



PETITION FOR ANNEXATION

We, the undersigned PETITIONERS, owners of the property described in the attached Exhibit A and as delineated on the map attached as Exhibit B, such property being outside the corporate limits of the City of Foley, Alabama, but which is now, or at the time this petition is acted upon will be, contiguous to the said corporate limits, and such property not lying within the corporate limits of any other municipality, do by these presents hereby petition the City of Foley, a municipal corporation, that said property be annexed into the City of Foley, Alabama pursuant to the authority of Section 11-42-21 of the Code of Alabama (1975).

We, the undersigned PETITIONERS further petition that the Honorable Mayor and City Council of the City of Foley, Alabama, set a date for the hearing of this petition and adopt an ordinance annexing such property.

We, the undersigned PETITIONERS also ask that the Honorable Mayor and City Council of the City of Foley, Alabama, do all things necessary and requisite to comply with the terms of Section 11-42-21 of the Code of Alabama (1975).

We, the undersigned PETITIONERS understand that we will have no right to vote in any elections which we would be entitled to vote in as a result of this proposed annexation until the annexation is pre-cleared by the United States Department of Justice pursuant to section 5 of the Voting Rights Act of 1965, as amended.

Dated this 13th day of JUNE, 2017.

Thomas L. DeBell
Petitioner's Signature

Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

On this 13th day of June, 2017, before me personally appeared Thomas L. DeBell, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Sarah Langston
NOTARY PUBLIC
My Commission Expires: 3/16/2021

STATE OF ALABAMA
BALDWIN COUNTY

On this _____ day of _____, 20____, before me personally appeared _____, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

NOTARY PUBLIC
My Commission Expires: _____

ATTACHMENT TO PETITION

PETITIONER(S) REQUEST PROPERTY BE INITIALLY ZONED AS FOLLOWS:

- | | | |
|-------------------------------------|-------|---|
| ☐ | R-1A | Residential Single Family |
| ☐ | R-1B | Residential Single Family |
| ☐ | R-1C | Residential Single Family |
| ☐ | R-1D | Residential Single Family |
| ☐ | R-1R | Restricted Residential Single Family |
| ☐ | R-2 | Residential Single Family & Duplex |
| ☐ | R-3 | Residential Multi Family |
| ☐ | R-4 | Residential Single Family & Duplex |
| ☐ | GPH-1 | Residential Garden-Patio Homes |
| ☐ | TH-1 | Residential Townhouses |
| ☐ | MH-1 | Residential Mobile Home Park/Subdivision |
| ☐ | OSP | Open Space/Reservation District |
| ☐ | PDD | Planned Development District |
| ☐ | PUD | Planned Unit Development |
| ☐ | PID | Planned Industrial District |
| ☐ | B-1 | Central Business District |
| ☒ | B-1A | Commercial Extended Business District |
| ☐ | B-2 | Commercial Neighborhood Business District |
| ☐ | B-3 | Commercial Local Business District |
| ☐ | PO | Preferred Office District |
| ☐ | M-1 | Light Industry |
| ☐ | A-O | Agriculture Open Space |
| ☐ | H | Overlying area of Historic District |

PLEASE SELECT ONE OF THE ABOVE. IF YOU HAVE ANY QUESTIONS REGARDING THE REQUESTED ZONING, PLEASE CALL THE ZONING OFFICE AT 251-943-4011.

Initial Zoning Fee \$250.00 - check payable to the City of Foley due at time of submission.

Number of homes currently located on the property being annexed NONE

Number of occupants Adults 0 Race N/A

Number of businesses currently located on the property being annexed NONE

(If more than one business on property, print information on back.)

Name of business _____

Owner's Name _____

Mailing Address _____

If property is undeveloped, have plans been submitted to Planning Commission?

☐ Yes

If yes, state estimated date the development or subdivision will be completed _____

☒ No

Thomas LeBell 6/13/2017
Petitioner's Signature Date

Petitioner's Signature Date

For Internal Use Only: Are infrastructure valuation forms for annexations and subdivision acceptance from the Engineering Department attached?

