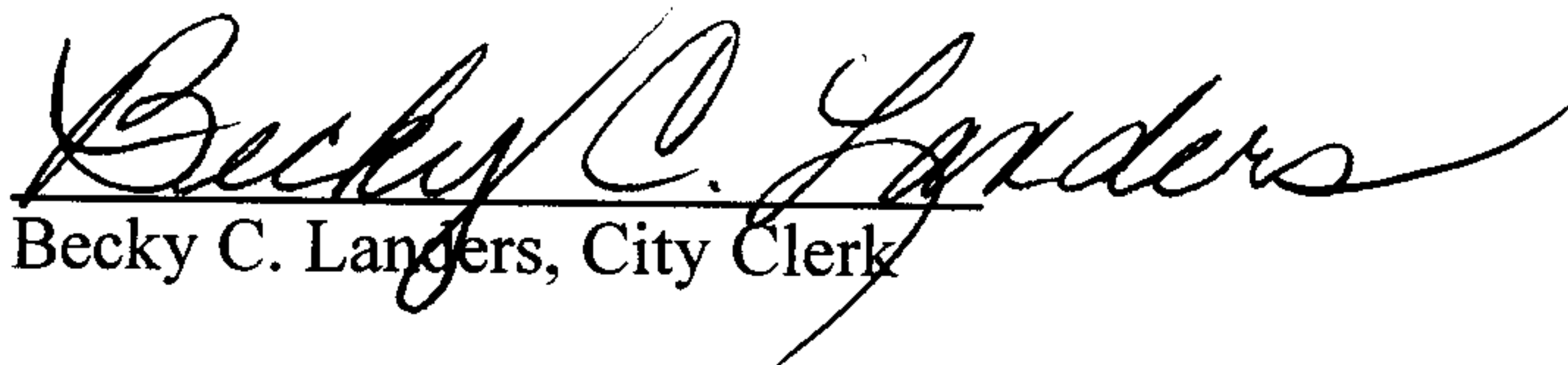
Ordinance Number: DX-08-02-19-418

Property Owner(s): **Pugh, James R. & Marline M.**

Property: Parcel ID #09-7-26-0-002-016.000

I, Becky C. Landers, 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 February 19th, 2008 as same appears in minutes of record of said meeting, and published by posting copies thereof on February 20th, 2008, at the public places listed below, which copies remained posted for five business days (through February 25th, 2008).

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
City of Chelsea Website-www.cityofchelsea.com


Becky C. Landers, City Clerk

City of Chelsea, Alabama

De-Annexation Ordinance No DX-08-02-19-418

Property Owner(s): **James R. & Marline M. Pugh**

Property: Parcel ID **#09-7-26-0-002-016.000**

Pursuant to the provisions of Section 11-42-21 of the Code of Alabama (1975),

Ordinance to De-Annex Property

Whereas, this ordinance is to de-annex property that was annexed as part of Ordinance X-05-09-06-285; and

