

City of Smyrna - Annexation Application Form Check List

Using this checklist as a guide, please review application materials with applicant or representative **before** accepting application.

1. APPLICATION FORM

- ☒ Correct Application Form Used (for 60% method or 100% method as applicable)
- ☒ Original form with original signature(s), address(es) and telephone number(s) obtained
- ☒ Check to make certain all signatures can be read. If signature(s) is/are illegible, make certain the applicant names are typed or legibly printed near the corresponding signature. (the notation "L.S." on the form stands for *legal signature*)
- ☒ All legal owners of the property have signed the application form

2. LEGAL DESCRIPTION

- ☒ Legal description of the subject property accompanies application
- ☒ Ask the applicant or representative if an electronic copy of the legal description is available; if so, make arrangements for the electronic information to be furnished to either the Community Development Department or City Clerk's Office

3. SECTION 5 VOTING RIGHTS ACT QUESTIONNAIRE

- ☒ Completed *Section 5 Voting Rights Act Questionnaire* accompanies application

4. MAP OF PROPERTY TO BE ANNEXED

- ☒ A tax plat, map or other graphic representation of the subject parcel(s) accompanies the application

I have reviewed the annexation application with the applicant(s) and/or representative(s) and have found the submitted paperwork to be complete and in good order.

Ray Stukes
City staff member signature

11/16/2020
Date

This completed form should accompany annexation application materials submitted to the City Clerk's office.



City of Smyrna
Application for Annexation

We, the undersigned, who constitute one hundred percent (100%) of the owners of the land by acreage, as described below, which is unincorporated and contiguous to the City of Smyrna, hereby apply to have said area annexed into the City of Smyrna under the provisions of laws of the State of Georgia, said property being annexed being described as follows:

All that tract or parcel of land lying and being in Land Lot 685, 17th District, 2nd Section, Cobb County, Georgia, and being more particularly described on Exhibit "A" attached hereto and incorporated herein by reference.

WHEREFORE, THE UNDERSIGNED HEREBY APPLY FOR SUCH ANNEXATION.

Estate of Virginia Nix Wheeler

Donald Ray Wheeler, Co-Executor
Owner's Printed Name

Linda Grace Wheeler Bennett, Co-Executor
Owner's Printed Name

5460 Brooks Ln SW
Address

Telephone#

Lawrenceville GA 30052

770 466 8047

Address

Telephone#

Witness the hands and seals of 100% of the record title holders of the land described above:

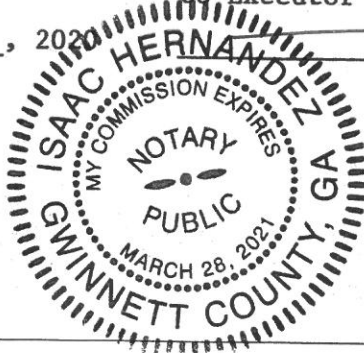
Donald Ray Wheeler WITNESS
Owner's Legal Signature/Date

Donald Ray Wheeler
Co-Executor

Linda Grace Wheeler Bennett
Owner's Legal Signature/Date
Linda Grace Wheeler Bennett
Co-Executor

OCT 23, 2020, 2020

Isaac Hernandez
10/23/2020
Isaac Hernandez



**City of Smyrna
Application for Annexation**

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WHEREFORE, THE UNDERSIGNED HEREBY APPLY FOR SUCH ANNEXATION.

Estate of Virginia Nix Wheeler

Donald Ray Wheeler, Co-Executor
Owner's Printed Name

Address Telephone#

Linda Grace Wheeler Bennett, Co-Executor
Owner's Printed Name

1295 Buckner Rd Marietta GA 30126
Address Telephone# 770-789-3080

Witness the hands and seals of 100% of the record title holders of the land described above:

Owner's Legal Signature/Date
Donald Ray Wheeler
Co-Executor

_____, 2020

Linda Grace Wheeler Bennett
Owner's Legal Signature/Date
Linda Grace Wheeler Bennett
Co-Executor

10-23, 2020



Probate Court of Cobb County

STATE OF GEORGIA

LETTERS TESTAMENTARY
(Relieved of Filing Returns)

Estate No.: 09-0028

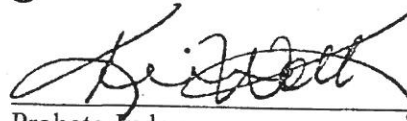
By KELLI L. WOLK, Judge of the Probate Court of said County.

KNOW ALL WHOM IT MAY CONCERN:

That on the 30th day of January, 2009, at a regular term of the Probate Court, the Last Will and Testament Dated June 17, 1993 of Virginia Nix Wheeler his/her death a resident of said County, was legally proven in Solemn form and was admitted to record by order, and it was further ordered that Donald Ray Wheeler and Linda Grace Wheeler Bennett, named as Executor in said Will, be allowed to qualify, and that upon so doing, Letters Testamentary be issued to such Executor.

NOW, THEREFORE, the said Donald Ray Wheeler and Linda Grace Wheeler Bennett, having taken the oath of office and complied with all the necessary prerequisites of the law, is/are legally authorized to discharge all the duties and exercise all the powers of Executor under the Will of said deceased, according to the Will and the law.

