


ORDINANCE NUMBER 03282011-304

COUNCIL MEMBER COST

INTRODUCED THE FOLLOWING ORDINANCE.

COUNCIL MEMBER WOODHAM

SECONDED THE ORDINANCE.


20110811000235560 1/7 \$30.00
Shelby Cnty Judge of Probate, AL
08/11/2011 11:35:05 AM FILED/CERT

AN ORDINANCE ASSENTING TO A CERTAIN PETITION FOR ANNEXATION

Whereas, all of the owners of property located and contained within an area contiguous to the corporate limits of Montevallo, and not within the corporate limits or police jurisdiction of any other municipality, have signed and filed a written petition with the City Clerk requesting that such property or territory be annexed to Montevallo, and

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of the said territory showing its relationship to the corporate limits of Montevallo,

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

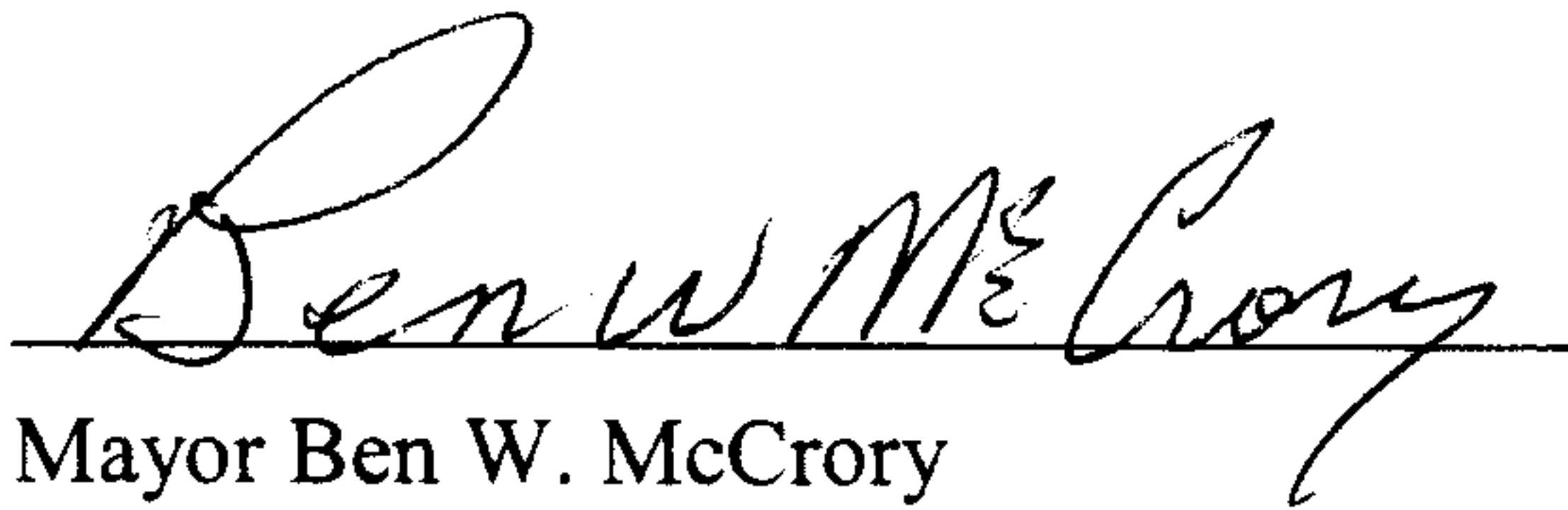
1. That the City Council of the City of Montevallo, as and for its governing body, hereby assents to the annexation of that certain land of approximately 2.38 acres at 620 Highway 204, upon the petition of Samuel Edward Lowe and Leslee C. Lowe, the owner, as provided in §11-42-21 of the *1975 Alabama Code* and other applicable law.

Legal description: COM NE COR SEC 30 W 651.3 S 21.8 TO POB S 634.9 W 163.35 N 634.9 E 163.35 TO POB, Shelby County, Alabama Records.


