

City of Chelsea

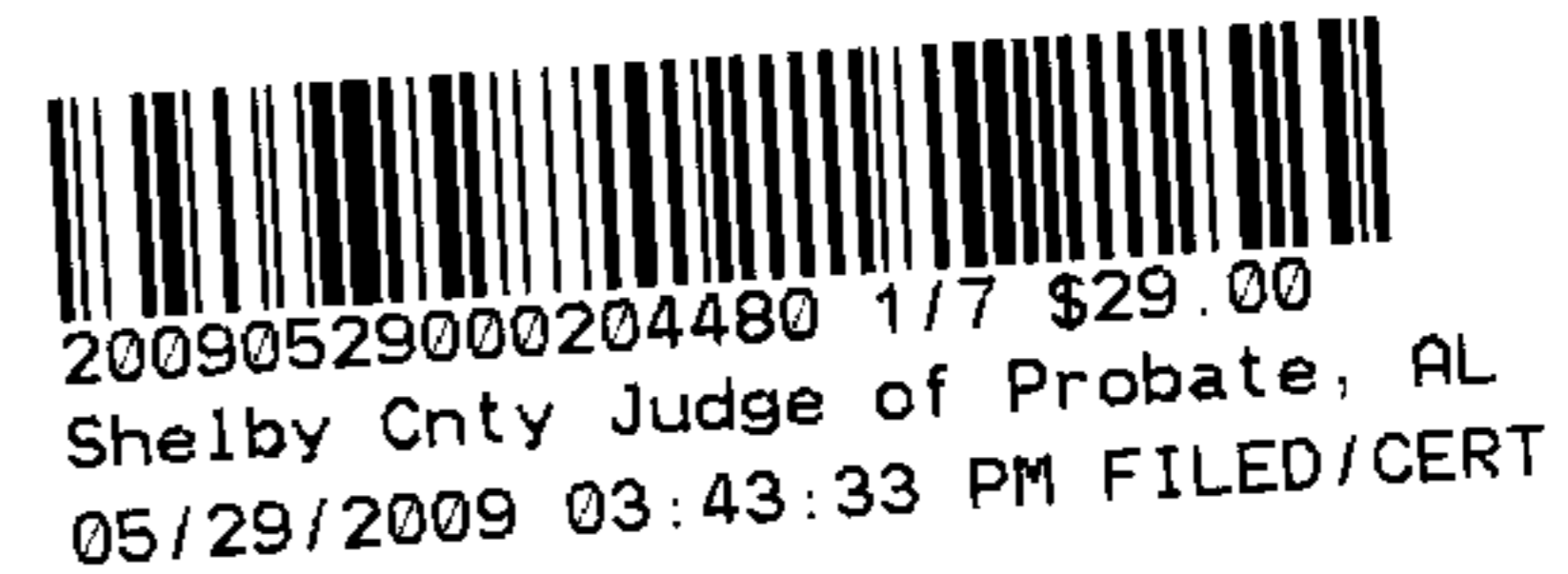
P.O. Box 111
Chelsea, Alabama

Certification Of Annexation Ordinance

Ordinance Number: **X-09-05-19-460**

Property Owner(s): **Enrique & Caroline Martinez**

Property: Parcel ID **#15-3-08-0-000-008.000**



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 May 19th, 2009 as same appears in minutes of record of said meeting, and published by posting copies thereof on May 20th, 2009, at the public places listed below, which copies remained posted for five business days (through May 25th, 2009).

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
Chelsea Senior Lodge, 708 County Rd 36, Chelsea, AL 35043
City of Chelsea Website-www.cityofchelsea.com