☐ Yes

☐ No

Real property located in:

BALDWIN COUNTY, ALABAMA

Prepared By:

Gulf Telephone Company
d/b/a CenturyLink
600 New Century Parkway
New Century, KS 66031

Record and Return to:

Utilities Board of the City of Foley
d/b/a Riviera Utilities
Attn: Thomas DeBell
413 East Laurel Avenue
Foley, AL 36535

63-892

BALDWIN COUNTY, ALABAMA
TIM RUSSELL PROBATE JUDGE
Filed/cert. 7/22/2016 3:13 PM
TOTAL \$ 18.00
4 Pages

1582819



STATUTORY WARRANTY DEED

Gulf Telephone Company, LLC d/b/a CenturyLink, an Alabama limited liability company ("Grantor"), whose street address is 931 14th Street, Suite 103, Denver, Colorado 80202, Attention: Vice President of Real Estate, for the consideration of Ten and No/100^{ths} Dollars and No Cents (\$10.00), does hereby grant, bargain, sell and convey to Utilities Board of the City of Foley d/b/a Riviera Utilities, an Alabama corporation ("Grantee"), whose street address is 413 East Laurel Avenue, Foley, AL 36535, the following real property in the County of Baldwin and State of Alabama (the "Property"):

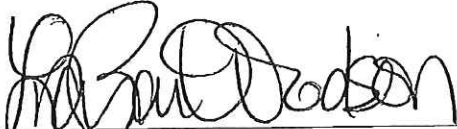
See the legal description set forth on Exhibit A attached hereto and by this reference incorporated herein.

Subject to existing taxes, assessments, liens and encumbrances, Grantor covenants with Grantee that Grantor is lawfully seized in fee simple of the Property and has good right to sell and convey the Property. Grantor does hereby specially warrant title to the Property, and will defend the title to the Property against the lawful claims of persons claiming by, through or under Grantor (but not otherwise) arising solely during the period of Grantor's ownership of the Property.

IN WITNESS WHEREOF, GRANTOR has signed this Statutory Warranty Deed as of
21st day of July, 2016.

GRANTOR:

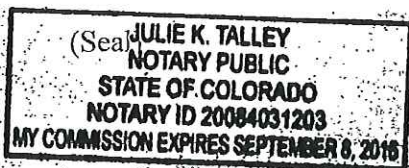
Gulf Telephone Company
d/b/a CenturyLink

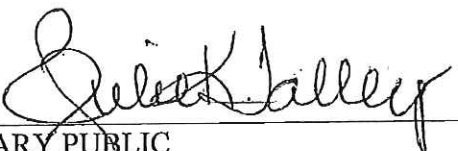
By: 
La Rae D. Dodson, Vice President of Real Estate

STATE OF COLORADO)
) ss.
CITY AND COUNTY OF DENVER)

BE IT REMEMBERED, that on this 21st day of July, 2016, before me, a Notary Public in and for said County and State, personally appeared LaRae D. Dodson, Vice President of Real Estate of Gulf Telephone Company, LLC d/b/a CenturyLink, an Alabama limited liability company, who is personally known to me and acknowledged that she executed the within instrument in her authorized capacity and that by her signature on the instrument, the entity upon behalf of which she acted executed this instrument.

Witness my hand and official seal.




NOTARY PUBLIC
My Commission Expires: Sept. 8, 2016

NAME AND ADDRESS OF THE PERSON OR ENTITY RESPONSIBLE FOR THE
PAYMENT OF THE REAL PROPERTY TAXES:

Utilities Board of the City of Foley
d/b/a Riviera Utilities
Attn: Thomas DeBell
413 East Laurel Avenue
Foley, AL 36535

Exhibit A to Statutory Warranty Deed

(Legal Description of Property)

The following described tract of land situated and lying in the County of Baldwin, State of Alabama, to wit:

PARCEL A: PPIN 016116 , RP 649/2000

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East; run South 40 feet to a point on the South right of way line of County Road 24; thence run North 89°52'08" East along said South Right-of-Way line 6.00 feet to the Point of Beginning; Continue thence North 89°52'08" East along said South Right-of-Way line 324.00 feet; thence run South 00°00'00" East, 403.02 feet; thence run South 89°52'08" West, 324.00 feet; thence run North 00°00'00" West 403.02 feet to the Point of Beginning, LESS AND EXCEPT any portion of the North-South Right-of-Way (Pine Street, 40' R/W) that lies along the Western line of the herein described property.

