

Direct Component Project Evaluation Form

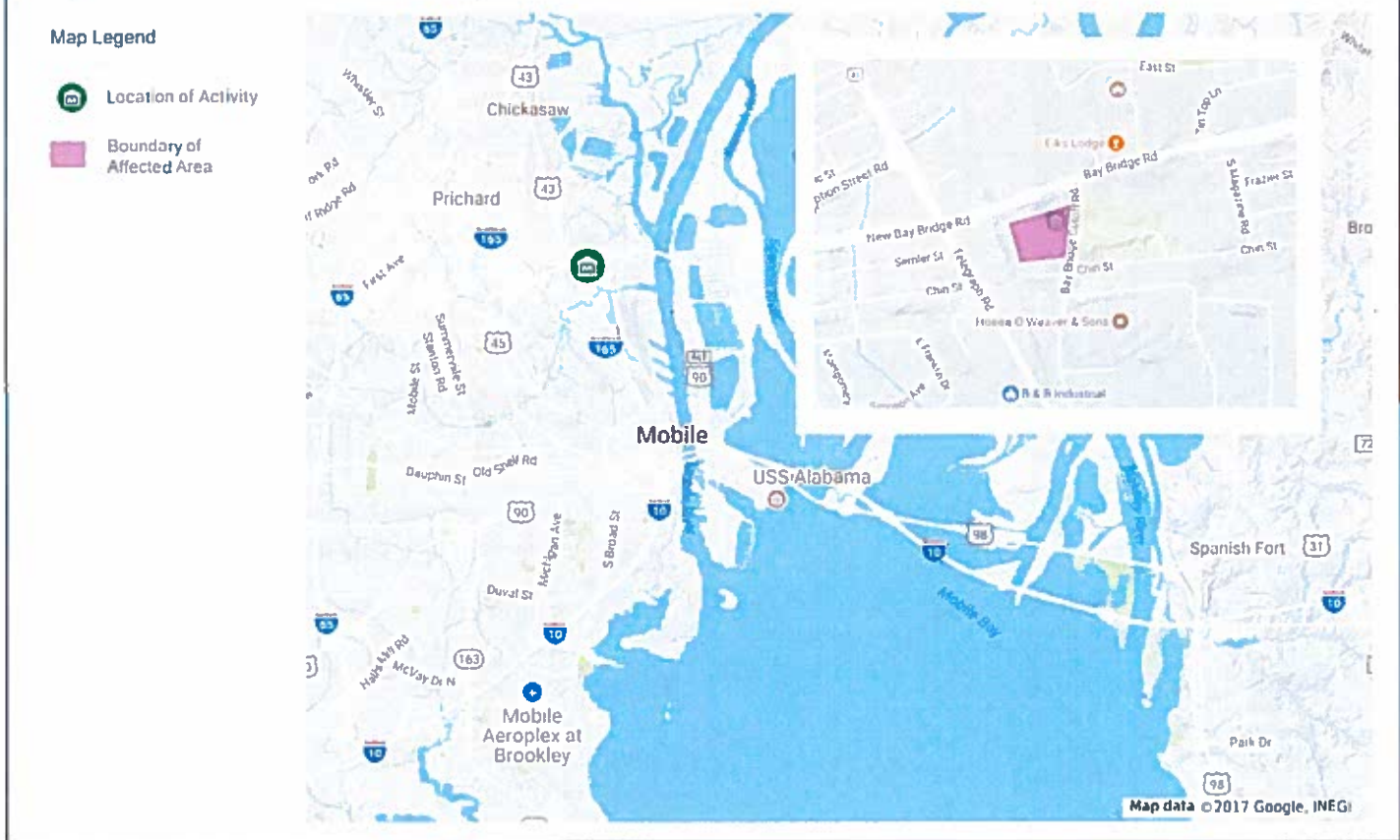
Please complete the following information needed to evaluate your proposal. In order to be considered, complete evaluation packets must be received by **October 31, 2017**. Do not leave any questions blank; use N/A if not applicable to your project. The completed form is limited to 20 pages, including a 5 page limit for Section B.1 Proposed Scope of Work. See attached FAQs for submission information.