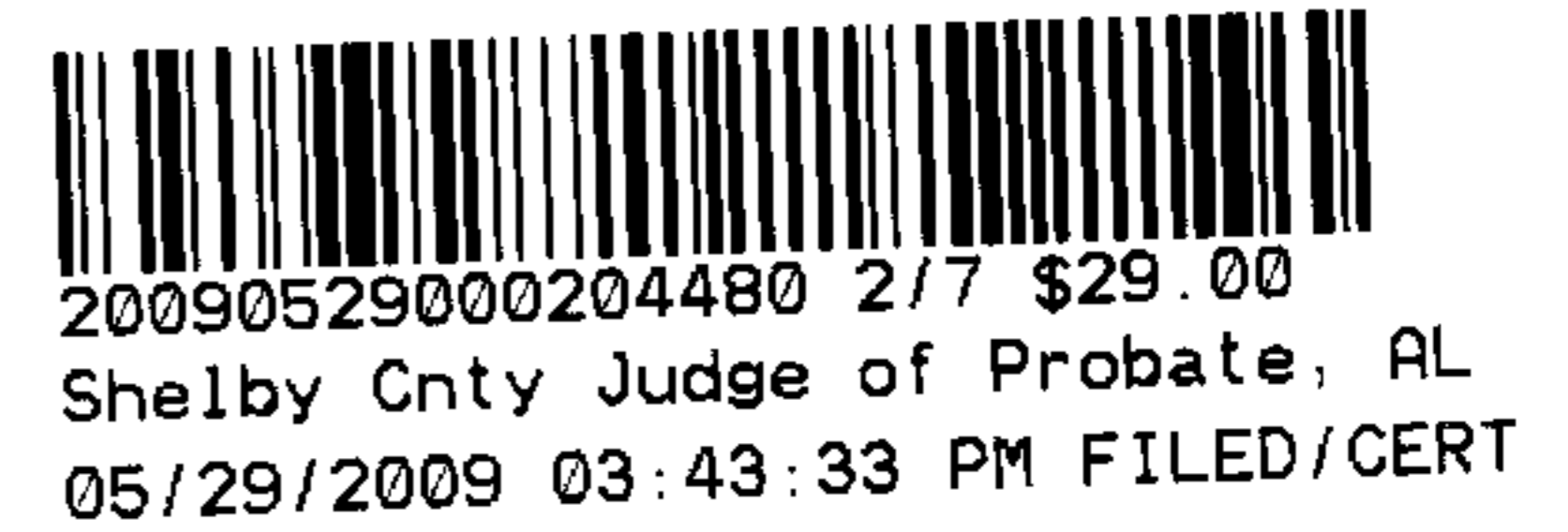

Becky C. Landers, City Clerk

City of Chelsea, Alabama

Annexation Ordinance No X-09-05-19-460

Property Owner(s): **Martinez, Enrique & Caroline**

Property: Parcel ID #**15-3-08-0-000-008.000**



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

Whereas, the attached written petition (as Exhibit B) 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 Exhibit A) 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;

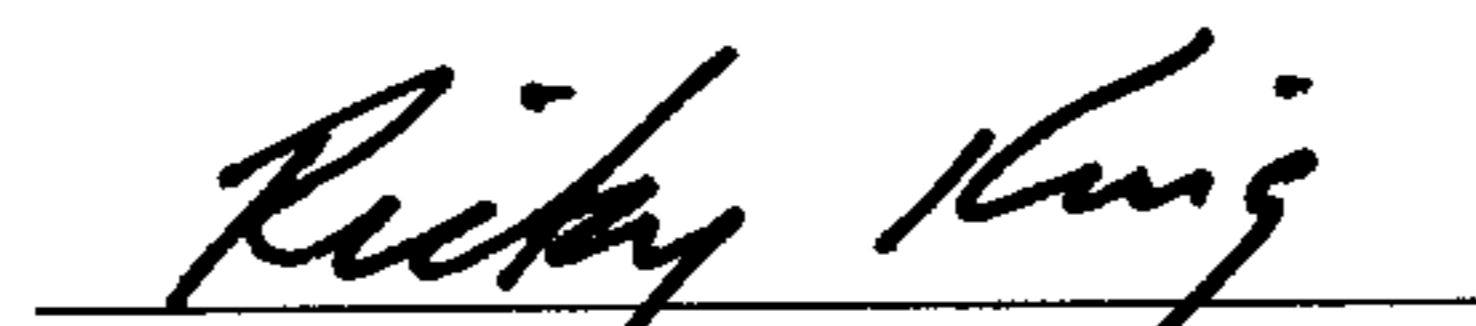
Whereas, said territory does not lie within the corporate limits or police jurisdiction of any other municipality

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.