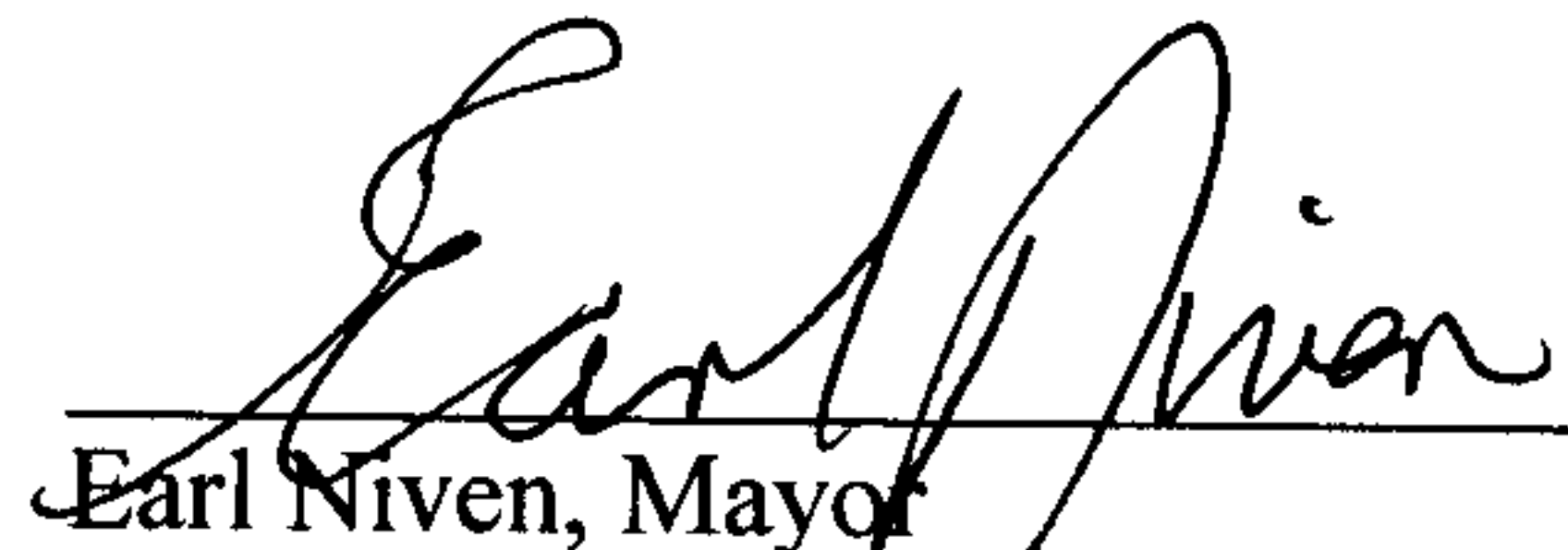
Whereas, the property to be de-annexed is identified as a portion Parcel ID **#09-7-26-0-002-016.000**; and

Whereas, the sale of the property for commercial development did not materialize; and

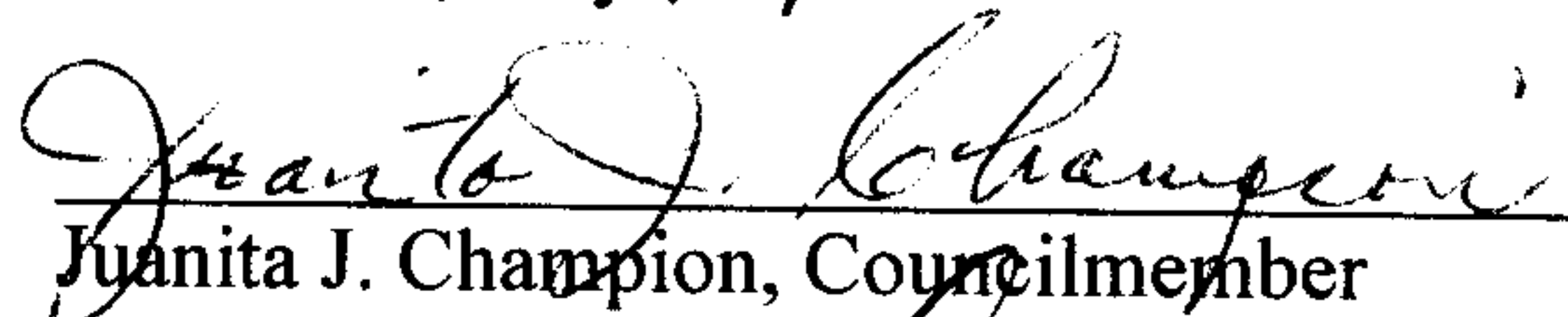
Whereas, the understanding was that the property could be de-annexed if not sold; so

