



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.

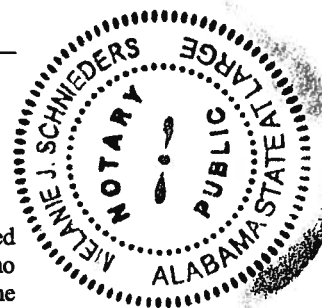
Dated this 27 day of November, 2013.

Kathryn Diane Flanagan
Petitioner's Signature

Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

On this 27 day of November, 2013, before me personally appeared Kathryn Diane Flanagan 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.



Melanie J. Schnieders
NOTARY PUBLIC
My Commission Expires: June 25, 2014

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:

- | | | |
|-------------------------------------|-------|---|
| <input checked="" type="checkbox"/> | R-1A | Residential Single Family |
| <input type="checkbox"/> | R-1B | Residential Single Family |
| <input type="checkbox"/> | R-1C | Residential Single Family |
| <input type="checkbox"/> | R-1D | Residential Single Family |
| <input type="checkbox"/> | R-1R | Restricted Residential Single Family |
| <input type="checkbox"/> | R-2 | Residential Single Family & Duplex |
| <input type="checkbox"/> | R-3 | Residential Multi Family |
| <input type="checkbox"/> | R-3P | Residential Multi Family Planned |
| <input type="checkbox"/> | R-4 | Residential Single Family & Duplex |
| <input type="checkbox"/> | GPH-1 | Residential Garden-Patio Homes |
| <input type="checkbox"/> | TH-1 | Residential Townhouses |
| <input type="checkbox"/> | MH-1 | Residential Mobile Home Park/Subdivision |
| <input type="checkbox"/> | PDD | Planned Development District |
| <input type="checkbox"/> | PUD | Planned Unit Development |
| <input type="checkbox"/> | PID | Planned Industrial District |
| <input type="checkbox"/> | B-1 | Central Business District |
| <input type="checkbox"/> | B-1A | Commercial Extended Business District |
| <input type="checkbox"/> | B-2 | Commercial Neighborhood Business District |
| <input type="checkbox"/> | B-3 | Commercial Local Business District |
| <input type="checkbox"/> | PO | Preferred Office District |
| <input type="checkbox"/> | M-1 | Light Industry |
| <input type="checkbox"/> | A-O | Agriculture Open Space |
| <input type="checkbox"/> | FH | Flood Hazard Zone/Flood Prone Area |
| <input type="checkbox"/> | 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 251-952-4011.

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 One

Total number of occupants: Under 18 3 Adults 4 Race _____

Number of businesses currently located on the property being annexed 0

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

Name of business N/A

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

Yathin Chandra Sena 11/27/13
Petitioner's Signature Date

Petitioner's Signature Date

THIS INSTRUMENT
PREPARED BY:
Jule R. Herbert Jr.
Herbert & Harrell LLC
Attorneys at Law
P.O. Drawer 3889
Gulf Shores, AL 36547
(251) 968-4764

STATE OF ALABAMA)

COUNTY OF BALDWIN)

WARRANTY DEED

State of Alabama, Baldwin County
I certify this instrument was filed
and taxes collected on:
2003 November -25 6:10AM
Instrument Number 77425 Pages 3
Recording 9.00 Mortgage
Deed .50 File Tax
Index .00
Archive 5.00
Arrian T. Johns, Judge of Probate

KNOW ALL MEN BY THESE PRESENTS, that JAMES M. DURRANCE and HILDA P. DURRANCE, husband and wife, hereinafter called the "Grantors," for and in consideration of the sum of TEN AND NO/100THS DOLLARS (\$10.00) in cash and other good and valuable consideration, in hand paid to the Grantors by KATHRYN DIANE FLANAGAN, hereinafter called the "Grantee," the receipt and sufficiency of which is hereby acknowledged, subject to all matters and things hereinafter set forth, have this day bargained and sold and by these presents do hereby **GRANT, BARGAIN, SELL AND CONVEY** unto the said Grantee, all that real property situated in the County of Baldwin, State of Alabama, described as follows, to-wit:

Lot 7, Unit Two, Wolf Bay Estates, according to map or plat thereof recorded in Map Book 6, Page 82, of the records in the Office of the Judge of Probate of Baldwin County, Alabama.