PARCEL B: PPIN 207858, RP 667/1304

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East, run South 00°09' West, 40.2 feet to a point on the South right of way line of County Road 24; thence run North 89°52' East 1.9 feet; thence run South 00°00' East, 403.0 feet to the Point of Beginning; thence run North 89°52' East, 324.0 feet; thence run South 00°00' East, 100.0 feet; thence run South 89°52' West, 324.0 feet; thence run North 00°00' West, 100.0 feet to the Point of Beginning++, LESS AND EXCEPT any portion of the North-South Right-of-Way (Pine Street, 40' R/W) that lies along the Western line of the herein described property.

PARCEL C: PPIN 201792, INSTRUMENT # 480471

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East, thence run South 00°09'00" West, 542.95 feet; thence run North 89°52'00" East, 3.41 feet to a capped rebar marking the Point of Beginning, thence from said Point of Beginning continue North 89°52'00" East, 406.00 feet to a CRS (Capped Rebar Set marked L & O, Inc. CA #31), thence run South 00°01'27" East, 412.00 feet to a capped rebar set; thence run South 89°52'00" West, 406.00 feet to a capped rebar set; thence run North 00°01'27" West, 412.00 feet to the Point of Beginning. The above described parcel lying in the Southeast Quarter of Section 17, Township 7 South, Range 4 East, Baldwin County, Alabama. LESS AND EXCEPT any portion of the North - South right of way (Pine Street, 40 foot right of way) that lies along the western line of the above described property.

PARCEL D, PPIN 201801, RP 640/1309

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East, run South 40 feet to a point on the South right-of-way margin of Baldwin County Road 24; thence run North 89°52'08" East along said South right-of-way 330 feet to the Point of Beginning; continue thence North 89°52'08" East along said South right-of-way line 255 feet; thence run South 00°00'00" East 403.02 feet; thence run South 89°52'08" West 255 feet; thence run North 00°00'00" West, 403.02 feet, to the Point of Beginning.

PARCEL E, PPIN 201797, RP 640/1306

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East, run South 40 feet to a point on the South right-of-way line of Baldwin County Road 24; thence run North 89°52'08" East along said South right-of-way line, 585 feet, to the Point of Beginning; continue thence North 89°52'08" East along said South right-of-way line 200 feet, thence run South 00°00'00" East, 403.02 feet; thence run South 89°52'08" West 200 feet; thence run North 00°00'00" West, 403.02 feet, to the Point of Beginning.

PARCEL F, PPIN 120291, RP 573/126. NOTE: THIS DEED DESCRIBED A METES/BOUNDS WHICH INCLUDED LOT 2 RESUB OF GULFTEL UNDERWOOD SUBD AND OTHER LAND.

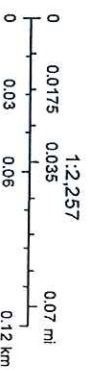
Lot 2 of the Resubdivision of Gulftel Underwood Subdivision, as recorded on Slide 2488C and 2488D, Probate Records, Baldwin County, Alabama.

PARCEL G, PPIN 115301, RP 667/1311.

Commencing at the Northwest corner of the Northeast Quarter of the Southeast Quarter of Section 17, Township 7 South, Range 4 East, run South 00°09' West, 40.2 feet to a point on the South right of way line of County Road 24; thence run North 89°52' East 1.9 feet; thence run South 00°00' East, 403.0 feet; thence run North 89°52' East, 324.0 feet to the Point of Beginning; continue thence North 89°52' East 455.0 feet; thence run South 00°01' West, 100.0 feet; thence run South 89°52' West, 455.0 feet; thence run North 00°00' West, 100.0 feet to the Point of Beginning.