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

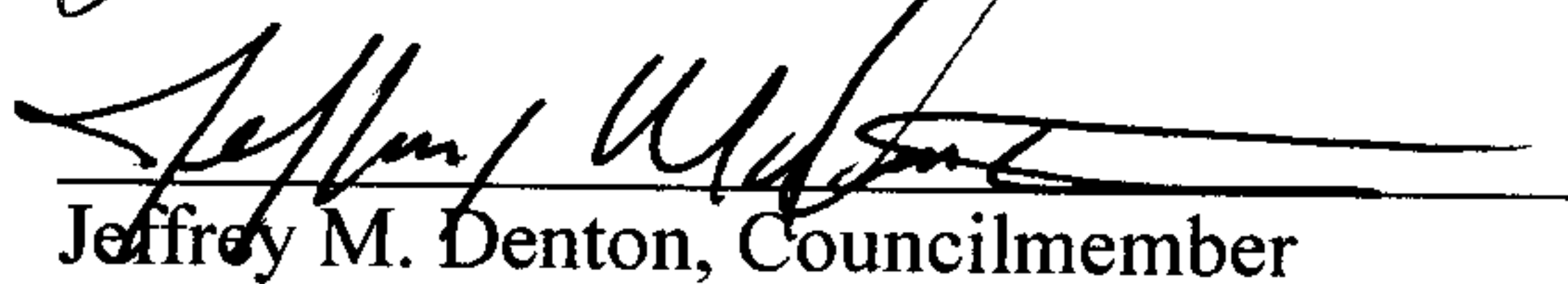
Be it further ordained that the corporate limits of Chelsea be rearranged so as to exclude said property, and that said property shall no longer be a part of the corporate area of the City of Chelsea upon the date of publication as required by law.