LESS AND EXCEPT such oil, gas, and other mineral interests, and all rights and privileges in connection therewith, as may have been reserved or conveyed by prior owners, if any.

THIS CONVEYANCE IS MADE SUBJECT TO THE FOLLOWING:

1. Building setback line and drainage and utility line easements, as shown on the recorded plat of said subdivision.
2. Restrictive covenants relating to the use and occupancy of the property described hereinabove as contained in instrument by Wolf Bay Estates, Inc., dated January 25, 1967, and recorded in Miscellaneous Book 20, Page 731, and amended in Miscellaneous Book 24, Page 166, and all amendments thereto.

The recording references refer to the records in the Office of the Judge of Probate of Baldwin County, Alabama, unless otherwise indicated.

TOGETHER WITH ALL AND SINGULAR, the rights, members, privileges and appurtenances thereunto belonging, or in anywise appertaining.

TO HAVE AND TO HOLD the said above described property unto the said Grantee, in fee simple, and to the Grantee's heirs and assigns, forever.

And except as to taxes hereafter falling due which are assumed by the Grantee, and except as to the above mentioned encumbrances, the Grantors do, for themselves and their heirs and assigns, hereby covenant with the Grantee that they are seized of an indefeasible estate in fee simple in said property, are in peaceable possession thereof, that said property is free and clear of all encumbrances, and that they do hereby **WARRANT AND WILL FOREVER DEFEND** the title to said property and the peaceable possession thereof, unto the Grantee, and to the heirs and assigns of Grantee, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands and seals on this the 14 day of November, 2003.

Instrument 774625 Page 2 of 3

James M. Durrance (SEAL)
JAMES M. DURRANCE

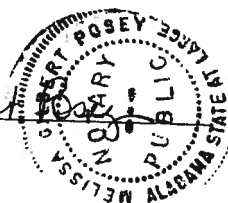
Hilda P. Durrance (SEAL)
HILDA P. DURRANCE

STATE OF Alabama)
COUNTY OF Baldwin)

I, Melissa Gilbert Posey, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that JAMES M. DURRANCE, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 14th day of November, 2003.

Melissa Gilbert Posey
Notary Public



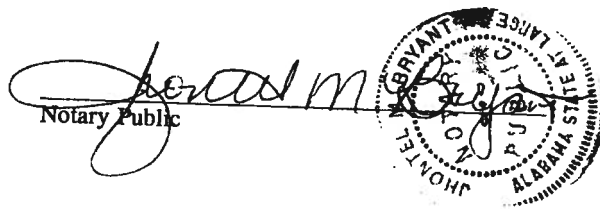
My Commission Expires:
My Commission Expires 2/5/2005

My Commission Expires 2/5/2005

STATE OF Alabama)
COUNTY OF Baldwin)

I, Jhantel M Bryant, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that HILDA P. DURRANCE, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day, that being informed of the contents of said conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 13th day of November, 2003.



My Commission Expires:

12/06/06

Grantors' Address:

P.O. Box 2515
Robertsdale, AL 36567

Grantee's Address:

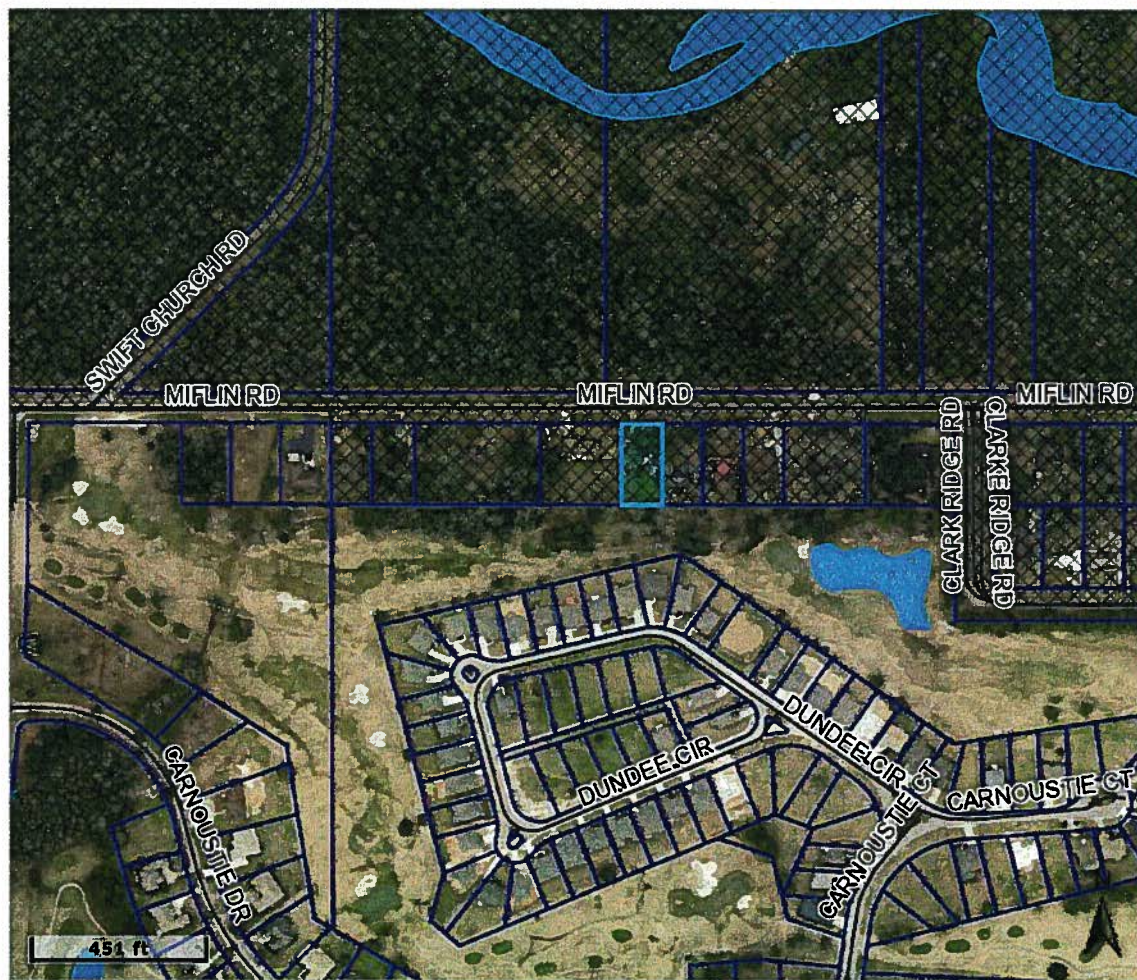
P.O. Box 3158
Gulf Shores, AL 36547

Instrument 77425 Page 3 of 3

Proposed Annexation

Kathryn Flanagan

Created By: KTaylor
Date Created: 12/2/2013



Overview



Legend

- Main Highways
- County Roads
- Centerlines
- Foley City Limits
- County Mask
- Foley City Limit Background
- Parcels
- Downtown Historic District
- Streams and Creeks
- Lakes and Bays

PIN - 11710
Par Num - 045.000
Acreage - 0.459
Subdivision - 01WB
Lot -
Street Name - MIFLIN RD
Street Number - 23104
Improvement - RES,UTIL,GARA

Name - FLANAGAN, KATHRYN DIANE
Address1 - 23104 MIFLIN RD
Address2 -
Address3 -
City - FOLEY
State - AL
Zip - 36535

Last Data Upload: 12/2/2013 2:11:47 AM

The information contained in the digital data distributed by the Baldwin County Commission is derived from a variety of public and private sources considered to be dependable, but the accuracy, completeness, currency, thereof are not guaranteed. The Baldwin County Commission makes no warranties, expressed or implied, as to the accuracy, completeness, currency, reliability, or suitability for any particular purpose of information or data contained in or generated from the county geographic database. Additionally, the Baldwin County Commission or any agent, servant, or employee thereof assume no liability associated with the use of the data and assume no responsibility to maintain it in any matter or form.