[illegible]

 Misc
 Parcels
 County Boundary
 Lot Lines

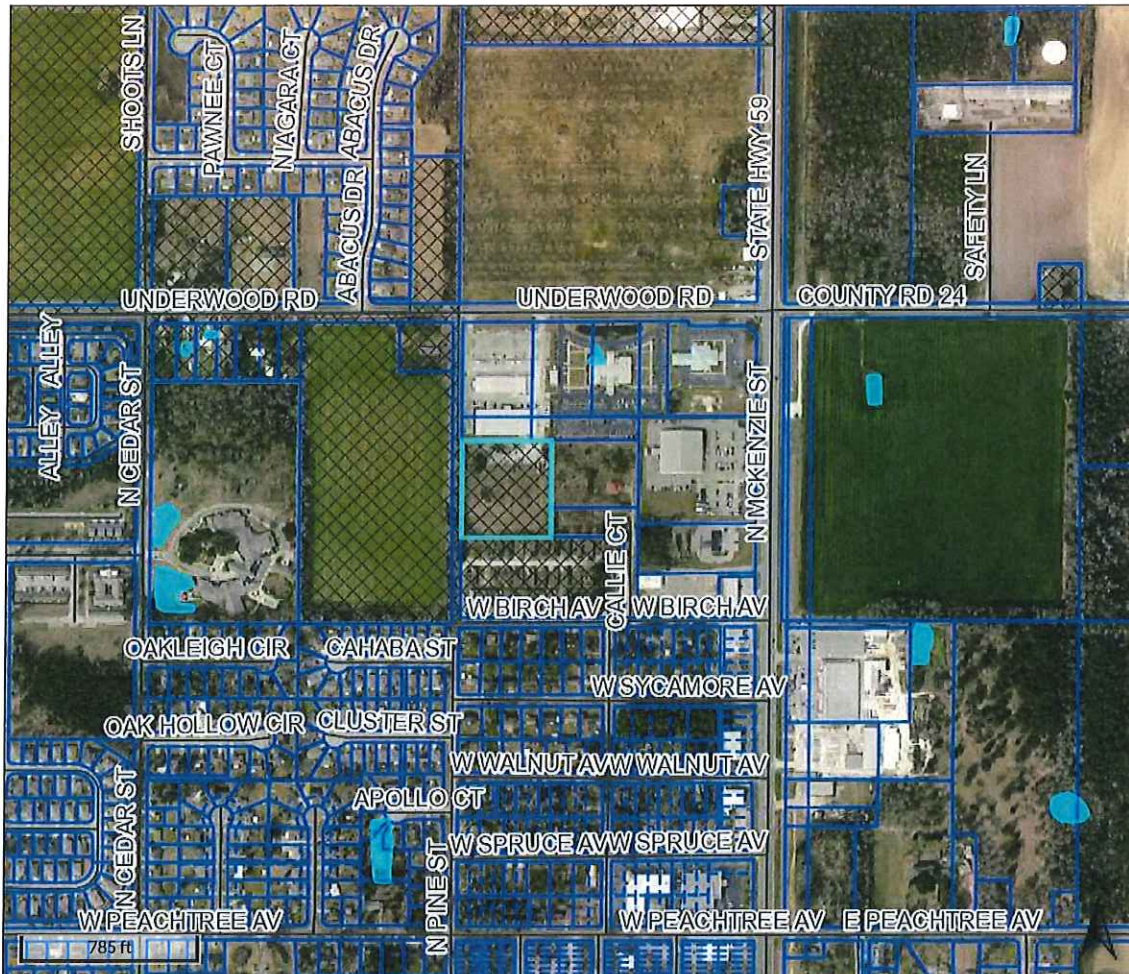


Sources: Esri, HERE, DeLorme, USGS, Intermap, INCREMENT P, NRCan,

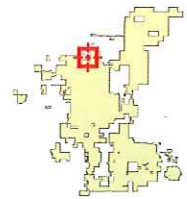
Annexation

Utilities Board of the City of Foley

Created by: Katy Taylor



Overview



Legend

- Centerlines
- Foley City Limits
- County Mask
- Parcels
- Lot Lines
- Streams and Creel
- Lakes and Bays