GENERAL INFORMATION			
Applicant Name:	Africatown Community Development Corporation		
Point of Contact for matters concerning this project (POC name, email address and phone):	Donna Hawkins Mitchell sannod721@gmail.com 251-447-5770		
Proposed Project Name:	Historic Africatown Welcome Center		
A. RESTORE ACT PROJECT CLASSIFICATION			
1. Qualifying eligible activity: Please check the primary eligible activity in the first column and then all other eligible activities that apply in the second column by placing an "X" in the column in the row corresponding to the qualifying eligible activity.	Primary Activity	All Others That Apply	Qualifying Eligible Activity
	<input type="checkbox"/>	<input type="checkbox"/>	Restoration and protection of the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, and coastal wetlands of the Gulf Coast region
	<input type="checkbox"/>	<input type="checkbox"/>	Mitigation of damage to fish, wildlife, and natural resources
	<input type="checkbox"/>	<input type="checkbox"/>	Implementation of a federally approved marine, coastal, or comprehensive conservation management plan, including fisheries monitoring
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Workforce development and job creation
	<input type="checkbox"/>	<input type="checkbox"/>	Improvements to or on state parks located in coastal areas affected by the Deepwater Horizon oil spill
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Infrastructure projects benefitting the economy or ecological resources, including port infrastructure
	<input type="checkbox"/>	<input type="checkbox"/>	Coastal flood protection and related infrastructure
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Planning assistance
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Promotion of tourism in the Gulf Coast Region, including recreational fishing
	<input type="checkbox"/>	<input type="checkbox"/>	Promotion of the consumption of seafood harvested from the Gulf Coast Region
2. Was this proposed activity included in any claim for compensation paid out by the Oil Spill Liability Trust Fund after July 6, 2012? If "Yes," this activity is not eligible for Director Component funding.	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		

3. Location a) Please provide the actual location for the activity as street address, nearest intersection, or note boundaries on a submitted map. If there is more than one location for the activity, attach a list of the additional locations, city/town, county, state, and zip code.	Location:	1959 Bay Bridge Road Cutoff
	City/Town:	Mobile
	County:	Mobile
	State:	Alabama
	Zip Code:	36610

b) Applicants must demonstrate that the proposed activity will be carried out in the Gulf Coast Region. An activity is carried out the Gulf Coast Region when, in the reasonable judgement of the entity applying for a grant, each severable part of the activity is primarily designed to restore or protect that geographic area. Describe how the proposed activity will be carried out in the Gulf Coast Region as defined in 31 CFR 34.2. Applicant must also attach a map including the location the activity is primarily designed to restore or protect. (See FAQs)

The infrastructure that will be constructed for this project will be physically located on land located at 1959 Bay Bridge Road Cutoff. This land is located less than 1 mile from Alabama's coastal zone which borders the Gulf of Mexico, as shown on the attached map.



B. DISCUSSION OF SPECIFIC ACTIVITY

1. Proposed Scope of Work (See FAQs)

(a) Provide a detailed scope of work that fully describes the project or program for which funding is requested, including:

- Need, purpose, and objectives

Project Need (include cost of No Action):

Africatown is a community of nationally historic significance to the Gulf Coast Region. The rare historic significance of the community, including the historic documents, relics, arts, culture and heritage that exist in the community needs to be preserved and provided to the public in a way that promotes tourism to the Gulf Coast Region. The African Neighborhood Plan, endorsed and supported by the Mobile City Planning Commission, establishes a common goal to capture Africatown's historic and natural values and further identifies the need to develop a permanent history center to serve as the nucleus of an Africatown tourism program. Further, the location of the land where this project is located was identified by the Plan as one of the possible locations for such a historic welcome center. Without the creation of the building infrastructure needed to house this center, the preservation of the rare cultural and historic elements of Africatown is further pushed to the brink of extinction along with the ability to develop an Africatown tourism program that could support the promotion of tourism to the Gulf Coast Region.

