

20110812000237130 1/6 \$27.00
Shelby Cnty Judge of Probate, AL
08/12/2011 08:58:03 AM FILED/CERT

City of Chelsea

P.O. Box 111
Chelsea, Alabama

Certification Of Annexation Ordinance

Ordinance Number: **X-11-07-19-595**

Property Owner(s): **Brian & Tiffany Kirk**

Property: Parcel ID **#09-5-15-0-001-055.000**

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 July 19th, 2011 as same appears in minutes of record of said meeting, and published by posting copies thereof on July 20th, 2011, at the public places listed below, which copies remained posted for five business days (through July 26th, 2011).

Chelsea City Hall, 11611 Chelsea Road, Chelsea, Alabama 35043

Chelsea Sports Complex, Highway 39, Chelsea, Alabama 35043

U.S. Post Office, Highway 280, Chelsea, Alabama 35043

Chelsea Senior Lodge, 706 County Rd 36, Chelsea, AL 35043

City of Chelsea Website-www.cityofchelsea.com


Becky C. Landers, City Clerk



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City of Chelsea, Alabama

Annexation Ordinance No X-11-07-05-595

Property Owner(s): **Brian & Tiffany Kirk**

Property: Parcel ID **#09-5-15-0-001-055.000**

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 PRD 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

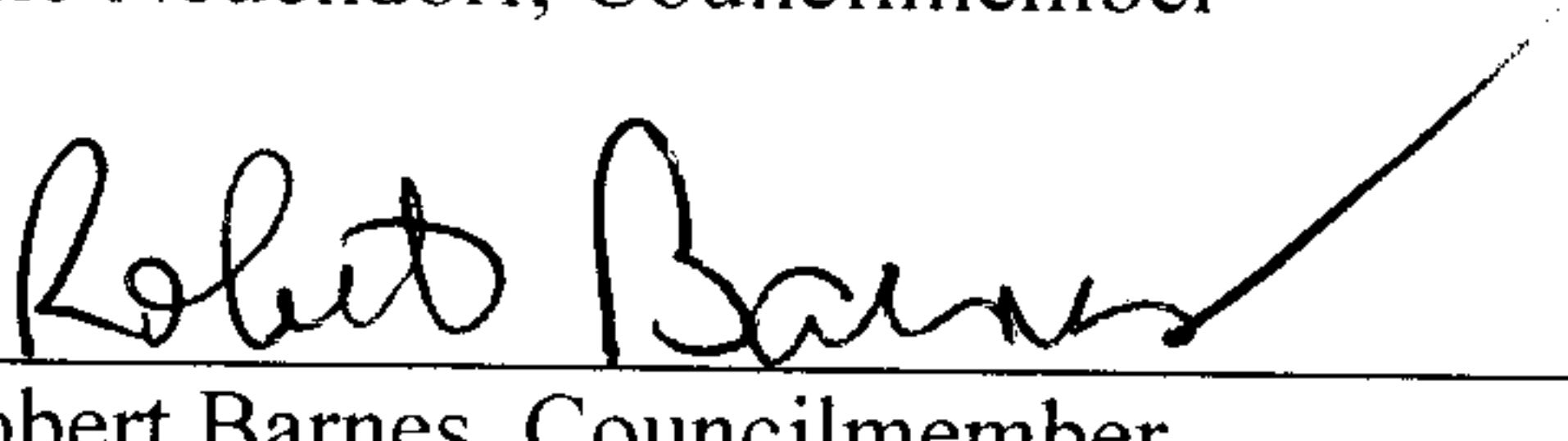
Therefore, be it ordained that the City Council of the City of Chelsea assents to the said annexation: and