2. That the annexed territory be zoned AO until rezoned upon a recommendation of the Planning and Zoning Commission.
3. That the annexed territory be made a part of Council District Two until such time as Council Districts are redrawn pursuant to the US Census.
4. That the City Clerk is directed to file a copy of this ordinance, including a description of the property or territory annexed, in the office of the Judge of Probate of Shelby County, and to advertise this ordinance as provided by law.

This ordinance shall become effective upon its passage and advertisement as provided by law.

Approved and adopted this day, March 28th, 2011.



Mayor Ben W. McCrory


Attest:


Herman Lehman, City Clerk

I certify that the attached Ordinance 12132010-300, adopted by the Montevallo City Council on March 28, 2011 was, pursuant to §11-45-8(b) of the *1975 Alabama Code*, posted in conspicuous places within the community:

1. The Mayor's office, City Hall, 545 Main Street, Montevallo
 2. The City Shop, 445 Selma Road, Montevallo
 3. The Park and Recreation Building/Senior Center, Orr Park, 420 Vine Street, Montevallo,
 4. The Parnell Memorial Library, 277 Park Drive, Montevallo,
- beginning April 4, 2011 and continuing for more than four weeks thereafter.


Herman Lehman
City Clerk


20110811000235560 2/7 \$30.00
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BASIC FORM LETTER:

State of Alabama
County of Shelby

Date Filed 2/23/11

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

Property Address:

620 Highway 204 Montevallo, AL 35115

Legal Description:

See attached tax notice or deed

The property is located and contained within an area contiguous to the corporate limits of the City of Montevallo, Alabama, a city of more than 2000 population, and show(s) the City of Montevallo, Alabama that such property does not lie with the corporate limits or police jurisdiction of an other municipality than Montevallo, 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 Montevallo, 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 Montevallo, Alabama as in accordance with the provision of the Code of Alabama as cited above.

Said property is described further in the attached Exhibit(s).

Reason for annexation: Police and Fire protection

Number of single family dwellings on the property: 1

Number of people living on the property: 1

Number of people of voting age: 1

Number of people not of voting age: 0

Water - City of Montevallo
garbage - Waste Management



20110811000235560 3/7 \$30.00
Shelby Cnty Judge of Probate, AL
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Race of each person: White

Name and signature of all property owners:

Samuel Edward Lane

Name [Signature] 2-22-11

Signature Date

Lester C. Lowe

Name [Signature] 2/22/11


Signature Date

Name

Signature Date

Name

Signature Date


20110811000235560 4/7 \$30.00
Shelby Cnty Judge of Probate, AL
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STATE OF ALABAMA)
COUNTY OF SHELBY)

BILL OF SALE

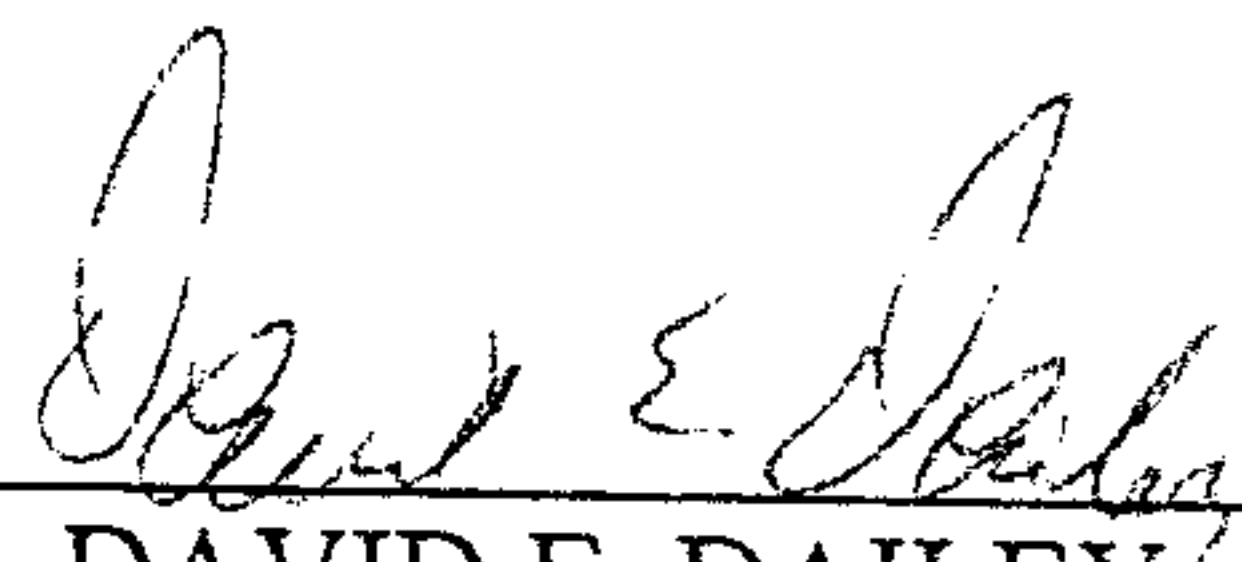
In consideration of **ONE DOLLAR (\$1.00) AND OTHER GOOD AND VALUABLE CONSIDERATION**, in hand paid, the receipt of which is hereby acknowledged, **DAVID E. DAILEY**, the "Seller" herein, hereby grant, bargain, sell and convey to **SAMUEL E. LOWE and LESLEE C. LOWE**, the "Purchaser" herein, the complete interest in the following described item(s):