Project Purpose:

The purpose of this project is to provide the public with a central location for tourist information, to provide the Africatown community with a location to enhance the preservation of the community, and to promote the Africatown community as an area of nationally historic significance to the Gulf Coast Region.

Project Objectives:

Complete the planning, design, and permitting of the project's site improvements and building infrastructure. Prepare required construction documents, secure a contractor, and build the required site improvements and building infrastructure.

- How the project/program meets the identified primary activity designated in A1

The project will provide the necessary site improvements and building infrastructure needed for the Welcome Center and a future Tourism Program, both of which will bring benefit the local economy in Africatown. The Welcome Center will provide the public with tourist information about the Africatown community and the surrounding Gulf Coast Region in addition to providing a stand-alone location for the preservation and public viewing of historic documents and relics significant to the Africatown community and the Gulf Coast Region. The building infrastructure will also provide a location for cultural and historic education opportunities to the public.

- Specific tasks, milestones and related timeframes (Needs to directly correspond to information provided in the Restore Act Milestones Report (See sample in FAQs)

1. Planning, Design and Permitting (award + 15 months)
2. Construction (award + 21 months)

- Description of all funding sources (please list any other funding sources that will be dedicated to meeting project goals and objectives, both federal and non-federal (corresponds to SF-424-A form in budget attachments)

N/A

- Projects designed to protect or restore natural resources must be based on **best available science**, (See FAQs). Include a description of the methods to be used to achieve the protection or restoration objective(s). (Also complete Question B10.)

N/A

(b) If the proposed project is part of a larger project outside the scope of this application, describe the larger project and the proposed project's relationship to it.

N/A

2. Budget Justification (See 2 CFR Sub-part E, Cost Principles)

Directions: Explain in detail how the proposed budget supports the proposed scope of work. The budget justification should relate each budget category listed in the SF-424A and SF-424C to the specific tasks discussed in the response to B1. Provide specific justification for ALL budget categories that apply, including an explanation of the necessity, allowability, reasonableness, and allocability of proposed costs. Please refer to the relevant FAQs for descriptions of the budget categories.

Construction –

1. Administration and Legal Fees – \$10,000 is allocated to pay ACDC’s key personnel (for work associated with the oversight and guidance of the design and construction of the project) **Total: \$10,000**
2. Land, structures, rights-of-way, appraisals, etc. – The land is currently owned by the ACDC. No additional land is required for this project.
3. Relocation expenses and payments – No relocation will be required for this project. Therefore, no costs are anticipated for this classification.
4. Architectural and engineering fees – \$250,000 is the cost for architectural and engineering fees, which will cover the following: structural engineering; civil engineering; mechanical, electrical and plumbing design; bid construction documents (plans and specifications); and assistance during construction bidding and contractor selection. **Total: \$250,000**
5. Other architectural and engineering fees – \$50,000 is the cost for other engineering fees related to geotechnical engineering, topographic survey, landscape architecture design, and environmental permitting fees. **Total: \$50,000**
6. Project inspection fees – \$125,000 is the cost of construction related administration and inspection fees, which will cover the following: construction administration, periodic inspections, construction materials testing, and close out documentation. **Total: \$125,000**
7. Site work – \$450,000 is the total for site work, which includes: tree removal, grading and drainage, parking lot improvements (pavement, drainage structures, curb and gutter, sidewalk), landscaping, lighting, and utility service connections. **Total: \$450,000**
8. Demolition and removal – \$10,000 is the total for structure demolitions and removal, which includes: pavement removal, sidewalk removal, curb and gutter removal, foundation removal, brick gate post removal, brick fence removal, other miscellaneous structure removals left over from old welcome center. **Total: \$10,000**
9. Construction – \$2,325,000 is the total construction cost to build a new 15,000 square foot facility and includes the following: footings, concrete slab on grade, exterior and interior structural walls, interior walls thermal and moisture proofing, doors and windows, exterior and interior finishes, fixtures, furnishings, equipment, HVAC systems, plumbing systems, fire protection systems, electrical power systems, lighting systems, communication systems, and security systems. The cost of the building is estimated at \$155.00 per square foot and will be designed to conform to that budget. **Total: \$2,325,000**
10. Equipment – There are no costs anticipated for this classification.
11. Miscellaneous – \$100,000 is the total construction cost to build an amphitheater and \$200,000 is the cost to build a full-scale replica of the Clotilda for use inside the building as a Work of Art. **Total: \$300,000**
12. Subtotal – Sum of lines 1-11
13. Contingencies – \$139,250, which is 5% of Lines 7-9, is included for contingency.