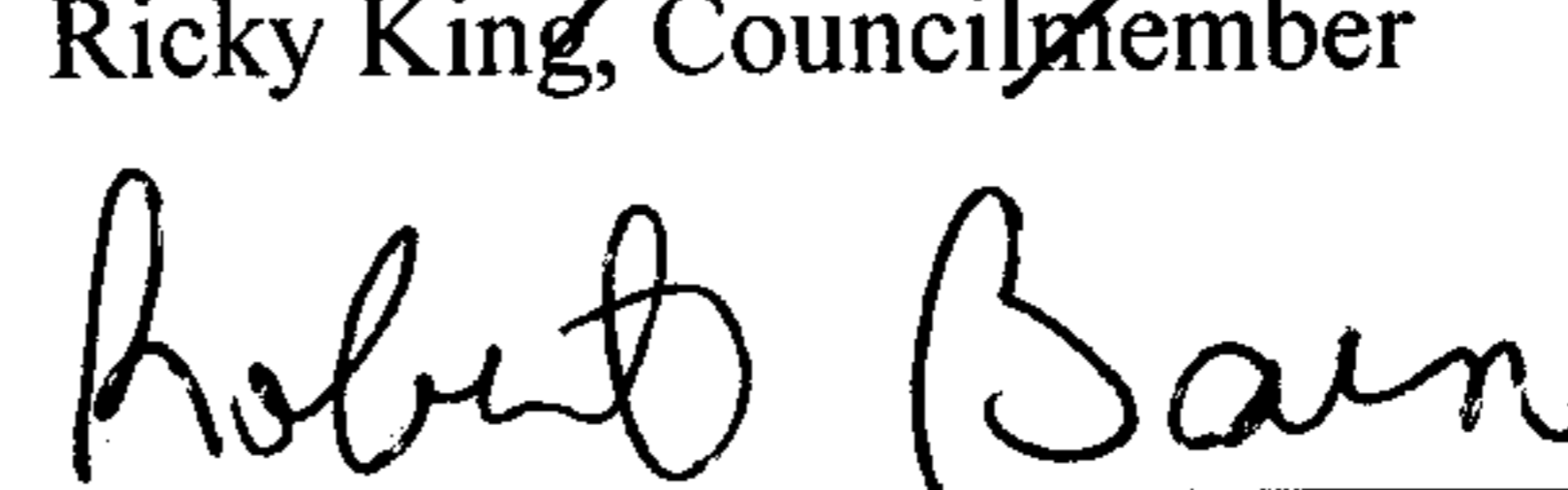
S. Earl Niven, Mayor



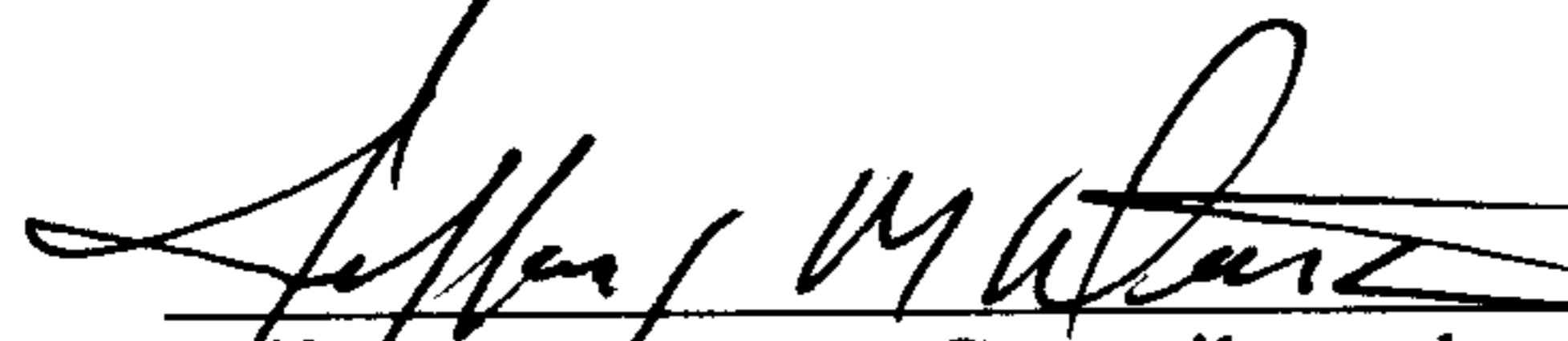
Ricky King, Councilmember



Tony Picklesimer, Councilmember



Robert Barnes, Councilmember




Jeffrey M. Denton, Councilmember



Juanita J. Champion, Councilmember

Passed and approved this the 19th day of May, 2009

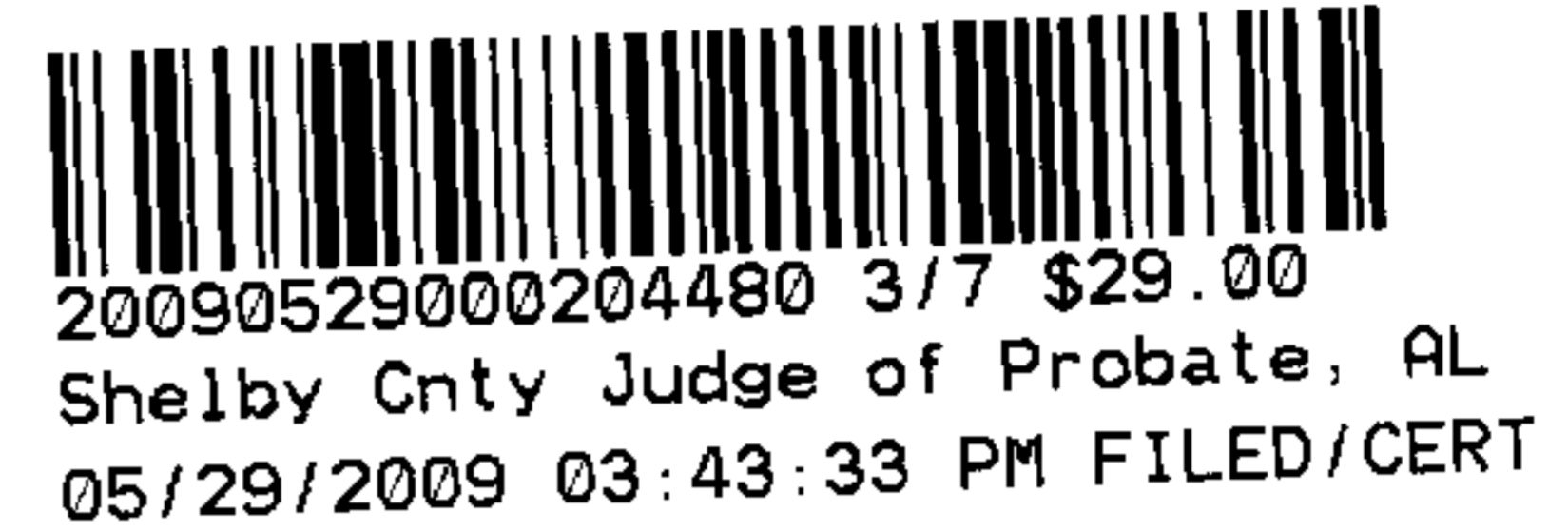


Becky C. Landers, City Clerk

Petition Exhibit A

Property owner(s): Enrique & Caroline Martinez

Property: Parcel ID #15-3-08-0-000-008.000



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 A), from Instrument #20050829000446230 filed with the Shelby County Probate Judge.

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.