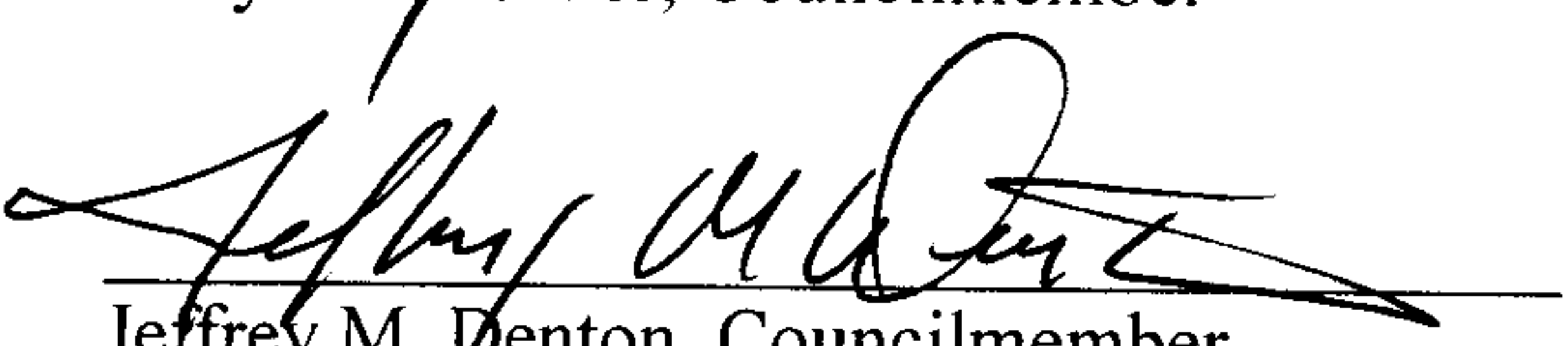
Be it further ordained that the corporate limits of Chelsea be extended and rearranged so as to embrace and include said property, and said property shall become a part of the corporate area of the City of Chelsea upon the date of publication of this ordinance as required by law.