PIN - 201792
Par Num - 002.010
Acreage - 3.635
Subdivision -
Lot -
Street Name -
Street Number - 0
Improvement - PAVI

Name - GULF TELEPHONE COMPANY
Address1 - C/O RASH & ASSOCIATES LP
Address2 - P O BOX 280888
Address3 -
City - PLANO
State - TX
Zip - 75026

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**Baldwin County
Revenue Commissioner**

**Property Appraisal Link
BALDWIN COUNTY, AL**

Current Date 5/15/2017

Tax Year 2017

Valuation Date October 1, 2016

PARCEL	54-04-17-4-000-002.010	OWNER INFORMATION	
NAME	UTILITIES BOARD OF THE CITY OF FOLEY D/B	PPIN 201792	TAX DIST 02
ADDRESS	P O BOX 2050		
	FOLEY AL 36536		
DEED TYPE IN	BOOK 0000	PAGE 1582819	
PREVIOUS OWNER	GULF TELEPHONE COMPANY		
LAST DEED DATE	7/21/2016		

DESCRIPTION

412'(S) X 380'(S) COM AT THE NW COR OF NE1/4 OF SE1/4 SEC 17
RUN S 40.2' TO S R/W OF HWY 24, TH E 26'(S) TO E R/W OF PIN
E ST, TH S 503'(S) FOR POB, TH E 380'(S), TH S 412', TH W 38
0'(S), TH N 412' TO POB SEC 17-T7S-R4E (ST WD)

PROPERTY INFORMATION

PROPERTY ADDRESS	
NEIGHBORHOOD	SBALDCO
PROPERTY CLASS	
LOT BLOCK	
SECTION/TOWNSHIP/RANGE	00-00 -00
LOT DIMENSION	
	ZONING

PROPERTY VALUES

LAND:	63000	CLASS 1:		TOTAL ACRES:	3.60
BUILDING:	32100	CLASS 2:	95100	TIMBER ACRES:	
		CLASS 3:			
TOTAL PARCEL VALUE:	95100				
ESTIMATED TAX:	\$0.00				

DETAIL INFORMATION

<u>CODE</u>	<u>TYPE</u>	<u>REF METHOD</u>	<u>DESCRIPTION</u>	<u>LAND USE</u>	<u>TC</u>	<u>Hs</u>	<u>Pn</u>	<u>MARKET USE</u>
								<u>VALUE</u> <u>VALUE</u>
M	LAND	I	ST AC9 3.60 acres	9150-VACANT COMMERCIA	2	N	N	63000
	BLDG	I	O 34 PASP4 PAVING, ASPHALT, 3 1/2"	-	2	N	N	32100

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RESOLUTION NO. 170613-1

WHEREAS, the Utilities Board of the City of Foley, a public corporation doing business as Riviera Utilities (the Board) purchased on July 22, 2016 certain property and buildings located at 19812 Underwood Road, 19752 Underwood Road, and 19752A Underwood Road in Foley, AL (the Property), and;

WHEREAS, the Property is currently divided into seven (7) parcels, one of which lies outside the Foley Corporate Limits, and;

WHEREAS, the Board believes it beneficial and in the best interest of the Board to consolidate and re-subdivide the property into two (2) parcels that represent the actual build-out, and;

WHEREAS, The Board further believes it necessary to petition the City of Foley to annex that portion of the property not currently located in the corporate limits,

THEREFORE, BE IT RESOLVED by the Utilities Board of the City of Foley that the General Manager is hereby authorized to complete and execute all necessary documents required to petition the City of Foley for annexation of that portion of the Property outside the City Corporate Limits.

BE IT FURTHER RESOLVED by the Board that the General Manager is hereby authorized to take all necessary action and execute all necessary documents required to consolidate, re-subdivide, and secure suitable zoning to create two (2) parcels as deemed beneficial and necessary by the Board.

ADOPTED on June 13, 2017.

Attest:

Barbara Ingram
Chairman of the Board of Directors

Thomas LeBell
Secretary