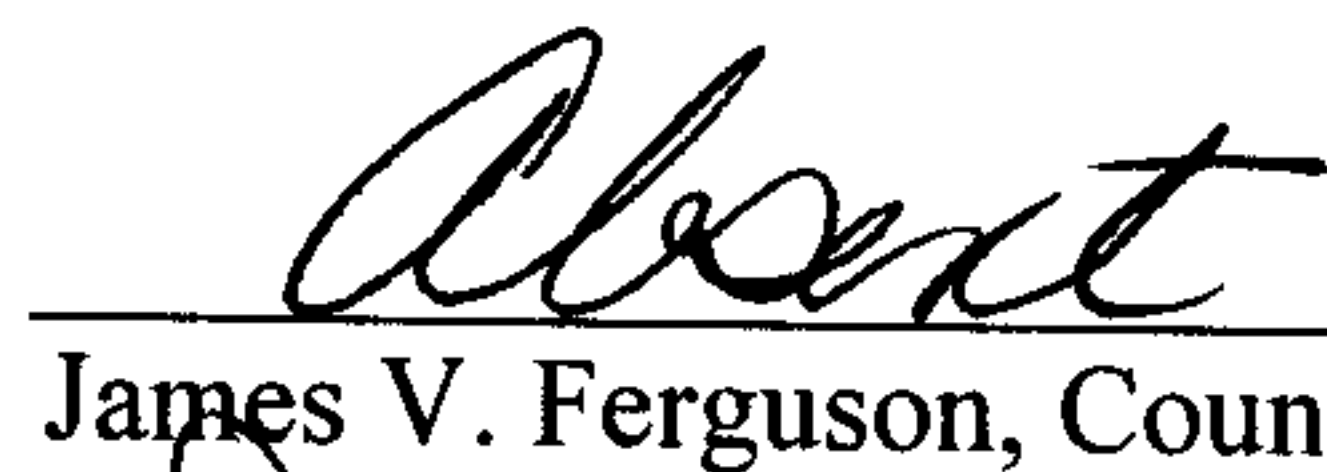
Earl Niven, Mayor



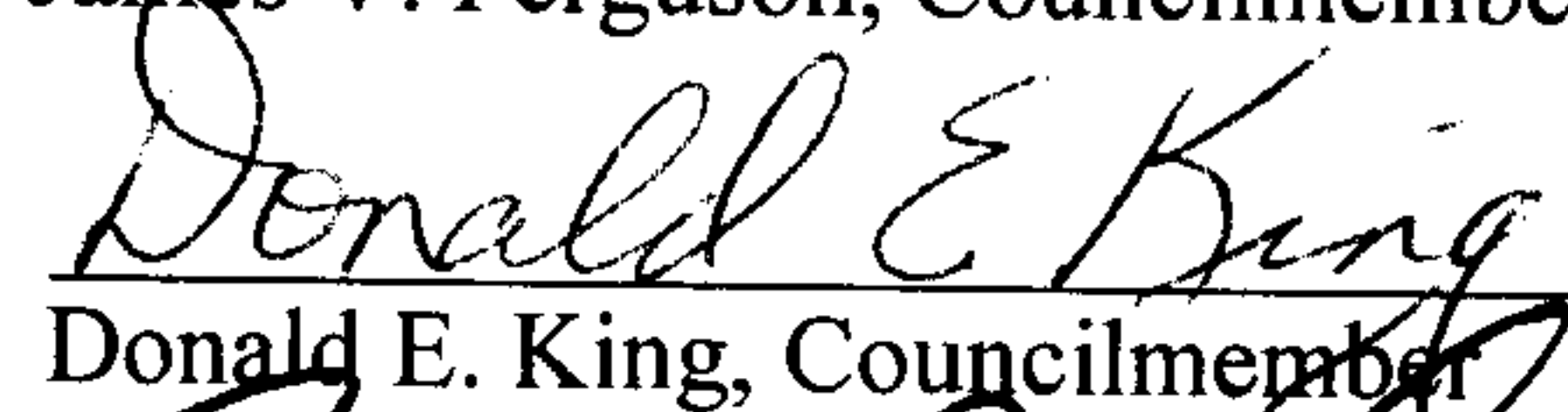
Juanita J. Champion, Councilmember



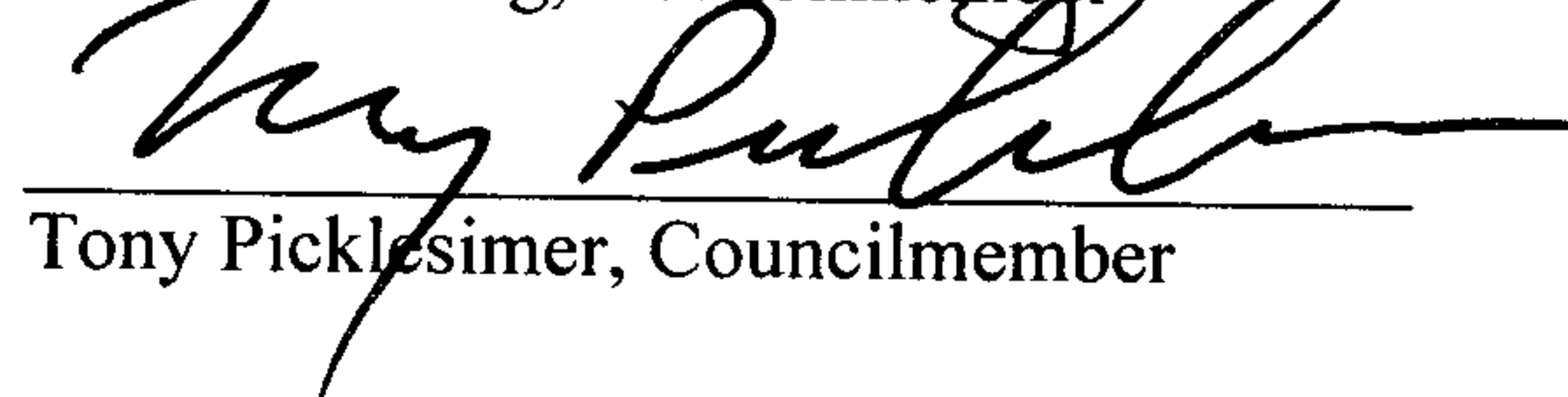
Jeffrey M. Denton, Councilmember



James V. Ferguson, Councilmember

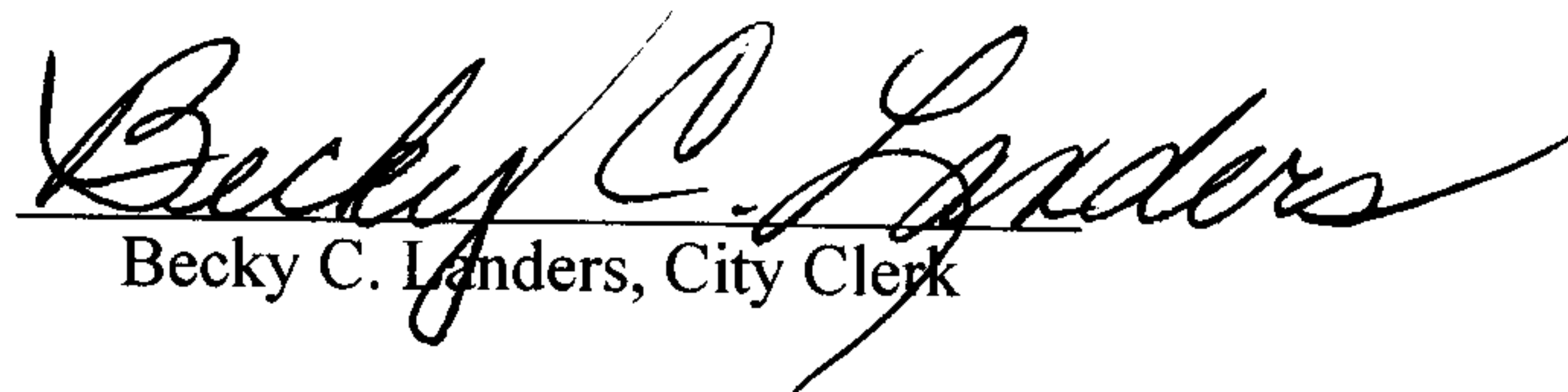


Donald E. King, Councilmember



Tony Picklesimer, Councilmember

Passed and approved this 19th day of February, 2008.



Becky C. Landers, City Clerk


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Shelby Cnty Judge of Probate, AL
02/28/2008 02:54:37PM FILED/CERT

Petition Exhibit A

Property owner(s): Pugh, James R. & Marline M.

Property: Parcel ID#09-7-26-0-002-016.000

Property Description

The above-noted property, for which de-annexation from the city limits of Chelsea is requested in this petition, is described in the attached copy of the legal description and a copy of the deed (Petition Exhibit A), Instrument Book 258, Page 645.

Further, the said property for which de-annexation from 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 de-annexation into Chelsea 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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Exhibit A

prepared by

3337

Corrected

WALLACE & ELLIS, Attorneys

Columbiana, Alabama

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DEED, JOINTLY FOR LIFE WITH REMAINDER TO SURVIVOR—LAWYERS TITLE INSURANCE CORPORATION, Birmingham, Alabama

OF ALABAMA

SHELBY

COUNTY

KNOW ALL MEN BY THESE PRESENTS,

for in consideration of Ten and 00/100

DOLLARS

to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged, we, Roman T. Lee and wife, Ora Lee Lee; John E. Pugh and wife, Dorothy Gay Pugh; and James Roland Pugh and wife, Marline M. Pugh (herein referred to as grantors) do grant, bargain, sell and convey unto

James Roland Pugh and wife, Marline M. Pugh

(herein referred to as GRANTEES) for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in