3. The Applicant's Selection and Oversight of Contractors, if applicable

Directions: Indicate if the applicant plans to contract out any work described under the Budget Justification (see B2) including construction. If so, the applicant must describe the following:

- Nature of the work to be contracted out and the expected number of contracts to be awarded;

All aspects of the design and construction of the project will be contracted out. There is expected to be one performance contract for the architectural and engineering planning and design of the project and one construction contract for the construction of the site improvements and building infrastructure.

- Procurement method(s) allowable under 2 CFR 200.320 that will be used for the procurement of the contractor(s);

Performance contracts for the architectural and engineering design of the project will be procured by selecting a qualified A&E firm through a formal RFQ. Construction contracts will be procured by sealed bids using the state's bid advertising and selection process.

- Justification under 2 CFR 200.320(f) for sole source procurement, if applicable; and

N/A

- Applicant's plan for monitoring contractor performance and compliance.

In addition to the planning and design of the project, the selected A&E firm will also be retained to perform the construction administration, construction engineering and inspection, and materials testing on the project in order to ensure contractor performance and compliance to the construction plans and specifications.

If a contractor already has been selected, also include the following:

- Name of each contractor;
- DUNS number of each contractor;
- Date the applicant executed each contract;
- Amount of each contract award;

N/A

- Procurement method allowable under 2 CFR 200.320 that was used for the procurement of each contract;

- Description of the procurement process, as implemented; and

- Justification under 2 CFR 200.320(f) for sole source procurement, if applicable.

N/A

4. Best Available Science

Directions: If the answer to the following question is "yes" complete this section.

Is the proposed activity designed to protect or restore natural resources?

Yes

No

The RESTORE Act requires activities designed to protect or restore natural resources to be based on the "best available science," which is defined in the Act as science that (a) maximizes the quality, objectivity, and integrity of information, including statistical information; (b) uses peer-reviewed and publicly available data; and (c) clearly documents risks and uncertainties in the scientific basis for such projects.

The applicant must make a determination that a project designed to protect or restore natural resources is based on the best available science. In order to support this determination, the applicant must clearly state the protection or restoration objective(s) of the project, describe the methods that will be used to achieve the objective(s), and explain how these methods are based on best available science. The response must be sufficiently detailed for Treasury to evaluate the reasonableness of the applicant's determination that the project is based on best available science. In addressing the three-pronged test in the definition of "best available science," the applicant must cite, when available, peer-reviewed, objective, methodologically sound literature sources that support the conclusion that the proposed scope of work is an effective way to achieve the stated objectives.

For each literature source cited, the applicant must provide sufficient citations, including:

- Title;
- Journal in which the literature source appeared, if applicable;
- Publication date;
- Author(s); and
- Web address if downloaded or available online.

N/A

The applicant must provide written answers to all of the following:
(Submission of source materials will not satisfy the requirements for answering this question.)

- A summary of the peer-reviewed information that justifies the proposed objectives, including methods used for the proposed activity. If peer-reviewed literature sources are unavailable, the Applicant must explicitly State this and provide A brief explanation of what alternative scientific information sources were used. If the Applicant relied on publicly available data, the Applicant must cite the source of the data, the date of collection, and the size of the data set. Whenever possible, the Applicant should use publicly available data from sources such as State agencies and federal agencies, for example the U.S. Census Bureau, U.S. Fish and Wildlife Service, Environmental Protection Agency, National Oceanic and Atmospheric Administration. The Applicant must provide a link to each publicly available data source used.