**One 1983 Buccaneer Mobile Home, 24' x 44',
Serial Number: ALBA12822448S3671AB**

Seller hereby warrants that Seller has all interest to said chattel, and said chattel is free of all liens and encumbrances, and that Seller is authorized to sell same.

The hereinabove designated property is sold "**AS IS**", without any warranty, except warranty of title.

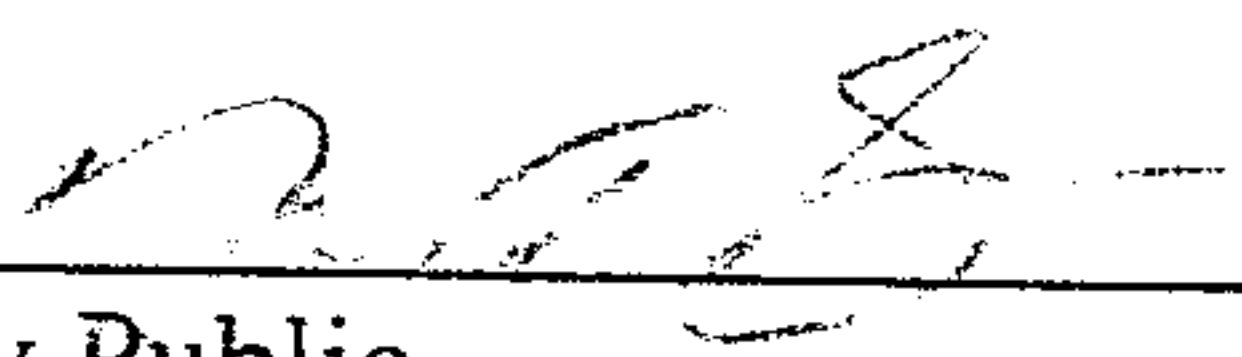
Done this 29th day of Nov., 2006.




Seller, **DAVID E. DAILEY**

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this 29th day of Nov., 2006.



Notary Public
My Commission Expires: 8/13/09


20110811000235560 5/7 \$30.00
Shelby Cnty Judge of Probate, AL
08/11/2011 11:35:05 AM FILED/CERT

This instrument was prepared by
Mitchell A. Spears

Attorney at Law

P.O. Box 119 205/665-5102
Montevallo, AL 35115-0091 205/665-5076

Send Tax Notice to: Samuel E. Lowe

(Name) and Leslee C. Lowe

(Address) 8800 County Road 73

Montevallo AL 35115

Warranty Deed, Jointly For Life With Remainder To Survivor

STATE OF ALABAMA
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of **FORTY FIVE THOUSAND and 00/100 (\$45,000.00) DOLLARS** to the undersigned grantor or grantors in hand paid by the GRANTEES herein, the receipt whereof is acknowledged. I (we).