Shelby

County, Alabama to-wit:

The NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 26, Township 19, Range 1 West. ALSO, that part of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 26, Township 19, Range 1 West, which lies West of the J. A. Boulware property and the property known as the H. E. Ansley property. This fraction of land joins the West boundary line of the aforesaid J. A. Boulware and H. E. Ansley property and extends back to the East line of the above described "NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 26, Township 19, Range 1 West". The property conveyed hereby which is situated in the said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of said Section 26 is otherwise described as follows: Commence at the NW corner of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of said Section 26 and run thence in an easterly direction along the northern boundary of said $\frac{1}{4}$ Section a distance of 315.81 feet to a point; thence turn to the right and run South 3 deg. 07' West a distance of 210.8 feet to a point, which point is marked by an iron pin; thence run South 13 deg. 31' West 211.9 feet to a point marked by an iron pin; thence run South 2 deg. 09' East a distance of 209.8 feet to a point, which point is marked by an iron pipe; thence turn to the right and run North 89 deg. 43' West a distance of 280.9 feet to an iron pipe on the western boundary of said NW $\frac{1}{4}$ of the SE $\frac{1}{4}$; thence turn to the right and run in a Northerly direction along the Western boundary of said $\frac{1}{4}$ Section a distance of 614.0 feet to the point of beginning.

This deed is executed for the purpose of correcting that certain deed dated February 3, 1959, and recorded in Deed Book 204, page 142, in the Probate Records of Shelby County, Alabama; and also for the purpose of creating in favor of the grantees herein, joint ownership with right of survivorship as described in this instrument.

TO HAVE AND TO HOLD to the said GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

And I (we) do for myself (ourselves) and for my (our) heirs, executors, and administrators covenant with the said GRANTEES, 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 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, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, we have hereunto set our hand(s) and seal(s), this July day of July, 1969.

WITNESS:

Dorothy Gay Pugh (Seal)
(Dorothy Gay Pugh)

James Roland Pugh (Seal)
(James Roland Pugh)

Marline M. Pugh (Seal)
(Marline M. Pugh)

Roman T. Lee (Seal)
(Roman T. Lee)

Ora Lee Lee (Seal)
(Ora Lee Lee)

John E. Pugh (Seal)
(John E. Pugh)

STATE OF ALABAMA
SHELBY COUNTY

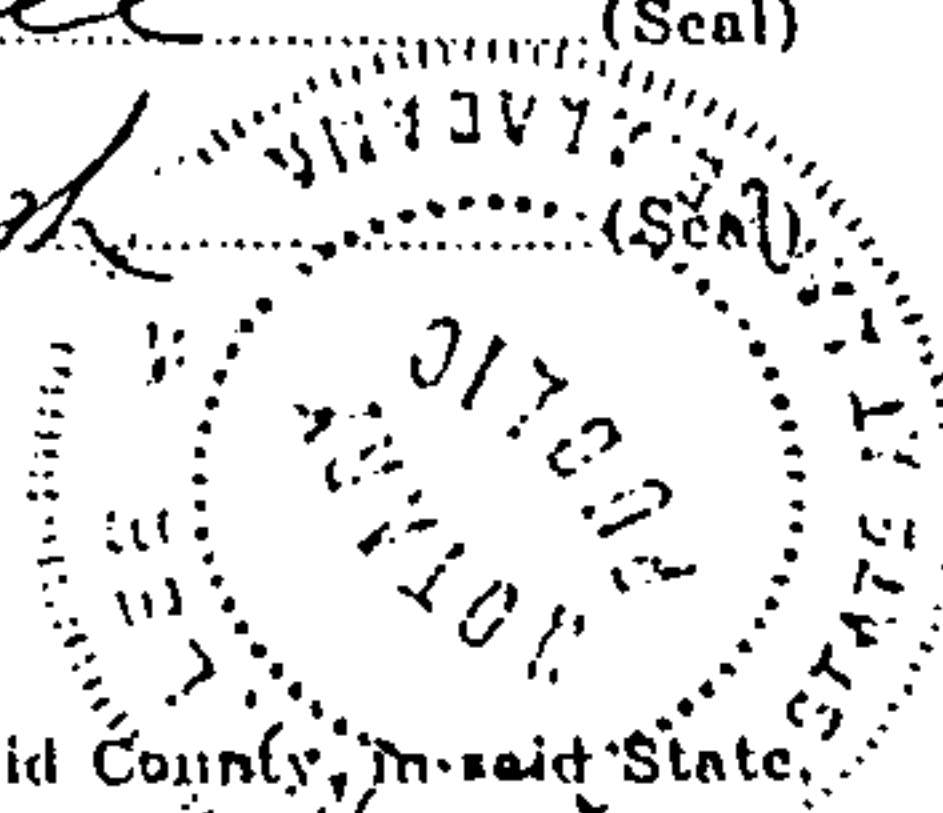
General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that James Roland Pugh and wife, Marline M. Pugh 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 July, A. D., 1969.

