DURHAM
1869
CITY OF MEDICINE

CITY OF DURHAM
Office of the City Clerk
101 CITY HALL PLAZA | DURHAM, NC 27701
919.560.4166 | F 919.560.4835

www.durhamnc.gov

STATE OF NORTH CAROLINA
CITY OF DURHAM

I, D. Ann Gray, duly appointed City Clerk of the City of Durham, North Carolina, do hereby certify that the ownership is sufficient for the following Voluntary Annexation Petition based on information (Signature of Property Owners, Notarization of Signatures and Certificate of Title) submitted to the Budget Department and received in the City Clerk's Office on August 15, 2012:

Montclair

WITNESS my hand and the corporate seal of the City of Durham, North Carolina, this the 16th day of August, 2012.

D. Ann Gray, MMC
City Clerk

PETITION FOR VOLUNTARY ANNEXATION TO THE CITY OF DURHAM OF A NONCONTIGUOUS AREA (SATELLITE)

To the Mayor and Members of the City Council of the City of Durham, N.C.:

The undersigned respectfully petition the City Council of the City of Durham to annex the hereinafter described property to the City of Durham, such annexation to be pursuant to Part 4, Article 4A, Chapter 160A of the North Carolina General Statues (G.S. 160A-58 et seq.). In support of this petition and pursuant to G.S. 160A-58.1, the undersigned do hereby respectfully submit the following information:

1. The undersigned whose names are signed to this petition own all real estate in the area described herein, with the exception of the following: Owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina; Railroad Companies; Public Utility as defined in G.S. 62-3(23); Electric Membership Corporation; and Telephone Membership Corporations.

2. The nearest point of the area described herein to the primary corporate limits of the City of Durham is not more than three (3) miles.

3. No part of the area described herein is closer to the primary corporate limits of another city than to the primary corporate limits of the City of Durham.

4. If any part of the area described herein is a part of a subdivision as defined in G.S. 160A-376, then all of said subdivision is included within the area described.

5. This area proposed for annexation under this petition is described by metes and bounds as follows:

(ATTACH A METES AND BOUNDS DESCRIPTION FOR THE AREA TO BE ANNEXED)

Respectfully submitted this 7 day of May, 20 12.

Type or Print Name of Property Owner(s)	Address and Phone Number:	Property PIN#/ Parcel ID #
Nancy J. Plemmons, Howard Plemmons	55 Shady Lane Circle Apex, NC 27523 919-531-7779	0707-01-27-3502; 143082
Weekley Homes LLC	15401 Weston Parkway Suite 175 Cary, NC 27513 919-659-1500	0707-01-27-6476; 143077

Please sign and complete the requested information on the Signature page of this petition

(For Budget and Management Services Use)

Date Received: 5/7/12 Total Land Mass: _____

Received by: _____ % Satellite: ___ If > 10%, return

ANNEXATION PETITION SIGNATURE PAGE

EVERY INDIVIDUAL WITH OWNERSHIP INTEREST:

INDIVIDUAL OWNER #1: Nancy J Plemmons (Signature)

TAX PARCEL ID# 143082

PRINT OR TYPE NAME AND ADDRESS:
Nancy J. Plemmons
55 Shady Lane Circle Apex, NC 27523

NOTARIZATION

NORTH CAROLINA
Durham COUNTY

I, the undersigned Notary Public in and for the aforesaid County and State, certify that Nancy J. Plemmons personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal this the 30th day of April, 2012.

NANCY M KISIAH
Notary Public
Durham County
My Commission Expires
09/25/2015
NORTH CAROLINA

Nancy M. Kisiah
Notary Public

My commission expires 9-25-2015.

INDIVIDUAL OWNER #2: Howard Plemmons (Signature)

TAX PARCEL ID# 143082

PRINT OR TYPE NAME AND ADDRESS:
Howard Plemmons
55 Shady Lane Circle Apex, NC 27523

NOTARIZATION

NORTH CAROLINA
Durham COUNTY

I, the undersigned Notary Public in and for the aforesaid County and State, certify that Howard Plemmons personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal this the 30th day of April, 2012.