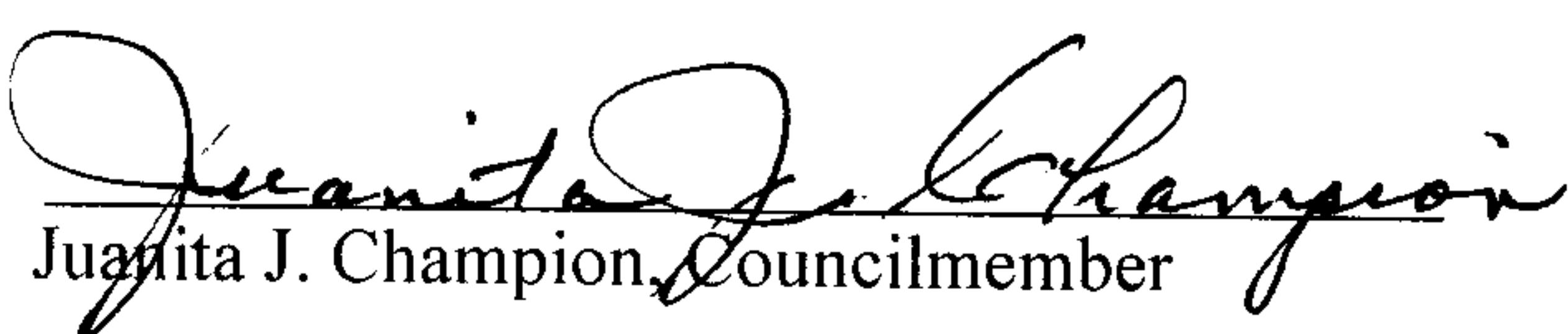

S. Earl Niven, Mayor


Dale Neuendorf, Councilmember

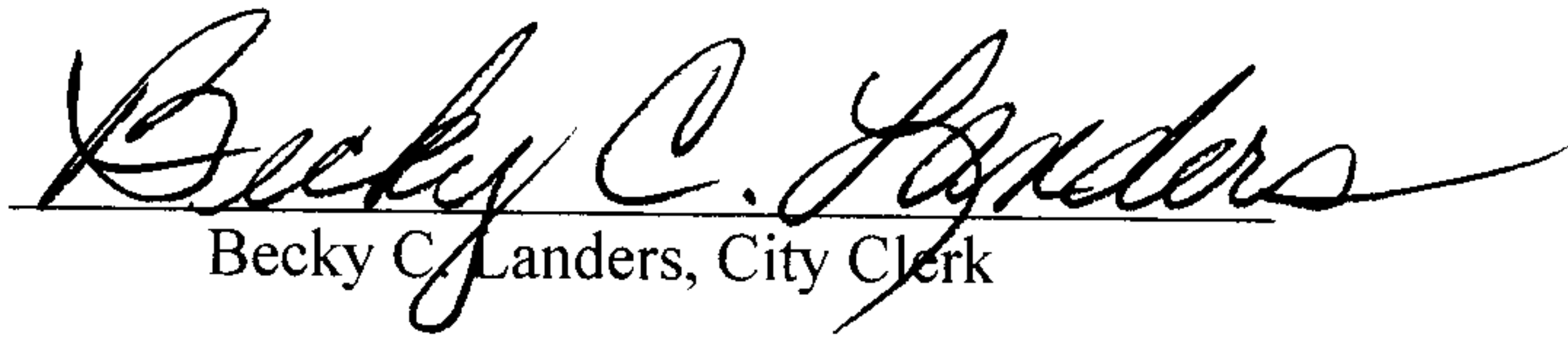

Tony Picklesimer, Councilmember


Robert Barnes, Councilmember



Jeffrey M. Denton, Councilmember


Juanita J. Champion, Councilmember

Passed and approved this the 19th day of July, 2011


Becky C. Landers, City Clerk

Petition Exhibit A


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Property owner(s): Brian & Tiffany Kirk

Property: Parcel ID #09-5-15-0-001-055.000

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), Instrument # 20070207000058670 Book 31, Page 25 A & B, and is 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.

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Shelby Cnty Judge of Probate, AL
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**WARRANTY DEED
JOINTLY WITH REMAINDER TO SURVIVOR**

**STATE OF ALABAMA
JEFFERSON COUNTY**

Shelby County, AL 02/07/2007
State of Alabama

Deed Tax: \$21.00

KNOW ALL MEN BY THESE PRESENTS, that in consideration of the sum of One Hundred Forty Thousand and No/100 (\$140,000.00) and other valuable considerations to the undersigned GRANTOR(S), JUSTON E. PALMERTREE, JR. AND JOSEPH M. RUSSELL, JR. , both unmarried individuals, (hereinafter referred to as GRANTOR), in hand paid by the GRANTEE(S) herein, the receipt of which is hereby acknowledged, the said GRANTOR does by these presents GRANT, BARGAIN, SELL and CONVEY unto, TIFFANY B. KIRK AND BRIAN KIRK . (hereinafter referred to as GRANTEE(S), 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 County of Shelby, State of Alabama, to-wit:

LOT 574, ACCORDING TO MAP AND SURVEY OF FOREST LAKES, 10TH SECTOR, AS RECORDED IN MAP BOOK 31, PAGE 25 A & B, IN THE OFFICE OF THE JUDGE OF PROBATE OF SHELBY COUNTY, ALABAMA.

\$119,000.00 OF THE PURCHASE PRICE RECEIVED ABOVE WAS PAID FROM A FIRST PURCHASE MONEY MORTGAGE LOANS CLOSED SIMULTANEOUSLY HERewith.

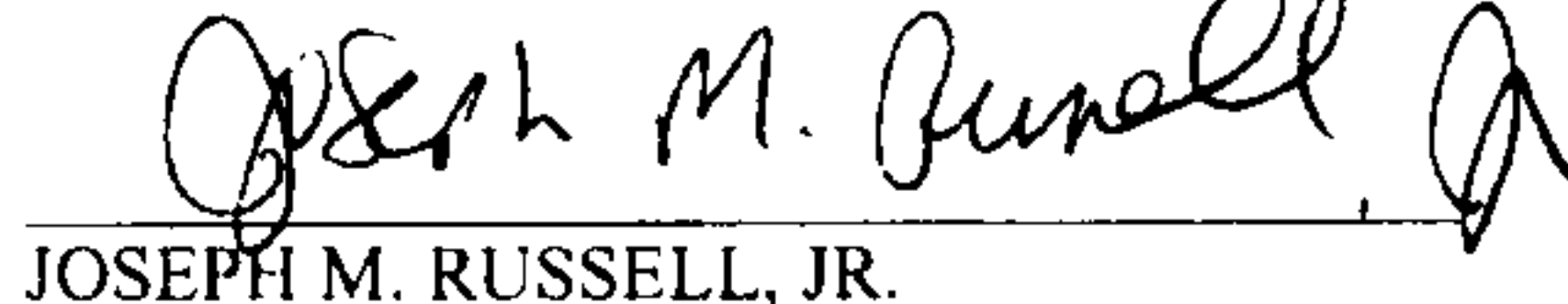
SUBJECT TO: EASEMENTS, RESTRICTIVE COVENANTS AND RIGHT OF WAYS AS SHOWN BY THE PUBLIC RECORDS. AD VALOREM TAXES FOR THE YEAR 2007, ARE NOT YET DUE AND PAYABLE.