DAVID E. DAILEY, an unmarried man

(herein referred to as grantors) do grant, bargain, sell and convey unto

SAMUEL E. LOWE and LESLEE C. LOWE

(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, the following described real estate situated in **SHELBY** County, Alabama to-wit:

A parcel of land in the NE ¼ of the NE ¼, Section 30, Township 22 South, Range 3 West, Shelby County, Alabama, described as follows:

From the NE corner of said ¼- ¼ section, run West along the North ¼- ¼ line for 651.3 feet; thence deflect left 85 degrees 45 minutes and run southerly for 21.8 feet to a point on the South R.O.W. line of County Road No. 204, and the point of beginning of subject parcel of land from said point thus established, continue to run said course for 634.9 feet to a point on a fence; thence deflect right 85 degrees and 45 minutes and run westerly along said fence for 163.35 feet; thence deflect right 94 degrees and 15 minutes and run northerly and parallel to the East lot line for 634.9 feet to a point on said right of way line; thence deflect right 85 degrees and 45 minutes and run easterly along said road right of way line for 163.35 feet and back to the point of beginning.

SUBJECT TO:

- **Taxes for 2007 and subsequent years.**
- **Title to minerals underlying caption lands with mining right and privileges belonging thereto.**

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 for such survivor 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, 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 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 29th day of Nov., 2006.

David E. Dailey
DAVID E. DAILEY

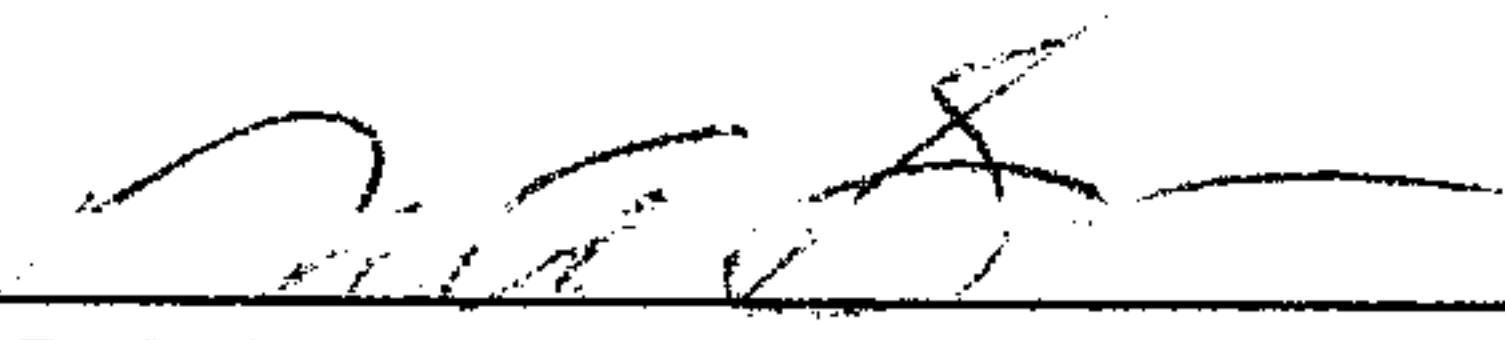


20061129000579350 2/2 \$59.00
Shelby Cnty Judge of Probate, AL
11/29/2006 02:28:39PM FILED/CERT

STATE OF ALABAMA
SHELBY COUNTY

I, the undersigned authority a Notary Public in and for said County, in said State, hereby certify that **DAVID E. DAILEY**, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he executed the same voluntarily on the day that same bears date.

Given under my hand and official seal, this the 29th day of Nov., 2006.



Notary Public
My Commission Expires: 8/13/09

Shelby County, AL 11/29/2006
State of Alabama

Dead Tax: \$45.00



20110811000235560 7/7 \$30.00
Shelby Cnty Judge of Probate, AL
08/11/2011 11:35:05 AM FILED/CERT