N/A

- A summary of how the applicant's methods reasonably support and are adaptable to Gulf Coast Region if the information supporting the proposed activity does not directly pertain to the Gulf Coast Region.

N/A

- A summary of an evaluation of uncertainties and risks in achieving the project's best available science objectives over the longer term; e.g., is there an uncertainty or risk that in 5-10 years the project/program will be obsolete or not function as planned given projections of sea level rise or other environmental change such as in freshwater inflows to estuaries?

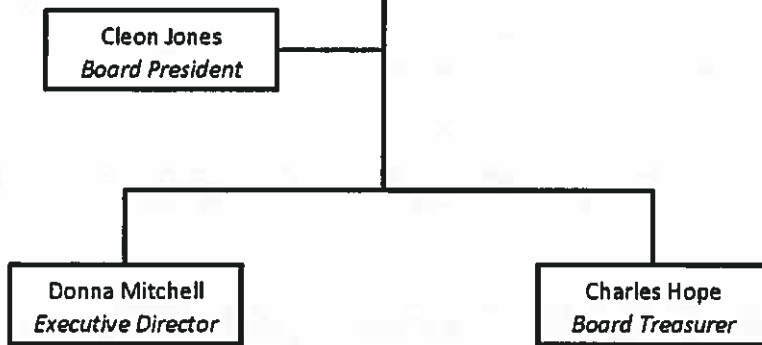
N/A

- A summary of the literature sources' conclusions and any uncertainties or risks in the scientific basis that would apply to the proposed activity, including any uncertainties or risks that were identified by the public or by a Gulf Coast Ecosystem Restoration Council member.

N/A

5. Key Personnel

Directions: Key personnel should include the applicant's Authorizing Official who is authorized to sign the grant application and award, the Project Director who is responsible for the project, and the Financial Officer who is responsible for maintaining the accounting and financial records of the grant. Please provide an Organizational Chart.



6. Possible Material Risks to Implement and Maintain the Proposed Activity

Directions: List the possible material risks, e.g., operational, legal, regulatory, budgetary, or ecological risks, with a brief discussion of mitigation strategies that the applicant may need to address in order to implement and/or maintain the proposed activity. If the applicant determines that there are no material risks to implement and maintain the proposed activity, then put 'None' in the Risk column below.

Risks:

There are possible risks with both implementing and maintaining the proposed activity. The Africatown Community Development Corporation is a small non-profit organization with less than 10 employees. The organization has limited financial assets and does not have the capacity to fund the implementation of this project if federal funds are to be distributed on a reimbursement type of program.

Mitigation Strategy:

In order to mitigate and reduce these risks, the ACDC has recognized a need to identify and partner with civic and local government organizations in order to develop partnerships and programs needed to establish the financial and management strength required for funding. Such partnerships are still being identified by ACDC and the community and progress on these partnerships will developed over the coming months. An alternative is for ACDC to secure debt-financing for the construction of the project should this method be eligible for payment using RESTORE funding. Financially sound partnerships, or details of possible debt-financing, are expected to be in place in time for this proposed activity to be considered for federal award.

7. Permits, Land Acquisition, Construction, and Relocation Assistance

Directions: Answer the following items concerning permits, construction, land acquisition, and relocation assistance, if applicable.

(a) Permits

Does the proposed activity require any federal, tribal, state, or local permits? For potential federal permits needed, see: (<https://www.permits.performance.gov/tools/federal-environmental-review-and-authorization-inventory>). If yes, list the specific federal, tribal, state, or local permits required for this project and the status of the permits:

