

# TOWN OF LOXLEY

BILLY MIDDLETON, MAYOR

Town Clerk - Treasurer

Melissa Lawrence

Council Members

Richard Lee Wilson  
Jeffrey T. Knight  
Katherine Q. Breeden  
Richard L. Teal  
Kasey Childress

P.O. BOX 9

LOXLEY, ALABAMA 36551

OFFICE: (251) 964-5162

FAX: (251) 964-5371

RECEIVED  
FEB 08 2019  
BY: *MLH*

February 6, 2019

RE: Annexation into the corporate limits of the Town of Loxley

To Whom It May Concern:

The Town of Loxley Council, during a special called council meeting held on January 28, 2019, approved Ordinance No. 2019-03 which annexed a certain property into the corporate limits of the Town of Loxley. Documentation on the annexation is enclosed. Please update your records to include the following parcel of land.

Property Owners: BUC-EE'S ALABAMA, LLC  
Parcel No.: 05-41-02-04-0-000-010.001  
PPIN: 371534  
Census Block: 3004

If you have any questions please contact me at 251-964-5162.

Sincerely,

*Melissa Lawrence*

Melissa Lawrence  
Town Clerk/Treasurer

enclosure

STATE OF ALABAMA  
COUNTY OF BALDWIN

BALDWIN COUNTY, ALABAMA  
HARRY D'OLIVE, JR. PROBATE JUDGE  
Filed/cert. 2/ 4/2019 3:08 PM  
TOTAL \$ 34.00  
8 Pages

1741764



**PETITION FOR ANNEXATION**

TO THE CLERK OF THE TOWN OF LOXLEY, AN ALABAMA MUNICIPAL CORPORATION:

Comes now BUC-EE'S ALABAMA, LLC, and respectfully petitions the Mayor and Council, as the governing body of the Town of Loxley, an Alabama municipal corporation, that the property hereinafter described be annexed into and be included within the corporate limits of the Town of Loxley and respectfully represents and shows as follows:

1. That the Petitioner is the owner of real property situated in Baldwin County, Alabama, described on the attached Exhibit "A."
2. That said Petitioner is a Delaware limited liability company and no part of its property is subject to homestead or any right of survivorship.
3. That said property is located outside the corporate limits of the Town of Loxley, Alabama, but it is contiguous to the corporate limits of such municipality and not within the corporate limits or police jurisdiction of any other municipality.
4. That the Petitioner has attached as Exhibit "B" a map showing the property's relationship to the corporate limits of the Town of Loxley.
5. This petition is filed pursuant to §11-42-21, Code of Alabama, 1975, as amended.

WHEREFORE, Petitioner respectfully requests that the governing body of the Town of Loxley, Alabama, adopt an ordinance assenting to the annexation of said property into such municipality, all in accordance with the statutes provided.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal on this  
the 16<sup>th</sup> day of January, 2019.

**SOLE MEMBER:**

By: Buc-ee's, Ltd.

By: Buc-ee's Management, LLC, a Texas limited  
liability company, its sole general partner  
As sole member of BUC-EE'S ALABAMA, LLC

BY: \_\_\_\_\_

Jeff Nadalo  
Jeff Nadalo

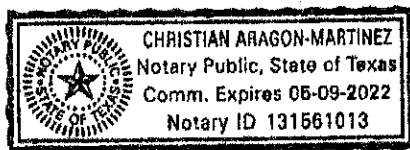
ITS: Secretary and General Counsel

**STATE OF TEXAS**

**COUNTY OF BRAZORIA**

I, the undersigned Notary Public, in and for said County in said State, hereby certify that Jeff Nadalo, whose name as Secretary and General Counsel of Buc-ee's Management, LLC, the general partner of Buc-ee's, Ltd., which is the sole member of BUC-EE'S ALABAMA, LLC, a Delaware limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he acting in his capacity as such officer and with full authority, executed the same voluntarily on the day the same bears date, as and for the act of said corporation.

Given under my hand and seal this the 16<sup>th</sup> day of January, 2019.



Chris Aragon-Martinez  
NOTARY PUBLIC  
Print Name: Christian Aragon-Martinez  
My Commission Expires: 05-09-2022

## EXHIBIT "A"

A Parcel lying in the portion of land in the SW 1/4 of Section 4 T-5-S R-4-E lying south of Interstate 10 and west of the R.O.W. of Baldwin County Road Number 68 being more particularly described as follows:

Beginning at a concrete R.O.W. monument at the intersection of the south R.O.W. of Interstate 10 and the west R.O.W. of the Baldwin Beach Express;

Thence S 00° 05' 41" E, along said R.O.W., a distance of 666.38 feet to a concrete R.O.W. monument; Thence S 45° 02' 26" W, a distance of 77.60 feet to a concrete R.O.W. monument; Thence N 89° 59' 38" W, a distance of 110.38 feet to a concrete R.O.W. monument;