13104

"Exhibit A"

20050829000446230 1/2 \$33.50
Shelby Cnty Judge of Probate, AL
08/29/2005 02:20:41PM FILED/CERT

(RECORDING INFORMATION ONLY ABOVE THIS LINE)

This Instrument was prepared by:

R. Shan Paden
PADEN & PADEN
Attorneys at Law
5 Riverchase Ridge, Suite 100
Birmingham, Alabama 35244

SEND TAX NOTICE TO:

ENRIQUE MARTINEZ
1216 COUNTY ROAD 36
CHELSEA, AL 35043

20090529000204480 4/7 \$29.00
Shelby Cnty Judge of Probate, AL
05/29/2009 03:43:33 PM FILED/CERT

STATE OF ALABAMA)

COUNTY OF SHELBY)

JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

WARRANTY DEED

Know All Men by These Presents: That in consideration of ONE HUNDRED NINETY FIVE THOUSAND DOLLARS and 00/100 (\$195,000.00) to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt of which is acknowledged, we, HERMAN L. SMITH and RENA F. SMITH, HUSBAND AND WIFE (herein referred to as GRANTORS) do grant, bargain, sell and convey unto ENRIQUE MARTINEZ and CAROLINE MARTINEZ, HUSBAND AND WIFE, (herein referred to as GRANTEES, as joint tenants, with right of survivorship, whether one or more) the following described real estate, situated in SHELBY County, Alabama, to-wit:

A parcel of land in the NW1/4 of the NW1/4 of Section 8, Township 20 South, Range 1 West, Shelby County, Alabama, described as follows: Commence at the Northwest corner of said Section 8, thence run East along the north section line 847.55 feet to a point on the southeast right of way of Shelby County Highway #36 and the point of beginning; thence continue last course 475.00 feet; thence turn right 91 deg. 18 min. 41 sec. And run south along the east 1/4-1/4 line 455.83 feet; thence turn right 87 deg. 50 min. 33 sec. And run west 491.23 feet; thence turn right 00 deg. 50 min. 39 sec. And run west 208.77 feet; thence turn right 12 deg. 43 min. 32 sec. And run westerly 198.7 feet; thence turn left 12 deg. 18 min. 34 sec. And run westerly 54.81 feet to a point on the southeast right of way of said highway, said point being on a clockwise curve having a delta angle of 9 deg. 01 min. 43 sec. And a radius of 1890.79 feet; thence turn right 133 deg. 05 min. 17 sec. To the tangent of said curve and run northeast along the arc of said curve 297.95 feet; thence continue northeast along said right of way tangent to said curve 85.85 feet to the point of a counter-clockwise curve having a delta angle of 6 deg. 42 min. 50 sec. And a radius of 2189.31 feet; thence run along the arc of said curve 256.54 feet to the point of beginning.

All lying and being in Shelby County, Alabama.

SUBJECT TO:

1. TAXES FOR THE YEAR BEGINNING OCTOBER 1, 2004 WHICH CONSTITUTES A LIEN BUT ARE NOT DUE AND PAYABLE UNTIL OCTOBER 1, 2005.
2. ANY ENCROACHMENTS, EASEMENTS, PARTY WALLS, CONFLICTS IN BOUNDARY

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Shelby Cnty Judge of Probate, AL
08/29/2005 02:20:41PM FILED/CERT

LINES, SHORTAGE OF VARIATION IN AREA OR MEASUREMENTS, AND/OR ANY FACTS THAT A CORRECT SURVEY AND/OR A PHYSICAL INSPECTION OF THE PREMISES WOULD DISCLOSE.

Shelby County, AL 08/29/2005
State of Alabama
Deed Tax: \$19.50

- 3. MINERAL AND MINING RIGHTS.
- 4. EASEMENTS, RESTRICTIONS AND RIGHT OF WAY OF RECORD.

\$175,500.00 of the consideration herein was derived from a mortgage closed simultaneously herewith.

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Shelby Cnty Judge of Probate, AL
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RENA F. SMITH IS ONE AND THE SAME AS RENA MERLE SMITH.

TO HAVE AND TO HOLD Unto the said GRANTEES as joint tenants, with right of survivorship, their heirs and assigns, forever; it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

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

IN WITNESS WHEREOF, the said GRANTORS, HERMAN L. SMITH and RENA F. SMITH, HUSBAND AND WIFE, have hereunto set his, her or their signature(s) and seal(s), this the 19th day of August, 2005.