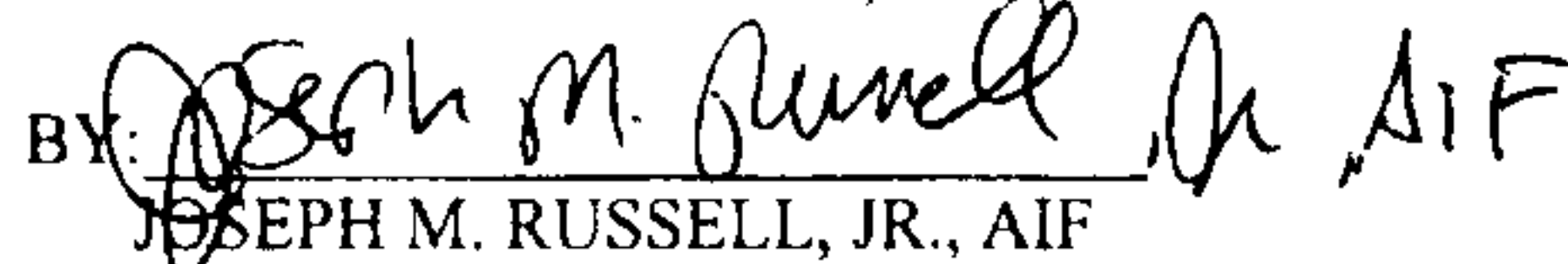
TO HAVE AND TO HOLD, to the said GRANTEE(S), for and during their joint lives together and upon the death of either of them, then to the survivor of them in fee simple, and to their heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

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, that I(we) have a good right to sell and convey the same to the said GRANTEE(S), their heirs and assigns forever, against the lawful claims all persons, except as to the hereinabove restrictive covenants, conditions, easements and ad valorem taxes of record and do hereby WARRANT AND WILL FOREVER DEFEND the title to said property and the possession thereof.

IN WITNESS WHEREOF, I/we have hereunto set my/our hand and seal, this the 24th day of January, 2007.


JUSTON E. PALMERTREE, JR.


JOSEPH M. RUSSELL, JR.

BY:  AIF
JOSEPH M. RUSSELL, JR., AIF

STATE OF ALABAMA

JEFFERSON COUNTY

I, the undersigned, a Notary Public in and for said county and state hereby certify that JUSTON E. PALMERTREE, JR. BY AND THROUGH HIS ATTORNEY IN FACT JOSEPH M. RUSSELL, JR. AND JOSEPH M. RUSSELL, JR., INDIVIDUALLY, whose names is/are signed to the foregoing instrument, and who is/are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, she, in his/their capacity as such Attorney In Fact, and with full authority, executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal this the 24th day January, 2007.

My Comm. Exp.:


NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:
CHRISTOPHER P. MOSELEY
MOSELEY & ASSOCIATES, P.C.
2871 ACTON ROAD, SUITE 101
BIRMINGHAM, AL 35243

SEND TAX NOTICE TO:
TIFFANY B. KIRK
370 FOREST LAKES DRIVE
CHELSEA, ALABAMA 35043

DAVID S. SNODDY
MY COMMISSION EXPIRES 6/18/10

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

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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 11th day of July, 2009

[Signature]
Witness

[Signature]
Owner Signature

Brian Kirk
Print name

370 Forest Lakes Dr.
Mailing Address

Property Address (if different)

205-222-0973
Telephone Number (Day)

Telephone Number (Evening)

[Signature]
Witness

[Signature]
Owner Signature

Tiffany Kirk
Print Name

Same
Mailing Address

Same
Property Address (if different)