City of Mobile Land Disturbance Permit – not applied for yet National Pollutant Discharge Elimination System (NPDES) permit – not applied for yet
(b) Land Acquisition and Construction Activities
Will land be improved? If yes, answer questions i-vi
Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
Will land or interest in land be acquired? If yes, answer questions i-vii
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
i. What are the legal rights that will be acquired?
Fee Title <input checked="" type="checkbox"/> Easement <input type="checkbox"/> Other _____
ii. If an easement, what is the life of the easement?
N/A
iii. Who will hold title to the land?
Africatown Community Development Corporation
iv. What is the total acreage of the proposed property interest to be acquired (easement or fee title)?
2.8 acres
v. Has the applicant obtained a recent certified appraisal of the property? If yes, attach a copy of the appraisal.
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
vi. Has the applicant obtained a recent title opinion or certificate? If yes, attach a copy of the title opinion or certificate.
Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
vii. Attach a signed statement from the seller(s) that he/she is a willing seller and has not been coerced into selling or conveying the property interest.
N/A
viii. Attach the legal description of the property and the tax parcel number.
Parcel #: 29 02 44 0 003 076.XXX Legal Description: "Beginning at the point of intersection of the East line of Southern Railway Company right of way and the Northline of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochrane by deed from John T. Cochrane, Jr. et al dated July 1, 1940 and recorded in Deed Book 296 page 600; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East

Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

SUBJECT, HOWEVER TO:

1. Easement granted Board of Water and Sewer Commissioners by Katherine C. Cochrane by Instrument dated November 19, 1956 and recorded in Deed Book 750 page 391."

(c) Relocation Assistance

Will the proposed project cause the displacement of any persons, businesses, or farm operations? If yes, as required by Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, explain: the number of displaced persons, including businesses and farm operations; what fair and reasonable relocation payments and advisory services will be provided to any displaced persons; and what provisions will be made to ensure that safe, decent, and sanitary replacement dwellings will be available to such persons within a reasonable period of time prior to displacement.

N/A

8. Additional Project-Specific Factors

- Please discuss the proposed project's short-term and long-term benefits

Short-term benefits include: construction related job opportunities; establishment of a central location for the Africatown community to begin providing the public with tourist information, promoting the Africatown community, and preserving items of historic significance to the community.

Long-term benefits include: long-term job opportunities related to facilities operation and maintenance; long-term promotion of the Africatown community as an area of nationally historic significance and the Gulf Coast Region; provision of facilities that would enable the Africatown community to capture and preserve its historic and natural values long-term; and provision of facilities for the future development of an Africatown Tourism Program.

- The purpose of the RESTORE Act is to provide funding for ecological and economic recovery efforts for damages incurred as a result of the Deepwater Horizon Oil Spill. Please discuss how the proposed project's implementation will prevent any adverse impacts elsewhere.

The implementation of the project will prevent adverse impacts that are occurring and will continue to occur to the preservation and economic recovery efforts of the Africatown community. Without the creation of the building infrastructure needed to house this center, the preservation of the rare cultural and historic elements of Africatown is further pushed to the brink of extinction along with the ability to develop an Africatown tourism program that could support the promotion of tourism to the Gulf Coast Region

- Does the proposed project expand or promote an existing industry or offer diversification? If so, please explain:

Yes. The proposed project offers to expand and diversify the tourism industry in the Gulf Coast Region. The Africatown community is a historic community offering the tourism industry additional access to a culturally unique area and additional tourist destinations. The uniqueness of the community alone offers to diversify tourism to the region as there is no other place like it in the Gulf Coast Region. A Welcome Center would serve as a permanent location for tourist information and could be used to create opportunities to develop community outreach and promotion activities. In addition, the project could be a central location through which the community could start and operate an Africatown Tourism Program that would further provide access to more of the area's other unique destinations.

- Does the proposed project create short-term job opportunities? If so, how many? Please justify:

The proposed project will create short-term job opportunities related to the design and construction of the project's site improvements and building infrastructure. It is unknown how many jobs will be created as construction methods and required personnel could vary for these improvements.

- Does the proposed project create long-term job opportunities? If so, how many? Please justify:

The proposed project will create long-term job opportunities related to the operation and maintenance of the facility. The building alone would require 2-3 full-time positions to staff the Welcome Center and to direct operations within the building. Additional part-time positions would include building and grounds maintenance and event staff. The creation of a future Africatown Tourism Program would also create other additional job opportunities to staff the building's office and meeting space.

