



City of Foley, AL

407 E. Laurel Avenue
Foley, AL 36535

Signature Copy

Resolution: 17-1338-RES

File Number: 17-0618

Enactment Number: 17-1338-RES

A resolution to accept the donation of H.M. Hamburg & Sons, Inc property made by the stockholders: Helen Hamburg Williams, President, Kenneth Hamburg, Vice President, Don Martin Hamburg, Secretary/Treasurer, and Melba Lauder Hamburg, stockholder.

WHEREAS, Helen Hamburg Williams wishes to donate the H.M. Hamburg & Sons, Inc property to the City. PIN# 77210 located on Rose Avenue, which is on the north side of Hwy 98 and east of Hwy 59.

WHEREAS, the property is valued at \$55,400 according to Baldwin County Tax Records, and

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Foley, Alabama, as follows:

SECTION 1: Accepts the donation made by the stockholders: Helen Hamburg Williams, President, Kenneth Hamburg, Vice President, Don Martin Hamburg, Secretary/Treasurer, and Melba Lauder Hamburg, stockholder of the H.M. Hamburg & Sons, Inc property (PIN# 77210) located on Rose Avenue, which is on the north side of Hwy 98 and east of Hwy 59.

SECTION 2: The City of Foley agrees to repair the roof, and clean the grounds during fiscal year 2018, in order to end the deterioration of the building due to the roof leaks, and to ensure security of the building.

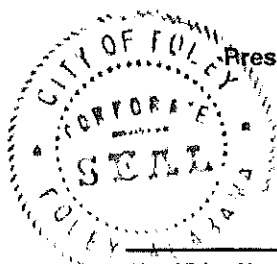
SECTION 3: The City of Foley agrees to maintain the Hamburg signage on the exterior of the building regardless of the ultimate use of the building.

SECTION 4: Over the next 5 years the City will make every effort to secure historical grants and/or fund repairs to the building such that the building can eventually be used for some public purpose as defined by the City Council.

SECTION 5: The City of Foley shall periodically provide the Hamburg family an update as to progress, and as to the councils deliberation regarding the buildings ultimate use.

SECTION 6: This Resolution shall become effective immediately upon its adoption as required by law.

PASSED, APPROVED AND ADOPTED this 18th day of December, 2017.



President's Signature

Date

12-20-17

Attest by City Clerk

Kathryn Taylor

Date

12-20-17

Mayor's Signature

[Signature]

Date

12/21/2017

STATE OF ALABAMA
COUNTY OF BALDWIN

BALDWIN COUNTY, ALABAMA
TIM RUSSELL PROBATE JUDGE
Filed/cert. 12/28/2017 9:30 AM
TOTAL \$ 19.00
3 Pages

1672542

STATUTORY WARRANTY DEED OF GIFT

KNOW ALL MEN BY THESE PRESENTS, that H. M. HAMBURG & SONS, INC., an Alabama corporation, hereinafter called the Grantor, in consideration of Grantor's desire to make a gift to the City of Foley and other good and valuable consideration paid to Grantor by THE CITY OF FOLEY, an Alabama municipal corporation, hereinafter called the Grantee, does, hereby GRANT, BARGAIN, SELL and CONVEY, subject to the exceptions, reservations and limitations hereinafter set out, unto said Grantee, its successors and assigns, all that certain real property in Baldwin County, Alabama, described on Exhibit "A" which is attached hereto and incorporated herein.

TOGETHER with all and singular the rights, members, tenements, privileges, hereditaments, and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the same unto the said Grantee, its successors and assigns, FOREVER.

This conveyance is made subject to any easements, restrictions or reservations of record affecting said real property.

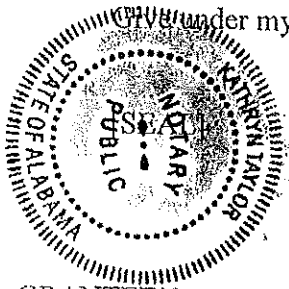
IN WITNESS WHEREOF, the aforesaid Grantor has hereunto set its hand and seal on this, the 27 day of December, 2017.

H. M. HAMBURG & SONS, INC., an Alabama corporation

BY: Helen Hamburg Williams
Helen Hamburg Williams
Its President

STATE OF ALABAMA
COUNTY OF BALDWIN

I, the undersigned, a Notary Public in and for said County, in this State, hereby certify that Helen Hamburg Williams, as President of H. M. HAMBURG & SONS, INC., an Alabama corporation, who signed 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, as such officer and with full authority, executed the same voluntarily on the day same bears date for and as an act of said corporation.



GRANTEE'S ADDRESS:

Post Office Box 1750
Foley, AL 36536

Under my hand and official seal this, the 21st day of December, 2017.

Kathryn Taylor
NOTARY PUBLIC

My Commission Expires: _____



THIS INSTRUMENT WAS PREPARED BY:

J. Casey Pipes, Esq.
Helmsing, Leach, Herlong, Newman & Rouse, P.C.
Post Office Box 2767
Mobile, AL 36652
251-432-5521
jcp@helmsinglaw.com

This deed was prepared without
a complete examination of title
and without the benefit of a survey.

EXHIBIT "A"

Lots 13, 14 and 15, Block "O," Magnolia Springs Land Company's Addition to Foley, as per the map or plat recorded at Plat Book 1, Page 29, in the Office of the Judge of Probate of Baldwin County, Alabama;

Together with the South one-half (1/2) of that portion of the unnamed alley or street shown on said Plat that lies between Lots 1, 2 and 3 to the North and Lots 13, 14, and 15 to the South, all of said Block "O", pursuant to that certain Declaration of Vacation recorded as Instrument No. 973405 in said probate records;

Together with that certain property described as follows pursuant to that certain Boundary Line Agreement and Quit Claim Deed recorded as Instrument No. 1181949 in said Probate Records:

Commence at a nail and brass tag at the Southwest Corner of Lot 13, Block "O," Magnolia Springs Land Company's Addition to the Town of Foley according to the map or plat thereof recorded in Map Book 1, Page 29 in the Office of the Judge of Probate, Baldwin County, Alabama for a POINT OF BEGINNING: Thence run North $89^{\circ} 58' 40''$ W, 25.0 feet to an iron pin marker; thence run North, 153.7 feet to an iron pin marker; thence run South $89^{\circ} 58' 40''$ East, 25.0 feet to an iron pin marker; thence run South, 153.7 feet to the Point of Beginning. Parcel contains 0.09 acres, more or less and lies within Section 28, Township 7 South, Range 4 East, Baldwin County, Alabama.