HERMAN L. SMITH

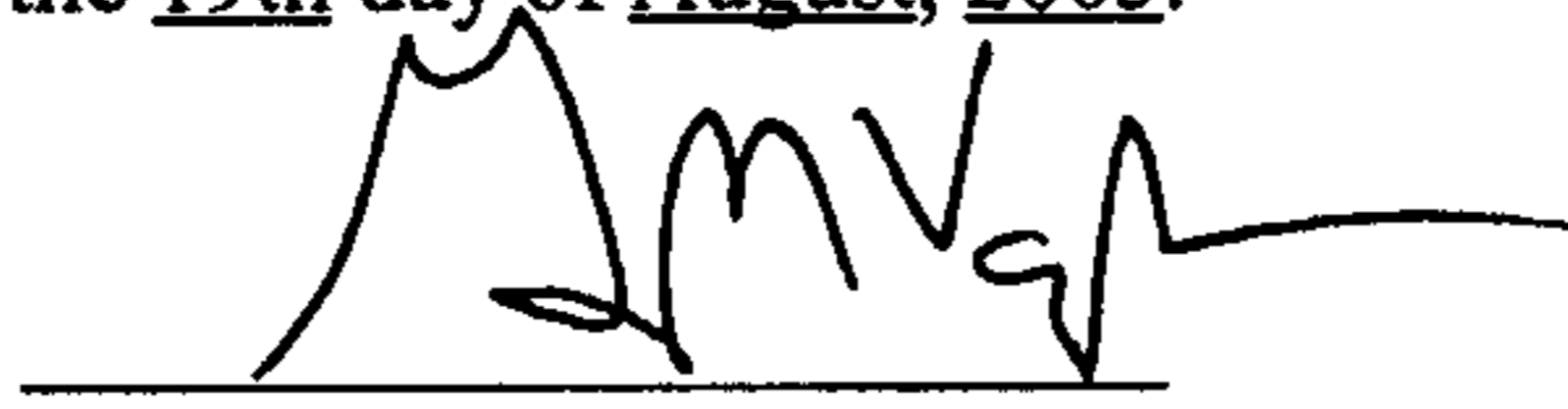

RENA F. SMITH

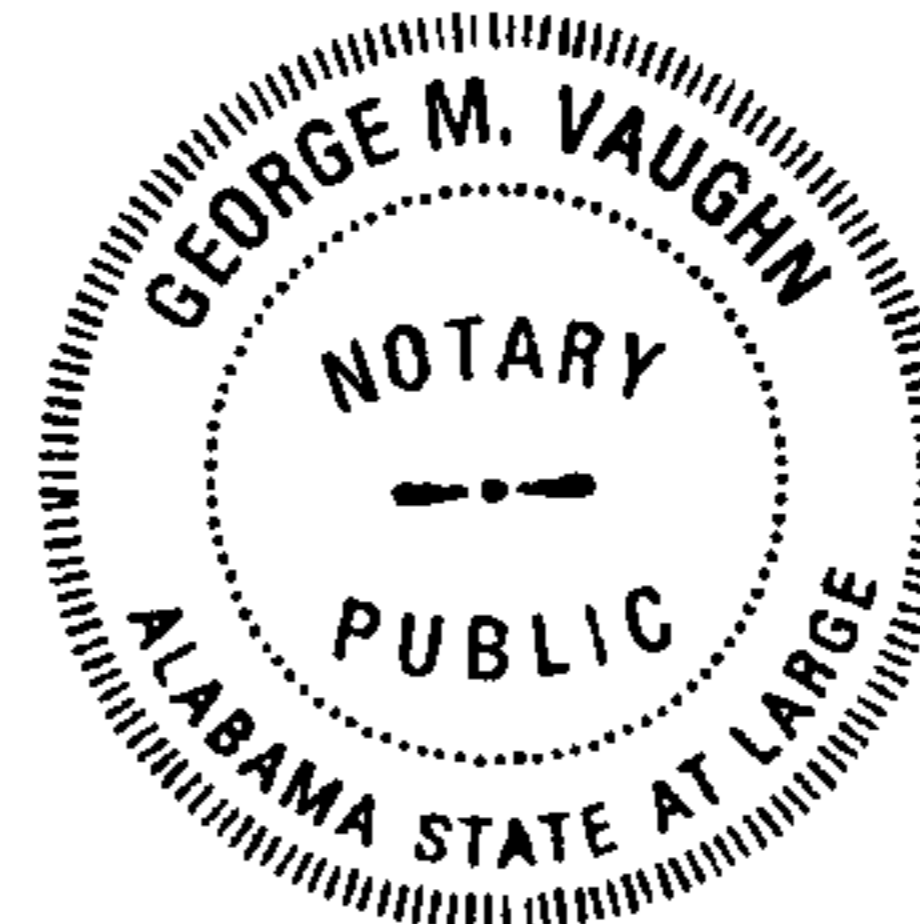
STATE OF ALABAMA)
COUNTY OF SHELBY)

ACKNOWLEDGEMENT

I, the undersigned, a Notary Public, in and for said County, in said State, hereby certify that HERMAN L. SMITH and RENA F. SMITH, HUSBAND AND WIFE, whose name(s) is (are) signed to the foregoing conveyance, and who is (are) known to me, acknowledged before me on this day that, being informed of the contents of the conveyance he, she, or they executed the same voluntarily on the day the same bears date.

Given under my hand this the 19th day of August, 2005.


Notary Public



My commission expires: 9.29.06

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

"Exhibit B"