My commission expires 8/29/72

R. T. Lee
Notary Public.



BOOK 238 PAGE 645

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Shelby Cnty Judge of Probate, AL
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Exhibit A

(This legal description describes the partial of the J.R. Pugh property to be annexed.)

**Legal Description
Pugh Property**

Commence at the N.W. corner of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 26, T19S, R1W, run South 00 degrees 31 minutes 50 seconds East for a distance of 228.22 feet; thence run North 79 degrees 38 minutes 21 seconds East for a distance of 8.66 feet; thence run South 00 degrees 29 minutes 26 seconds East for a distance of 512.42 feet said point being the POINT OF BEGINNING of the parcel herein described; thence run South 89 degrees 30 minutes 34 seconds East for a distance of 125.00 feet; thence run South 00 degrees 29 minutes 26 seconds East for a distance of 590.00; thence run South 87 degrees 17 minutes 26 seconds West for a distance of 125.09 feet; thence run North 00 degrees 29 minutes 26 seconds West for a distance of 594.84 feet to the POINT OF BEGINNING of herein described parcel containing 1.70 acres (74,052 Sq. Ft.), more or less.



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Shelby Cnty Judge of Probate, AL
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Exhibit B

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

DE-
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.

Signed on the 16th day of February, 2008.

James E. Smith
Witness

James R. Pugh
Owner Signature

James R. Pugh
Print name

1862 Tanyard Rd
Mailing Address Harpersville, AL 35078
Chelsea, AL
Property Address (if different)

205-672-2414
Telephone Number (Day)

Same

Telephone Number (Evening)

Marlene Pugh
Owner Signature

Marlene Pugh
Print Name

1862 Tanyard Rd
Mailing Address Harpersville, AL 35078
Chelsea, AL
Property Address

205-672-2414
Telephone number

Same

Telephone Number (Evening)

Number of people on property _____
Proposed Property Usage (Circle One)
Commercial or Residential

(All owners listed on the deed must sign)

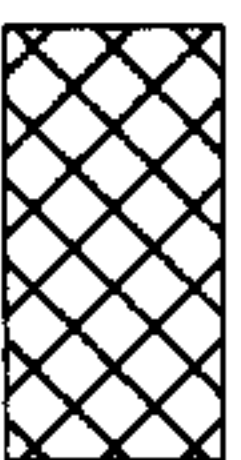
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Shelby Cnty Judge of Probate, AL
02/28/2008 02:54:37PM FILED/CERT