- Please discuss how the proposed project will be sustained post-implementation including any annual recurring costs

In order to sustain the project post-implementation, ACDC recognizes the need to identify and partner with civic and local government organizations in order to develop partnerships and programs needed to maintain the project through its estimated useful life. Such partnerships are still being identified by ACDC and the community and progress on these partnerships will be developed over the coming months. Additional projects will likely need to follow this construction project, including a Marketing and Outreach Program for the facility after construction is complete and an Africatown Tourism Program that would run within and alongside the estimated useful life of the building in order to help fund the operation and maintenance of this facility. Financially sound partnerships and plans are expected to be in place in time for this proposed activity to be considered for federal award.

Annually recurring costs are expected to total between \$175,000 – 200,000 per year. \$20,000 – 25,000 is the annual amount for energy and facility repair and maintenance costs over the estimated useful life of the building and site improvements. \$150,000 – 175,000 is the annual amount for personnel costs.

- Please discuss how the proposed project will use cutting-edge technology (i.e., LID, LEED, permeable surfaces)

N/A

- Because the Gulf Coast Restoration Trust Fund will receive deposits over a 15-year period, the Council may consider funding projects in phases. In the event this proposed project is not fully funded, please discuss how the project might be implemented in phases. Keep in mind each phase must result in a stand-alone product.

The project could be implemented into separate stand-alone projects if needed. The first phase could be for the Planning, Design and Permitting of the project. The second phase could be the actual Construction of the project.

Rev. 8/10/17

RESTORE Act Environmental Checklist
Department of the Treasury

OMB Approval Number 1505-0250

Directions: The following questions will aid the applicant in identifying the environmental laws that may apply to the eligible activity and the environmental documents that may be required from listed agencies and submitted with the grant application. Follow up to the questions should be listed in the table located on the last page of the checklist. Treasury will use the submittals to record the Applicant's assertion that it has complied with applicable environmental laws.

PROPOSED PROJECT NAME: Historic Africatown Welcome Center

APPLICANT NAME: Africatown Community Development Corporation

FEDERAL LAWS

1.1 NATIONAL ENVIRONMENTAL POLICY ACT (NEPA)

The NEPA of 1969 (42 U.S.C. 4321 et seq.) provides a national policy that encourages "productive and enjoyable harmony between man and his environment; to promote efforts which will prevent or eliminate damage to the environment and biosphere and stimulate the health and welfare of man . . ." The NEPA requires that all federal agencies use a systematic, interdisciplinary approach for protection of the human environment; this approach will ensure the integrated use of the natural and social sciences in any planning and decision-making that may have an impact upon the environment. The NEPA also requires the preparation of a detailed Environmental Impact Statement (EIS) on any major federal action that may have a significant impact on the environment. An Environmental Review may be required based on the answers to the following questions:

1) Will the proposed activity be under the permitting authority of any federal agency?

Yes

No

2) Will the proposed activity receive federal assistance (other than RESTORE Act funding)?

Yes

No

3) Will the proposed activity be subject to any federal regulatory decision or approval?

Yes

No

If the answer to any of these questions is "yes," contact the relevant federal agency or agencies for further guidance on environmental compliance. Additional information concerning NEPA can

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 1505-0250. Comments concerning the time required to complete this information collection, including the time to review instructions, search existing data resources, gathering and maintaining the data needed, and completing and reviewing the collection of information, should be directed to the Department of the Treasury, Office of Gulf Coast Restoration, 1500 Pennsylvania Ave., NW, Washington, DC 20220.

be found at: <https://ceq.doe.gov/>.

4) Has any environmental review (e.g., NEPA documentation or state or tribal equivalent) been prepared for this proposed eligible activity?

Yes No

If yes, please attach a copy of the documentation to this checklist.

1.2. COASTAL ZONE MANAGEMENT ACT (CZMA)

A federal consistency determination or certification pursuant to Section 307 of the Coastal Zone Management Act may be required from the state coastal zone management program, based on the answers to the following questions:

1) Will the proposed activity occur in or near the state designated coastal zone (<https://coast.noaa.gov/czm/media/StateCZBoundaries.pdf>)?