NANCY M KISIAH
Notary Public
Durham County
My Commission Expires
09/25/2015
NORTH CAROLINA

Nancy M. Kisiah
Notary Public

My commission expires 9-25-2015.

ALL SIGNATURES MUST BE NOTARIZED!!!

ANNEXATION PETITION SIGNATURE PAGE – Continued -

CORPORATION: **Affix Seal:**

Weekley Homes LLC

Name of Corporation (Type or Print)

By: _____ Signature and Title Div President

Jeff Akin

(Type or Print Name)

Attested By: _____ Signature and Title

Brandi Haase

(Type or Print Name)

NOTARIZATION

NORTH CAROLINA
DURHAM COUNTY

I, the undersigned Notary Public in and for the aforesaid County and State, certify that JEFF AKIN & BRANDI A. HAASE personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal this the 20 day of JULY, 20 12.

LINNIE W. CAUSEY
Notary Public, North Carolina
Durham County
My Commission Expires
November 15, 2013

_____ Notary Public

My commission expires 11/15/2013.

PARTNERSHIP: This is a: _____ general partnership

_____ limited partnership

_____
Name of Partnership (Type or Print)

By: _____ Signature and Title

_____
(Type or Print Name)

Attested By: _____ Witness, Signature and Title

_____
(Type or Print Name)

NOTARIZATION

NORTH CAROLINA
_____ COUNTY

I, the undersigned Notary Public in and for the aforesaid County and State, certify that _____ _____ personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal this the _____ day of _____, 20_____.

_____ Notary Public

My commission expires _____.

ALL SIGNATURES MUST BE NOTARIZED!!!

TITLE AND OWNERSHIP INFORMATION FOR VOLUNTARY PETITIONED ANNEXATIONS

Instructions:
The following information should be supplied at the time a voluntary annexation petition is submitted, unless a later date is approved by the Budget Department. The date through which title is examined should be one week before the submittal of the annexation petition, or later. NOTE that the certificate is limited to holders of fee simple interests. Among other things, holders of mortgages or deeds of trust, or trustees for the same; easements; taxes or assessments; or defects not disclosed by public records need not be listed.

CERTIFICATE OF TITLE

The undersigned attorney, who is licensed to practice law in the State of North Carolina, hereby certifies that the record owner(s) of all fee simple interests in the tract of land submitted for annexation to the City of Durham on a petition dated May 7, 2012 and described on such petition as (name of development) Montclair, which tract is described by the metes and bounds description submitted as part of such petition, is PIN: 0707-01-27-3502, Parcel ID: 143082; PIN: 0707-01-27-6476, Parcel ID: 143077, And that the deed(s) showing such title are recorded at Book 004132, Page 000037; Book 006950, Page 000121; Book _____, Page _____ Durham County Register of Deeds. In addition, the undersigned attorney certifies that the execution of the aforesaid petition is legally sufficient in form, manner, and substance to bind all owners of the property being annexed.

This the 2nd day of May, 2012.

(Signature of Attorney)

Keith D. Burns
(Type or Print Name of Attorney)

(919) 806-2047
(Attorney Phone Number)

NOTARIZATION

NORTH CAROLINA
Granville COUNTY

I, the undersigned Notary Public in and for the aforesaid County and State, certify that Keith D. Burns personally came before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal this the 2nd day of May, 2012.

HELEN I CRONIN
Notary Public
Granville County, NC

Helen I. Cronin
Helen I. Cronin Notary Public

My commission expires July 24, 2012.

David Weekley Homes

Corporate Office
1111 North Post Oak Road
Houston, TX 77055
713-963-0500
FAX: 713-963-0322

RE: Signatory approval for Weekley Homes, LLC d/b/a David Weekley Homes
in the Triangle

To whom it may concern:

Please accept this letter as confirmation of the authority of our Managers to approve and sign annexation petitions on behalf of David Weekley Homes in connection with the development and construction of residential improvements in the Triangle (Raleigh-Durham-Chappel Hill metropolitan area), namely:

Jeff Akin, Division President
Brandi Haase, Division Coordinator

Regards,

John Burchfield
General Counsel

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