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Baldwin County Revenue Commissioner

Property Appraisal Link BALDWIN COUNTY, AL

Current Date 12/ 2/2013

Tax Year 2013

Valuation Date October 1, 2012

OWNER INFORMATION

PARCEL 61-01-12-0-000-045.000 **PPIN** 011710 **TAX DIST** 02
NAME FLANAGAN, KATHRYN DIANE
ADDRESS 23104 MIPLIN RD
 FOLEY, AL 36535
DEED TYPE IN **BOOK** 0000 **PAGE** 0774625
PREVIOUS OWNER DURRANCE, JAMES M & HILDA P
LAST DEED DATE 11/14/2003

DESCRIPTION

100'X200' WOLF BAY EST UNIT 2 LOT 7 SEC 12-8-4(WD)

PROPERTY INFORMATION

PROPERTY ADDRESS 23104 MIPLIN RD
NEIGHBORHOOD FOLEY **FOLEY AREA**
PROPERTY CLASS **SUB CLASS**
SUBDIVISION 01WB **SUB DESC** WOLF BAY ESTATES
LOT 7 BLOCK U-2
SECTION/TOWNSHIP/RANGE 00-00 -00
LOT DIMENSION 100X200 **ZONING**

PROPERTY VALUES

LAND: 15000 **CLASS 1:** **TOTAL ACRES:**
BUILDING: 108500 **CLASS 2:** **TIMBER ACRES:**
 CLASS 3: 123500
TOTAL PARCEL VALUE: 123500
ESTIMATED TAX:

DETAIL INFORMATION

<u>CODE</u>	<u>TYPE</u>	<u>REF</u>	<u>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	<u>LAND</u>	1	BV BS-15000	X	1110-RESIDENTIAL	3	Y	N	15000		
	<u>BLDG</u>	1	R 111	SINGLE FAMILY RESIDENCE	-	3	Y	N	96400		
	<u>BLDG</u>	2	O 26 WCC	UTILITY, WOOD OR C.B.	-	3	Y	N	2400		
	<u>BLDG</u>	3	O 24 WCBN	GARAGE, WOOD OR C.B., NO	-	3	Y	N	9700		

Annexation Report for Mayor & Council

By: Miriam Boutwell

For: December 16, 2013 Meeting

Applicant: Kathryn Diane Flanagan

Location: 23104 Mifflin Road

Size: .459+/- Acres

Current Zoning: Baldwin County District 30

Future Land Use: RM – Residential Medium Density

Requested Zoning: R1A, Residential Single Family


Flood Zone: X

Comments: I see no problem with this annexation. The zoning is consistent with other lots in this subdivision.

Memo

To: Vickey Southern
From: Butch Stokes
Date: 12-10-13
Re: Petition for Annexation – Kathym Flanagan Property
PIN Number 11710

The City of Foley Engineering Department has evaluated the above referenced property being petitioned for annexation into the City of Foley. I recommend approval of the petition for annexation.


Wendell F. Stokes, Jr., PE
City Engineer



Katy Taylor <ktaylor@cityoffoley.org>

Petitions For Annexations

Butch Stokes <bstokes@cityoffoley.org>

Tue, Dec 10, 2013 at 11:29 AM

To: Katy Taylor <ktaylor@cityoffoley.org>

Cc: Dan Hellmich <dhellmich@cityoffoley.org>

Dan and I looked at these lots this morning and have no reasons to object to their annexation.

On Mon, Dec 2, 2013 at 9:41 AM, Katy Taylor <ktaylor@cityoffoley.org> wrote:

[Quoted text hidden]

—

Wendell F. "Butch" Stokes, P.E

City Engineer

200 North Alston Street

Post Office Box 1750

Foley, Alabama 36356

Telephone: (251) 970-1104

Fax: (251) 970-2398



Katy Taylor <ktaylor@cityoffoley.org>

Petitions For Annexations

Leslie Gahagan <lgahagan@cityoffoley.org>

Tue, Dec 3, 2013 at 3:08 PM

To: Katy Taylor <ktaylor@cityoffoley.org>

After looking at each of the four properties today, they are all existing residential properties with no blatant environmental concerns. Therefore, the Environmental Division has no concerns with the annexation of any of the properties.

Leslie Lassitter Gahagan
Environmental Manager
City of Foley
251-971-1471

[Quoted text hidden]