Exhibit C
DX-08-02-19-418

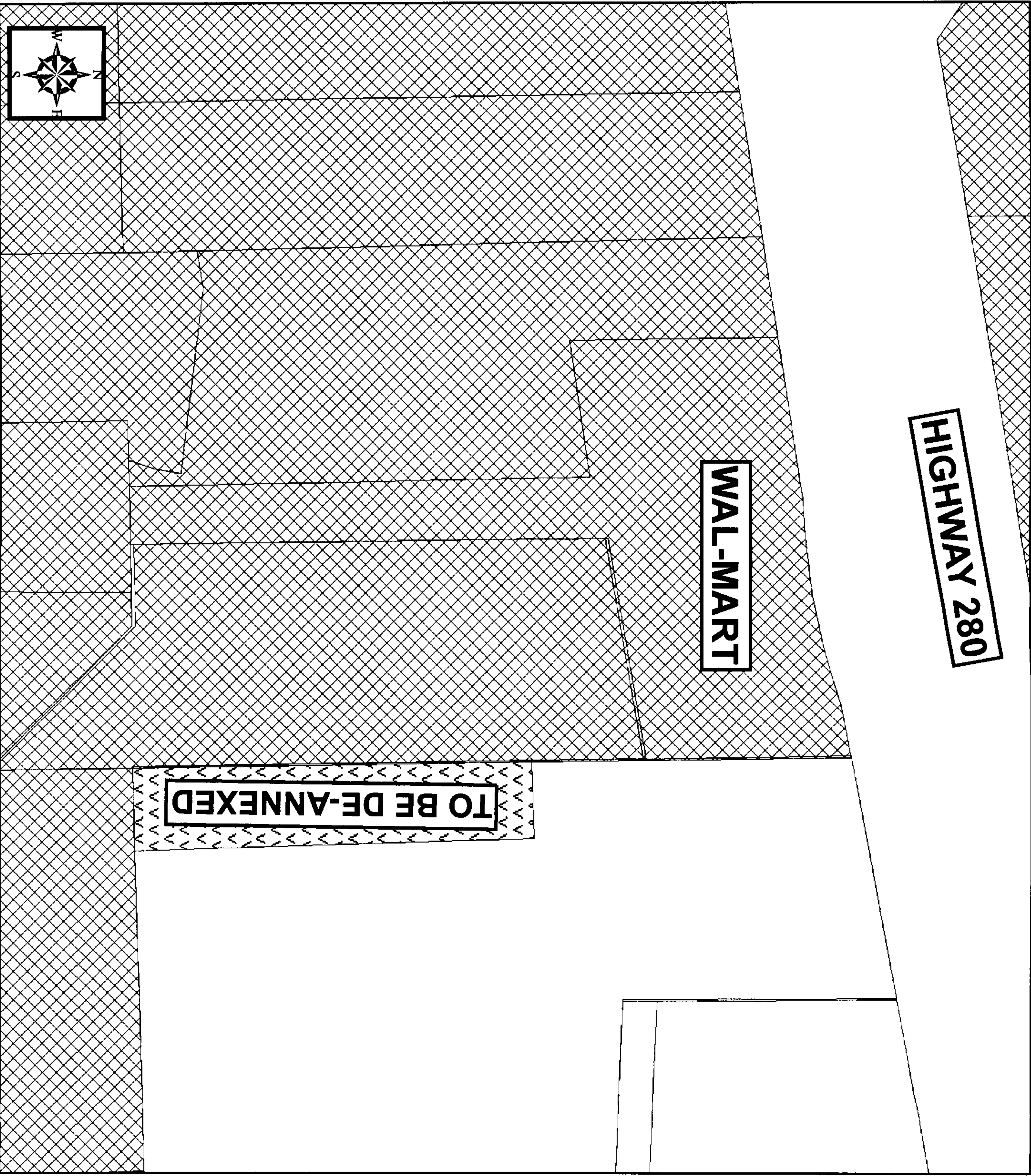
Tax Map ID#
09-7-26



Chelsea City Limits



Area to be De-annexed



PUGH DE-ANNEXATION

Mapping By:
Geri Roberts
February 13, 2008