Given under my hand and official seal, the 30th January, 2009.



Probate Judge

NOTE: The following must be signed if the judge does not sign the original of this document:

Issued by: Melissa T. Mathison

(Seal)



DEPUTY CLERK

MICROFILMED

LEGAL DESCRIPTION

2021 WATKINS ROAD

All that tract or parcel of land lying and being in Land Lot 685, 17th District, 2nd Section, Cobb County, Georgia and being more particularly described as follows:

TRACT 1

Beginning at a one inch crimp top pipe found at the intersection of the Southerly Right-of-Way Line of Watkins Road (having an apparent variable width right-of-way), and the Land Lot Line common to Land Lots 684 and 685; thence, leaving said Point of Beginning and the said land lot line and running with the said right-of-way line

1. North 56° 16' 54" East, 80.32 feet; thence,
2. 74.13 feet along the arc of a curve deflecting to the right, having a radius of 204.20 feet and a chord bearing and distance of North 66° 42' 53" East, 73.73 feet; thence,
3. North 77° 06' 53" East, 23.96 feet to an iron pin set; thence, leaving the aforesaid right-of-way line and running
4. South 51° 29' 35" East, 231.17 feet to a bolt found on the Westerly Right-of-Way Line of Interstate 285 (Federal Aid Project I-285-I(22) 69); thence, running along the said line of Interstate 285
5. South 27° 13' 40" West, 30.20 feet; thence,
6. South 27° 08' 13" West, 206.50 feet; thence,
7. 150.41 feet along the arc of a curve deflecting to the left, having a radius of 2,441.83 feet and a chord bearing and distance of South 25° 22' 20" West, 150.39 feet to an iron pin set; thence, leaving the aforesaid line of Interstate 285 and running
8. North 48° 01' 25" West, 226.77 feet to a ½ inch rebar found on the aforesaid land lot line; thence, running with the said land lot line
9. North 00° 29' 50" East, 259.71 feet to the Point of Beginning, containing 105,391 square feet or 2.4194 acres of land, more or less.

TOGETHER WITH:

All that tract or parcel of land lying and being in Land Lot 685, 17th District, 2nd Section, Cobb County, Georgia and being more particularly described as follows:

TRACT 2

To find the Point of Beginning, commence at a one inch crimp top pipe found at the intersection of the Southerly Right-of-Way Line of Watkins Road (having an apparent variable width right-of-way), and the Land Lot Line common to Land Lots 684 and 685; thence, leaving said point and the said right-of-way line and running with the said land lot line North 00° 08' 27" West, 36.05 feet to an iron pin set on the Northerly Right-of-Way Line of Watkins Road, being the True Point of Beginning; thence, leaving said point and the said right-of-way of Watkins Road and continuing along the said land lot line

1. North 00° 09' 32" West, 169.08 feet; thence, leaving the aforesaid land lot line and running

2. South $51^{\circ} 29' 35''$ East, 164.08 feet to a $\frac{1}{2}$ inch rebar found on the aforesaid northerly line of Watkins Road; thence, running with the said line of Watkins Road
3. 85.02 feet along the arc of a curve deflecting to the left, having a radius of 234.20 feet and a chord bearing and distance of South $66^{\circ} 42' 53''$ West, 84.56 feet; thence,
4. South $56^{\circ} 18' 53''$ West, 60.40 feet to the Point of Beginning, containing 10,152 square feet or 0.2331 of an acre of land, more or less.

Property is subject to all easements and rights of way recorded and unrecorded.

2020 SUBMISSION UNDER SECTION 5
OF THE VOTING RIGHTS ACT
FOR THE CITY OF SMYRNA, GEORGIA

Map Designation# _____ LL/Parcel# 17068500040

City Ward# 7 Census Tract# 373.13

Copies of annexation ordinance (council meeting minutes) are attached, marked:
Exhibit _____

Responsible body: Mayor and Council of the City of Smyrna
P.O. Box 1226
Smyrna, GA 30081
Telephone (770) 434-6600

*THIS SECTION TO BE COMPLETED BY APPLICANT. PLEASE BE SURE THIS
INFORMATION IS ACCURATE – IT WILL BE USED TO ESTABLISH EMERGENCY
SERVICE THROUGH OUR 911 SYSTEM.*

1. Is the property to be annexed vacant? Yes ☒ No ☐
2. If NO, name of resident(s): Not Applicable
3. Complete street address: 2021 Watkins Road
4. Telephone Number Not Applicable
5. Number of registered voters before annexation: 0
Number and type of minorities or minority language groups: Not Applicable
6. Number of registered voters after annexation: 0
Number and type of minorities or minority language groups: Not Applicable
7. Use of property before annexation (i.e., vacant, business, residential): Vacant/Residential
8. Zoning classification before annexation: Heavy Industrial (Cobb County)
9. Use of property after annexation (i.e., vacant, business, residential). If residential, please state proposed number of dwelling units: Industrial
10. Zoning classification being requested (if any): Not Applicable LI
11. Effect of change on members of racial or minority groups: None
12. Total number of acres being annexed: 2.6525