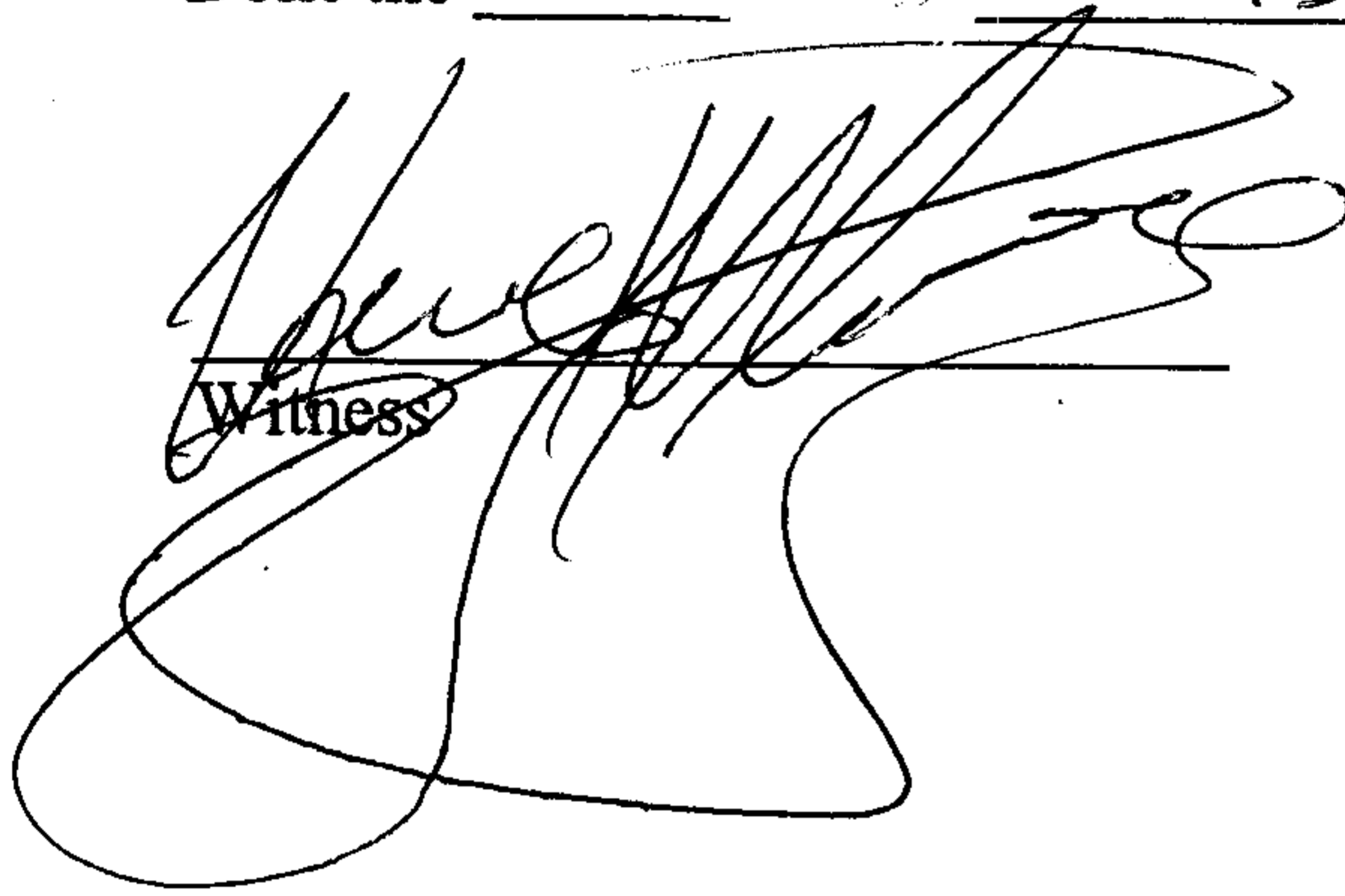


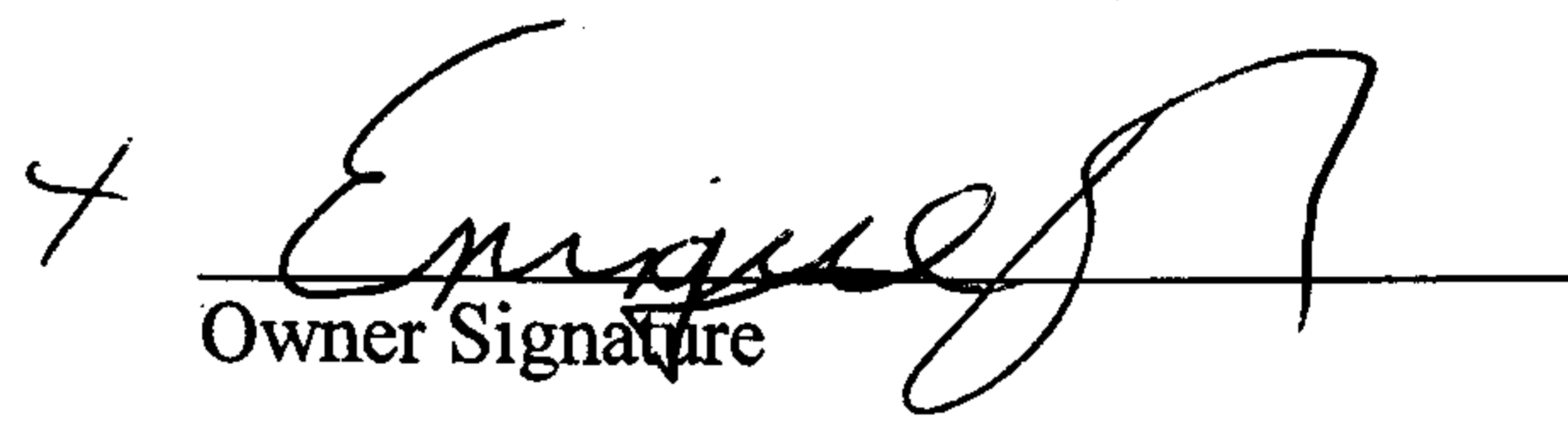
20090529000204480 6/7 \$29.00
Shelby Cnty Judge of Probate, AL
05/29/2009 03:43:33 PM FILED/CERT

Petition for Annexation

The undersigned owner(s) of the property which is described in the attached "Exhibit B" 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 5 - 13, 2009.