Thence S 00° 15' 20" E, a distance of 54.81 feet to a concrete R.O.W. monument on the north R.O.W. of County Road 68;

Thence S 89° 59' 36" W, along said R.O.W., a distance of 652.37 feet to a set 5/8" capped rebar on said R.O.W.;

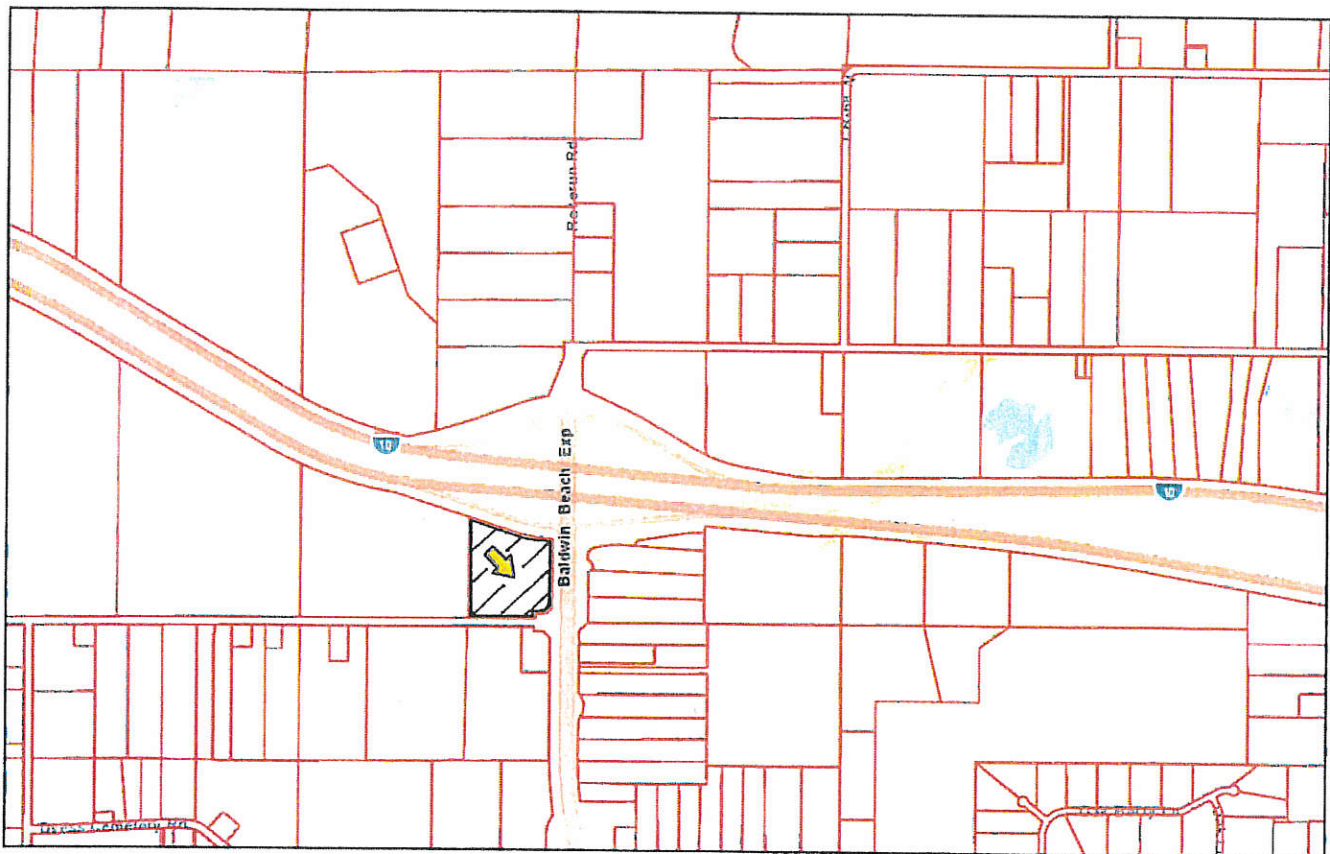
Thence N 00° 02' 45" W, leaving said R.O.W., a distance of 979.18 feet to a set 5/8" capped rebar on aforementioned R.O.W. of Interstate 10;

Thence S 72° 35' 38" E, along said R.O.W., a distance of 509.61 feet to a concrete R.O.W. monument; Thence along said R.O.W. along a curve to the left, of which has a radius of 1,120.00 feet; Thence easterly along the arc, a chord bearing of S 81° 17' 43" E, a chord distance of 334.68 feet, an arc distance of 335.94 feet to the Point of Beginning.




Said parcel containing 15.86 acres, more or less, and being situated in the southeast 1/4 of the southwest 1/4 of Section 4, T-5-S, R-4-E, Baldwin County, AL.

