

Town of Magnolia Springs

ORDINANCE 2007-03

ORDINANCE TO ANNEX CERTAIN LANDS KNOWN AS

Brett Gaar - 14385 Keith Lane, Magnolia Springs, Alabama 36554

State of Alabama, Baldwin County
I certify this instrument was filed
and taxes collected on:
2007 February -22 8:32AM
Instrument Number 1032786 Pages 4
Recording 12.00 Mortgage
Deed Min Tax
Index JP 500
Archive
Adrian T. Johns, Judge of Probate

WHEREAS, on the 18th day of January, 2007, Brett Gaar, being the owner(s) of all the real property hereinafter described, did file with the Town Clerk a petition asking that the said tract or parcel of land be annexed to and become a part of the Town of Magnolia Spring, Alabama, and;

WHEREAS, said petition did contain the signatures of all the owners of the described territory and a map of said property showing its relationship to the corporate limits of the Town of Magnolia Springs, Alabama, and;

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the Town of Magnolia Springs, Alabama and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, *Code of Alabama, 1975*:

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF MAGNOLIA SPRINGS, ALABAMA, AS FOLLOWS:

Section 1. The Council of the Town of Magnolia Springs, Alabama, finds and declares as the legislative body of the Town that it is in the best interests of the citizens of the Town, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the Town of Magnolia Springs, Alabama.

Section 2. **Parcel ID Number: 05-55-08-33-0-000-125.03:** Commence at the Southeast corner of Section 33, Township 7 South, Range 3 East, Baldwin County, Alabama; run thence north 00° 36 minutes 00 seconds East for 1403.00 feet; run thence North 57° 00 minutes 00 seconds West for 3184.00 feet; run thence South 82° 15 minutes 00 seconds West for 300.30 feet; run thence North 82° 00 minutes 00 seconds West for 209.50 feet; run thence North 39° 35 minutes 00 seconds West for 135.50 feet; run thence north 90° 00 minutes 00 seconds West for 12.22 feet to the point of beginning; run thence North 89° 43 minutes 55 seconds West for 87.20 feet; run thence South 00° 00 minutes 00 seconds east for 1109.39 feet; run thence north 90° 00 minutes 00 seconds West for 280.00 feet; run thence north 00° 01 minute 30 seconds East for 719.93 feet; run thence South 89° 59 minutes 59 seconds East for 186 feet; run thence North 00° 56 minutes 56 seconds East for 724 feet, more or less, to the South margin of Magnolia River; run thence in a Southeasterly direction along the meanders of the south margin of Magnolia River to a point that is North 18° 17 minutes 04 seconds West and 258 feet, more or less, and North 04° 40 minutes 08 seconds West and 100.76 feet from the point of beginning; run thence South 18° 17 minutes 04 seconds East for 258 feet, more or less, and South 04° 40 minutes 08 seconds East for 100.76 feet to the point of Beginning.

1032786

SUBJECT TO 20' EASEMENT AS FOLLOW: Commence at the Southeast corner of Section 33, Township 7 South, Range 3 East, Baldwin County, Alabama; run thence North 00° 36 Minutes 00 Seconds East for 1403.00 feet; run thence North 57° 00 Minutes 00 Seconds West for 3184.00 feet; run thence South 82° 15 minutes 00 seconds west for 300.60 feet; run thence North 82° 00 minutes 00 seconds West for 209.50 feet; run thence North 39° 35 Minutes 00 Seconds West for 135.50 feet; run thence North 90° 00 minutes 00 seconds West for 12.22 feet; run thence North 89° 43minutes 55 seconds West for 87.20 feet; run thence South 00° 00 minutes 00 seconds East for 389.46 feet; run thence North 89° 59 minutes 59 seconds West for 176.69 feet to a point of beginning; run thence in Southwesterly direction along a curve to the right having a radius of 25.00 feet for an arc distance of 33.42 feet, a chord of South 38° 34 minutes 59 seconds West for 30.98 feet; run thence South 68° 09 minutes 58 seconds West for 43.46 feet; run thence in a Southwesterly direction along a curve to the left having a radius of 39.62 feet for an arc distance of 45.19 feet, a chord of South 33 degrees 06 minutes 11 seconds West for 42.78 feet; run thence South 00° 01 minute 30 seconds West for 623.71 feet; run thence South 90° 00 minutes 00 seconds East for 259.99 feet; run thence South 00° 00 minutes 00 seconds West for 20.00 feet; run thence North 90° 00 minutes 00 seconds West for 280.00 feet; run thence north 00° 01 minutes 30 seconds East for 643.78 feet run thence in a northeasterly direction along a curve to the right having a radius of 59.62 feet for an arc distance of 68.08 feet, a chord of North 33° 03 minutes 57 seconds East for 64.44 feet; run thence north 68° 25minutes 28 seconds East for 47.32 feet; run thence in a Northeasterly direction along a curve to the left having a radius of 5.00 feet for an arc distance of 6.12 feet, a chord of North 38° 09 minutes 41 seconds East for 6.12 feet; run thence South 89° 59 minutes 59 seconds East for 20.00 feet to the point of beginning.

Section 3. As a provision of this ordinance PETITIONER requests that this property be zoned as R-A upon annexation. In the event that a R-A zoning is not awarded, the annexation petition is withdrawn and the property shall be de-annexed from the corporate limits of the Town of Magnolia Springs, Alabama.

Section 4. This ordinance shall be published as provided by law, and a certified copy of same together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

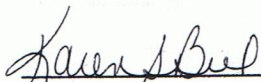
Section 5. The territory described in this ordinance shall become a part of the corporate limits of Magnolia Springs, Alabama, upon publication of this ordinance as set forth in Section 3 above.