Witness

+ 
Owner Signature

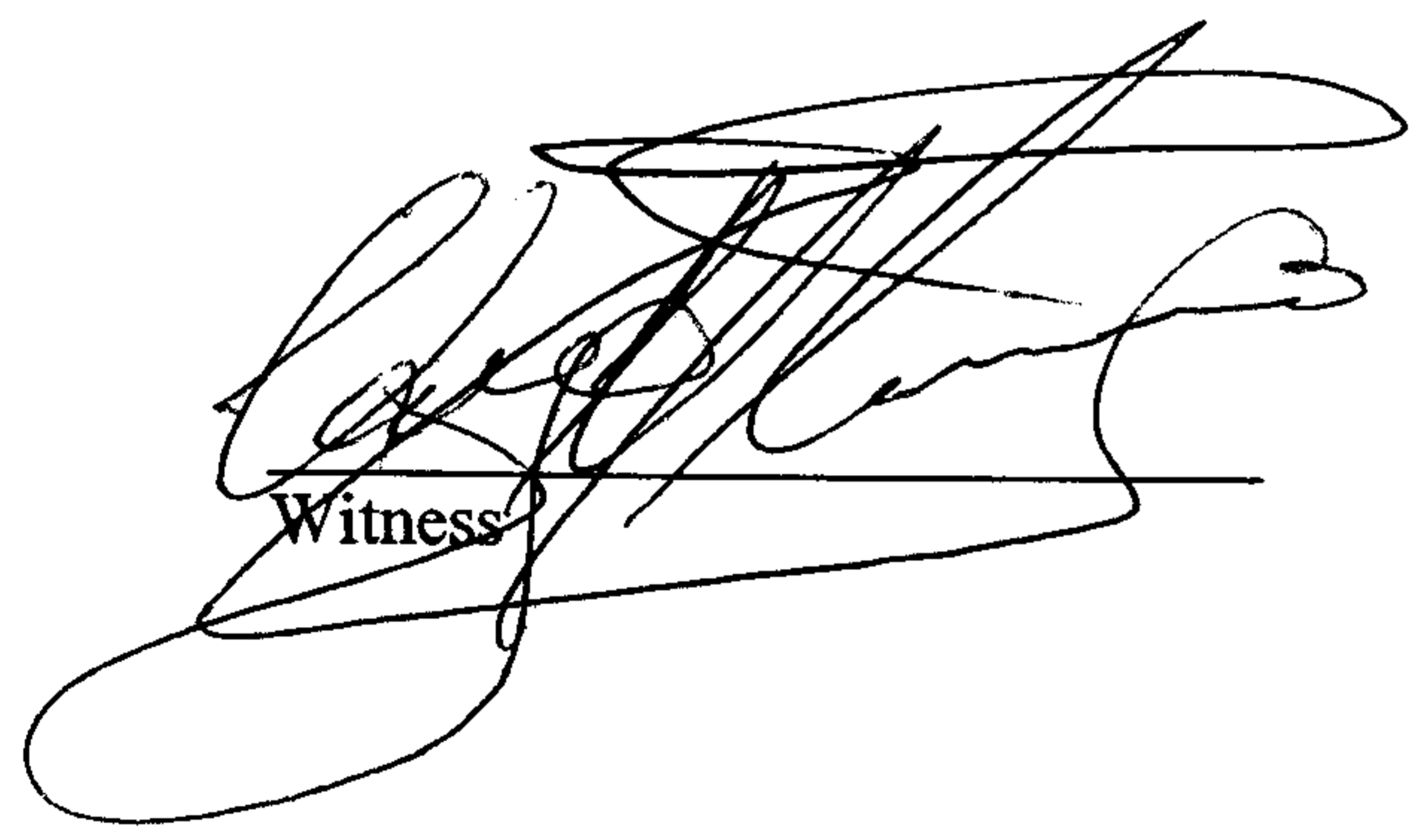
Enrique Martinez
Print Name

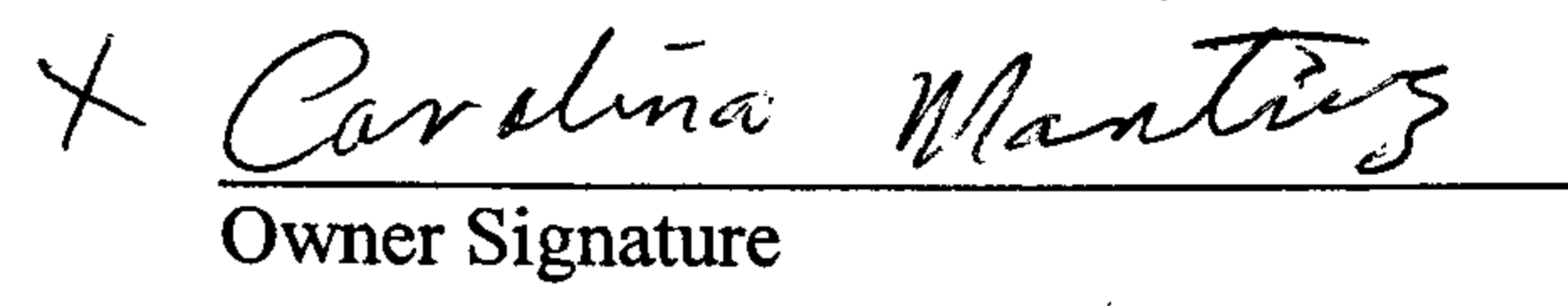
1216 Hwy 36 Chelsea AL 35043
Mailing Address

1216 Hwy 36 Chelsea AL 35043
Property Address (If different)

(205) 533-5724
Telephone Number (Day)

(205) 533-5724
Telephone Number (Evening)