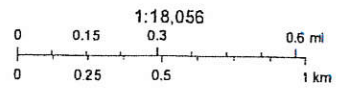
Buc-ee's Alabama, LLC

EXHIBIT "B"



January 15, 2019

- pointLayer
-  County Boundary
  -  Override 1
  -  Parcels



KCS  
Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan

Copyright 2018

ORDINANCE NO. 2019-03

AN ORDINANCE TO APPROVE THE ANNEXATION OF TERRITORY WITHIN THE  
TOWN LIMITS OF THE TOWN OF LOXLEY, ALABAMA  
(BUC-EE'S ALABAMA, LLC)

WHEREAS, on the 16th day of January, 2019, BUC-EE'S ALABAMA, LLC, being the owner 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 Loxley; and

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

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the Town of Loxley 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, 1075;

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

Section 1. The Council of the Town of Loxley, 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 Loxley.

Section 2. The boundary lines of the Town of Loxley, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the Town of Loxley, Alabama, and in addition thereto the following described territory, to-wit:

A Parcel lying in the portion of land in the SW ¼ of Section 4 T-5-S R-4-E lying south of interstate 10 and west of the R.O.W. of Baldwin County Road Number 68 being more particularly described as follows:

Beginning at a concrete R.O.W. monument at the intersection of the south R.O.W. of Interstate 10 and the west R.O.W. of the Baldwin Beach Express;

Thence S 00° 05' 41" E, along said R.O.W., a distance of 666.38 feet to a concrete R.O.W. monument; Thence S 45° 02' 26" W, a distance of 77.60 feet to a concrete R.O.W. monument; Thence N 89° 59' 38" W, a distance of 110.38 feet to a concrete R.O.W. monument;

Thence S 00° 15' 20" E, a distance of 54.81 feet to a concrete R.O.W. monument on the north R.O.W. of County Road 68;

Thence S 89° 59' 36" W, along said R.O.W., a distance of 652.37 feet to a set 5/8" capped rebar on said R.O.W.;

Thence N 00° 02' 45" W, leaving said R.O.W., a distance of 979.18 feet to a set 5/8" capped rebar on aforementioned R.O.W. of Interstate 10;


Thence S 72° 35' 38" E, along said R.O.W., a distance of 509.61 feet to a concrete R.O.W. monument; Thence along said R.O.W. along a curve to the left, of which has a radius of 1,120.00 feet; Thence easterly along the arc, a chord bearing of S 81° 17' 43" E, a chord distance of 334.68 feet, an arc distance of 335.94 feet to the Point of Beginning.

Said parcel containing 15.86 acres, more or less, and being situated in the southeast ¼ of the southwest ¼ of Section 4, T-5-S, R-4-E, Baldwin County, AL

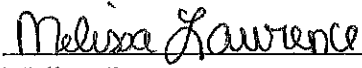
Section 3. This ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama

Section 4. The territory described in this ordinance shall become a part of the corporate limits of Loxley, Alabama, upon publication of this ordinance as set forth in Section 3 above.

ADOPTED THIS THE 28th DAY OF JANUARY, 2019.

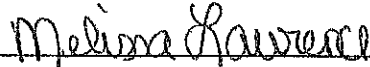
  
BILLY MIDDLETON  
Mayor

Attest:

  
Melissa Lawrence  
Town Clerk/Treasurer

**CERTIFICATION OF POSTING**

I, Melissa Lawrence, Town Clerk/Treasurer of the Town of Loxley, Alabama, hereby certify that the above noted ordinance was published by posting copies thereof in the Loxley Post Office, Loxley Police Station and Loxley Town Hall beginning January 29, 2019 and took effect five (5) days thereafter.



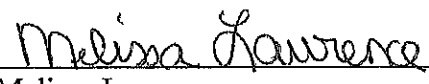
Melissa Lawrence  
Town Clerk/Treasurer



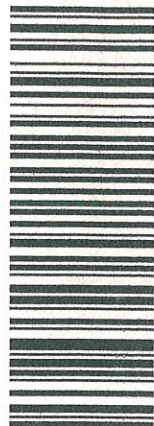
CLERK'S CERTIFICATION

I, Melissa Lawrence, Town Clerk/Treasurer of the Town of Loxley, Alabama, do hereby certify the attached and foregoing to be a true and exact copy of Ordinance No. 2019-03 approved and adopted by the Town Council of the Town of Loxley, Alabama in a special called council meeting held on the 28<sup>th</sup> day of January, 2019.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official corporate seal of the Town of Loxley, Alabama, on this the 4<sup>th</sup> day of February, 2019.

  
\_\_\_\_\_  
Melissa Lawrence  
Town Clerk/Treasurer

**CERTIFIED MAIL**



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Baldwin County Commission  
Attn: Records Mgr  
312 Courthouse Square – STE 12  
Bay Minette, AL 36507

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