The foregoing Ordinance having been read and discussed, motion was made by Councilmember Kenny Laurendine that the rules be suspended for its immediate consideration, which motion was seconded by Councilmember Joe Sankey, and on being put to vote, voting "Aye" Mayor Charles S. Houser, Councilmember's Bob Holk, Joe Sankey, Ken Underwood, Reva Hinson, and Kenny Laurendine. Voting "Nay" _____


The Mayor thereupon announced the rules suspended for the immediate consideration of the Ordinance. Councilmember Ken Underwood then presented the Ordinance for adoption, which motion was seconded by Councilmember Kenny Laurendine. Then he put to vote, the following voting "Aye" Mayor Charles S. Houser, Councilmember's, Bob Holk, Joe Sankey, Ken Underwood, Reva Hinson, Kenny Laurendine. Voting "Nay" _____

ADOPTED this, the 20th day of February, 2007

ATTEST:



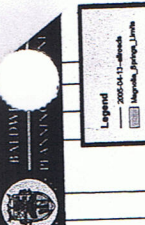
Karen S. Biel - Town Clerk



Charles S. Houser - Mayor

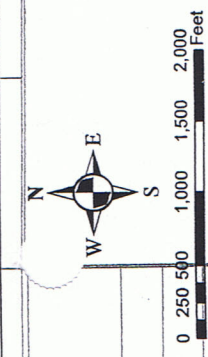
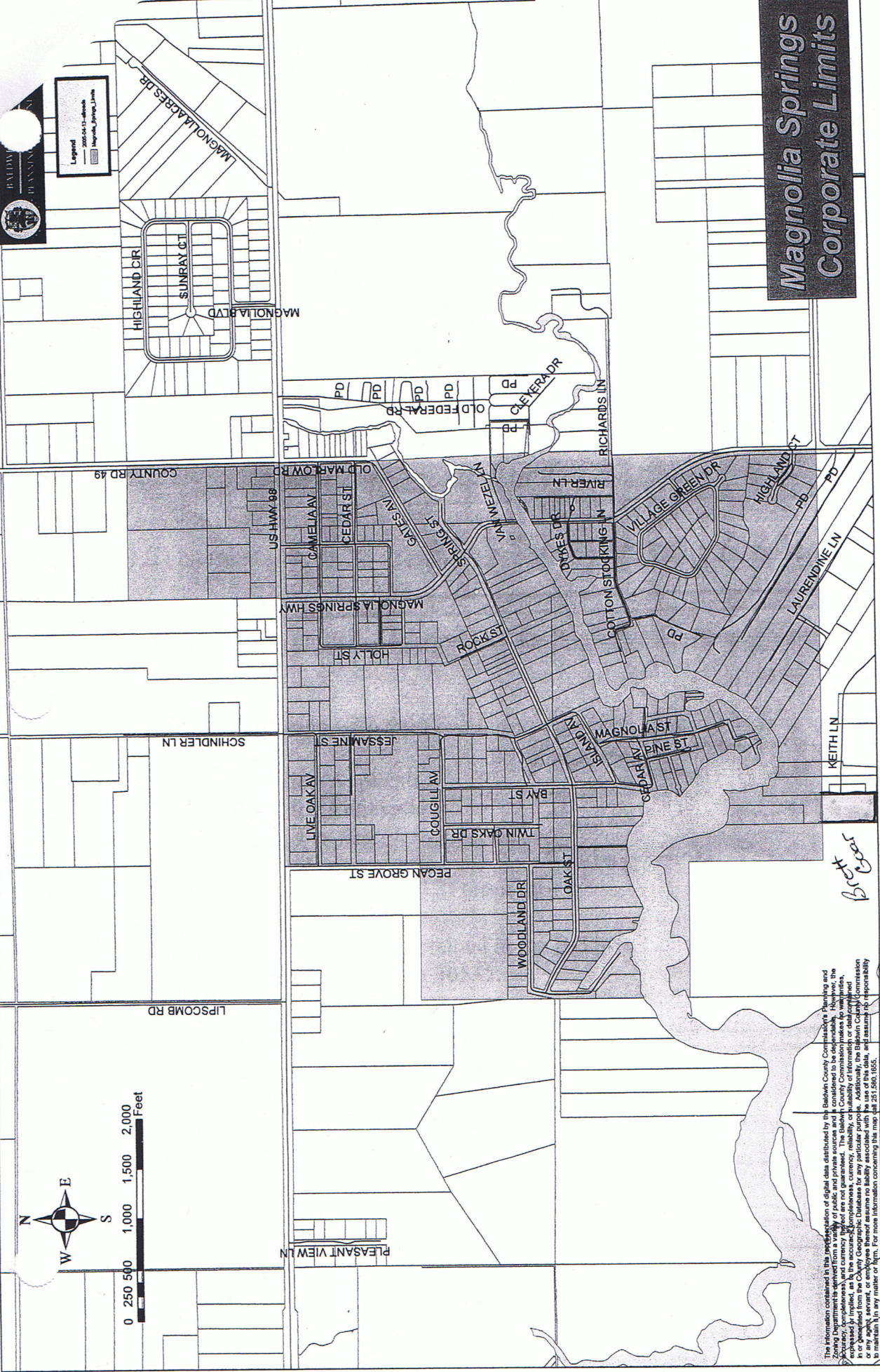
§ 22 ⁰⁶

Town of Magnolia Springs



Baldwin County, Georgia
 Legend
 2008-04-17 - 2008
 Magnolia Springs Limits

Magnolia Springs Corporate Limits



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