205222 0973
Telephone number (Day)

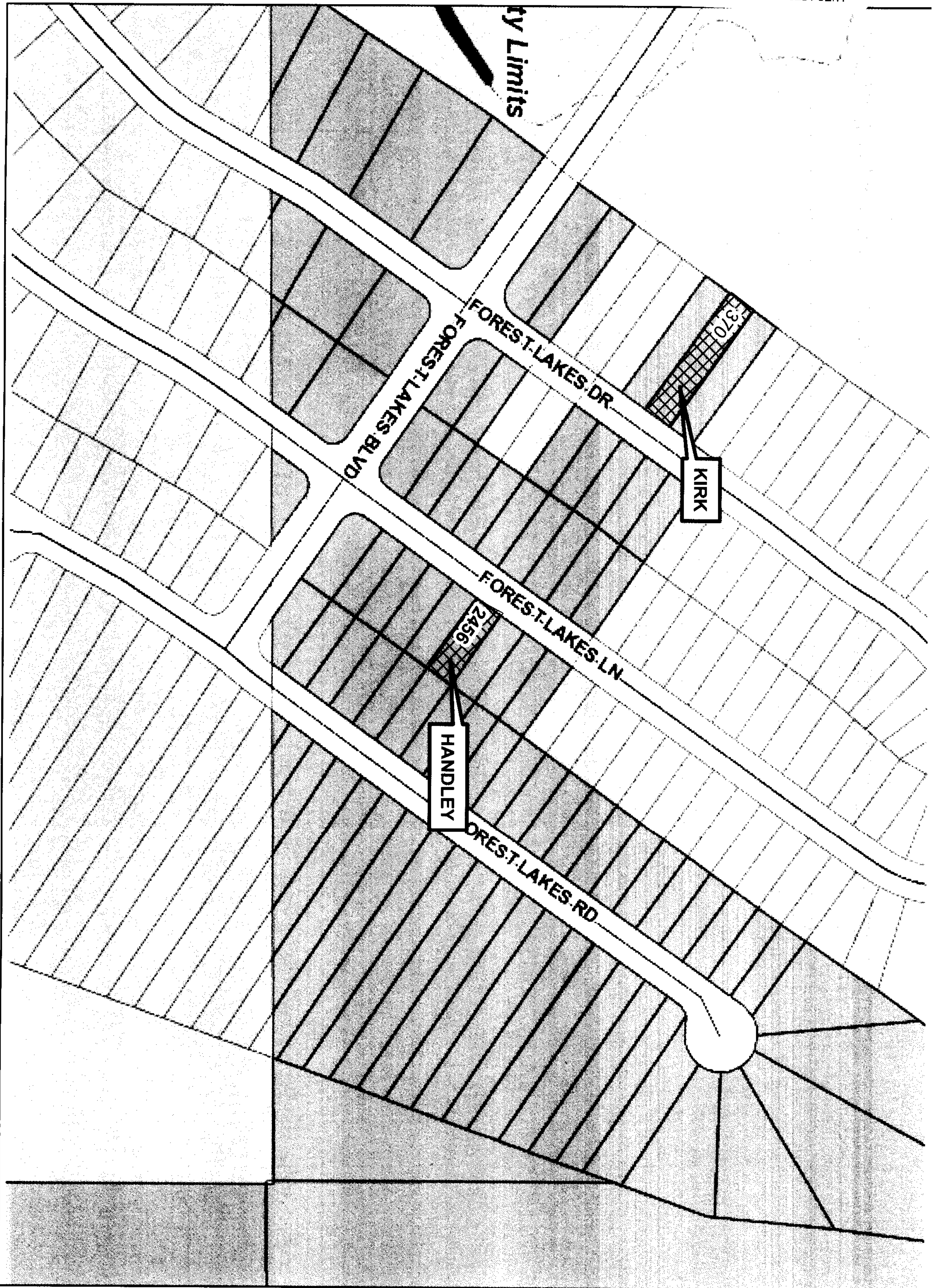
Number of people on property 3
Proposed Property Usage (Circle One)
Commercial or Residential

(All owners listed on the deed must sign)

Telephone Number (Evening)



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Forest Lakes Annexations July 19, 2011