Witness

+ 
Owner Signature

Carolina Martinez
Print Name

1216 Hwy 36 Chelsea AL 35043
Mailing Address

1216 Hwy 36 Chelsea AL 35043
Property Address (If different)

(205) 966-1173
Telephone Number (Day)

Telephone Number (Evening)

Number of people on property 3

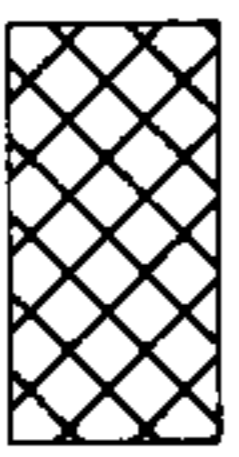
Proposed property usage: (Circle One)
Commercial Residential



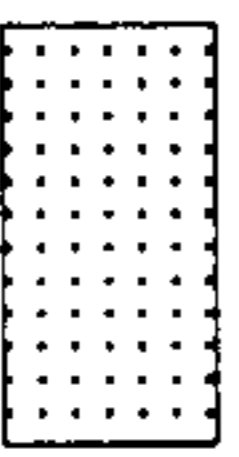
20090529000204480 7/7 \$29.00
Shelby Cnty Judge of Probate, AL
05/29/2009 03:43:33 PM FILED/CERT

Exhibit C
X-09-05-19-460

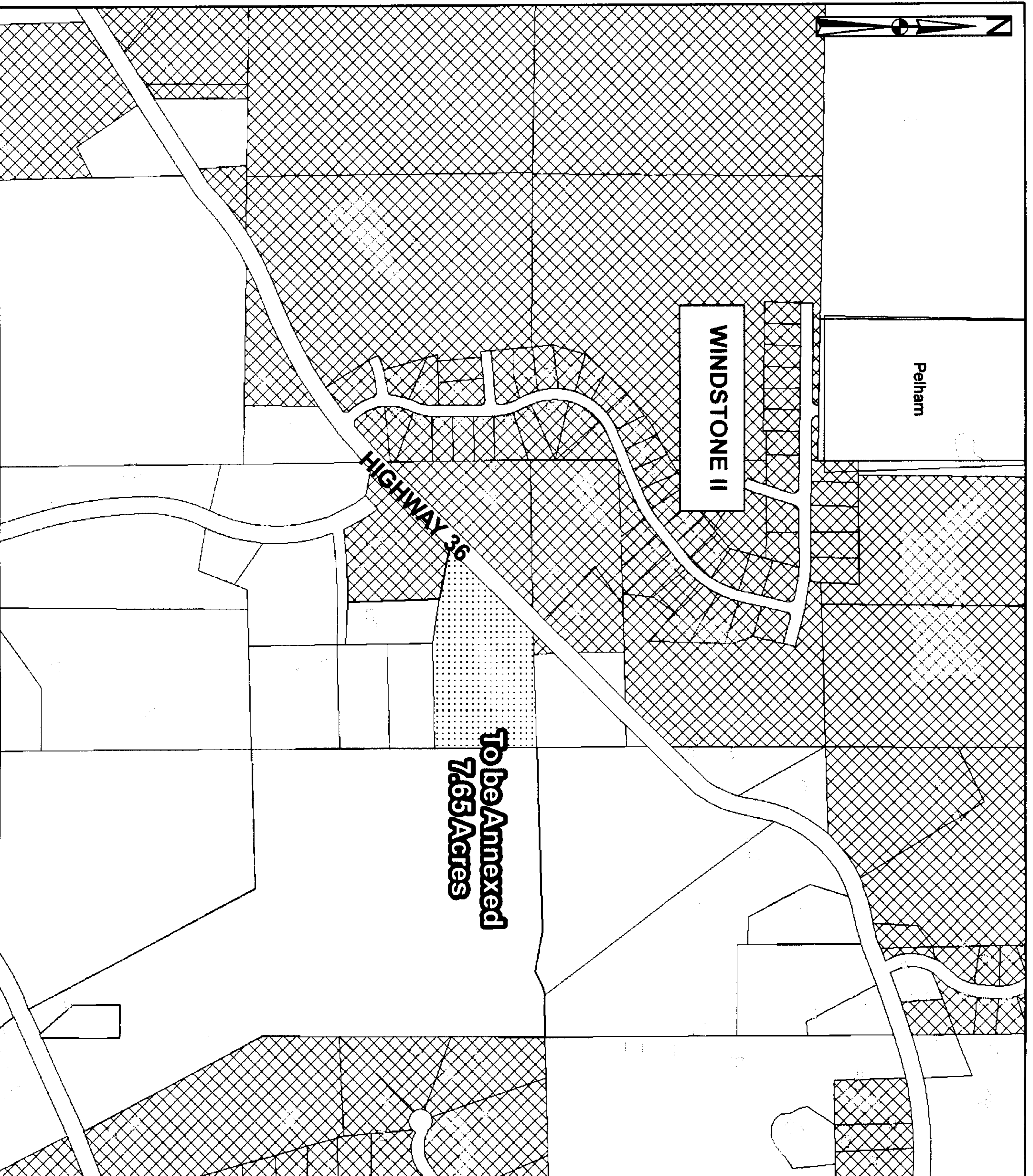
Tax Map ID#
15-3-08



Chelsea City Limits



Area to be Annexed



MARTINEZ ANNEXATION

To be Annexed
7.65 Acres

Mapping By:
Gerri Roberts
May 19, 2009