

AN ORDINANCE PROVIDING FOR ANNEXING TO THE EXISTING CORPORATE LIMITS OF THE CITY OF ARNOLDSVILLE THE UNINCORPORATED AREA CONTIGUOUS TO THE EXISTING CORPORATE LIMITS, BEING THE LANDS OWNED BY THE ARNOLDSVILLE VOLUNTEER FIRE DEPARTMENT AND LANDS OWNED BY CURTIS FLEMING, AS FULLY DESCRIBED HEREIN, AND FOR OTHER PURPOSES:

WHEREAS, Mr. William Curtis Fleming and the Arnoldsville Volunteer Fire Department, Inc. have submitted to the City of Arnoldsville, Georgia (hereinafter called the "City") their written and signed application(s) to have the lands as therein fully and completely described annexed to the existing corporate limits of the city, and,

WHEREAS, the City has made its own investigation and study of the area for which application for annexation has been submitted, and,

WHEREAS, the area for which the application to annex has been submitted is contiguous to the present municipal boundary of the City within the definition thereof as contained in O. C. G. A. § 36-36-20, and,

WHEREAS, the annexation of said area to the corporate limits of the City of Arnoldsville is authorized by the provisions of O.C.G.A. § 36-36-21. (36-36-21 is authority by 100% of landowners)

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Arnoldsville, and it is hereby ordained by the authority of the same that the following described unincorporated area contiguous to the existing corporate limits of said City, being the lands of Mr. William Curtis Fleming and the Arnoldsville Volunteer Fire Department, Inc., to-wit:

Area One: Being a portion of that area described in the records of the Clerk of Superior Court of Oglethorpe County, Georgia, recorded at Book 65, Page 481 and more particularly described as:

All that tract or parcel of land lying and being in the 1303rd District, G.M., Oglethorpe County, Georgia containing 1.00 acre, more or less and being shown and designated as Tract 3 on a plat entitled "Recombination Plat For: Tracts 1& 3—William Curtis Fleming: Tract 2—N.M. Fleming, Jr." prepared by W.W. Lester, Registered Surveyor, dated September 14, 2016 and recorded in Plat Book C73, page 4*, in the office of the Clerk of Superior Court of Oglethorpe County, Georgia records. Said plat is herein incorporated by reference thereto for a more

complete description as to courses and distance, metes and bound; (* should be page 9)

and a portion of that tract recorded in the records of the Clerk of Superior Court of Oglethorpe County, Georgia, recorded at Book 28 page 184-185 and more particularly described as:

All that tract, lot or parcel of land lying and being in the Oglethorpe County, Georgia 1303rd District, G.M., containing 5.00 acres, more or less, fronting on a paved county road known as No. 36 (Yancey Road), and being identified as Tract 3 of a plat of a tract of 35.78 acres, said plat being made by Sherald G. Sharp, Surveyor, date December 1, 1979, and being entitled "Survey for Tract 1, Eva Mansfield , 5.0 acres; C.F. Fleming, 25.78 acres Tract 2: Tract 3, C.J. Fleming 5.0 acres," and being recorded in Plat Book 9, Page 640 in the Office of the Clerk of Superior Court of Oglethorpe County, Georgia. Said plat herein incorporated by reference thereto for a more detailed description of the property herein conveyed. This being one of the parcels conveyed to C.J. Fleming by Partition Deed dated June 14, 1980, recorded Deed Book 5-I, pages 401-403 in said Clerk's office.

The afore referenced tracts are shown in the records of the Clerk of Superior Court of Oglethorpe County, Georgia, and being recorded in Plat Book C- 73 Page 7 and Plat Book C-73 Page 9 .

Area Two: Being that area described in the records of the Clerk of Superior Court of Oglethorpe County, Georgia, recorded at Book 20T, Page 394 and more particularly described as:

All that tract or parcel of land lying and being in the 1303rd District, G.M., Oglethorpe County, Georgia containing 1.59 acres, more or less, more particularly described as to courses and distances, metes and bounds by a plat entitled "Survey for: N.M. Fleming, Jr." by W.W. Lester, Registered Surveyor, dated March 29, 2007 and recorded in Plat Book A354, page 5, Oglethorpe County, Georgia Records. Said plat is herein incorporated by reference thereto.

BE IT FURTHER ORDAINED by the authority aforesaid, and it is hereby ordained by authority of the same, that a copy of the afore referenced plats of survey be filed with the Clerk of the City as a part of this ordinance of annexation.

BE IT FURTHER ORDAINED by the authority aforesaid and it is hereby ordained by authority of the same, that the Clerk of the City furnish to the governing body of Oglethorpe County and to the director of the Community Affairs Division of the Secretary of State of Georgia a certified copy of this ordinance, including the aforesaid plats of survey, all as provided by O.C.G.A. §§ 36-36-3, a copy to the county governing authority of Oglethorpe County, Georgia and the Department of Community Affairs pursuant to the authority of O.C.G.A. § 36-36-21 (annexation upon application of all landowners.)

BE IT FURTHER ORDAINED by the authority aforesaid and it is hereby ordained by authority of the same, that any and all ordinance, or parts of ordinances, in conflict with this ordinance this day passed shall be and are hereby repealed, and this ordinance shall be of full force and effect from and after its adoption.