Yes No

2) Is the activity likely to have reasonably foreseeable effects on any land or water use or natural resource of the designated coastal zone?

Yes No

If the answer to either of these questions is "yes," contact the State Coastal Zone Management Program (<https://coast.noaa.gov/czm/about/?redirect=301ocm>) for further guidance on federal consistency requirements in your state. Additional information on federal consistency can be found at: <https://coast.noaa.gov/czm/consistency/>.

1.3 ENDANGERED SPECIES ACT (ESA)

A consultation pursuant to Section 7 of the Endangered Species Act and/or a permit and conservation plan pursuant to Section 10 may be required based on the answers to the following questions:

1) Will the proposed activity occur in proximity to threatened or endangered species or critical habitat as defined by the ESA and under the jurisdiction of the National Marine Fisheries Service (NMFS) (<http://www.nmfs.noaa.gov/pr/laws/esa/>) or the U.S. Fish and Wildlife Service (USFWS) (<http://www.fws.gov/endangered/>)?

Yes No

- 2) Will the proposed activity potentially affect threatened or endangered species or critical habitat as defined by the ESA and under the jurisdiction of NMFS or USFWS?

Yes

No

If the answer to either of these questions is "yes," or you are unsure, contact the regional office of USFWS (<http://www.fws.gov/offices/>) and/or NMFS (<http://www.nmfs.noaa.gov/>) to determine if consultation is required. Most consultations are conducted informally with the federal agency or a designated non-federal representative. Non-federal representatives may be involved in the informal consultation process and may request and receive species lists, prepare the biological assessment, and provide information for the formal consultation. However, the USFWS requires the action agency to designate formally the non-federal representative in writing. Moreover, the ultimate responsibility for Section 7 obligations remains with the action agency. Additional information concerning Section 7 consultations can be found in the Endangered Species Act Consultation Handbook at: <http://www.fws.gov/policy/m0002.html>. Additional information concerning Section 10 permits and conservation plans can be found at: http://www.nmfs.noaa.gov/pr/permits/ESA_permits.html.

1.4 MIGRATORY BIRD TREATY ACT AND BALD AND GOLDEN EAGLE PROTECTION ACT The Migratory Bird Treaty Act makes it illegal for anyone to take, possess, import, export, transport, sell, purchase, barter, or offer for sale, purchase, or barter, any migratory bird, or the parts, nests, or eggs of such a bird except under the terms of a valid permit issued pursuant to Federal regulations. The migratory bird species protected by the Act are listed in 50 C.F.R. 10.13. The Bald and Golden Eagle Protection Act prohibits anyone, without a permit issued by the Secretary of the Interior, from "taking" bald eagles [or any golden eagle], including their parts, nests, or eggs. The Act defines "take" as "pursue, shoot, shoot at, poison, wound, kill, capture, trap, collect, molest or disturb." A permit may be required based on the answers to the following questions:

- 1) Will the proposed activity affect any migratory bird species protected by the Migratory Bird Treaty Act?

Yes

No

- 2) Will the proposed activity affect any bald or golden eagles protected by the Bald and Golden Eagle Protection Act?

Yes

No

If the answer to either question is "yes" or you are unsure, contact the regional office of USFWS (<http://www.fws.gov/offices/>). More information can be found at: <http://www.fws.gov/birds/policies-and-regulations/laws-legislations/migratory-bird-treaty-act.php> and <http://www.fws.gov/birds/policies-and-regulations/laws-legislations/bald-and-golden-eagle-protection-act.php>.

1.5 MAGNUSON – STEVENS FISHERY CONSERVATION AND MANAGEMENT ACT (FCMA)

Consultation with the NMFS may be required if Essential Fish Habitat (EFH) is present and based on the answers to the following questions:

- 1) Will the proposed activity occur in proximity to Essential Fish Habitat as identified by the nearest Regional Fishery Management Council (<http://www.fisherycouncils.org/> and <http://www.nmfs.noaa.gov/sfa/management/councils/>)

Yes No

- 2) Will the proposed activity potentially adversely affect EFH?

Yes No

If the answer to either of these questions is “yes” or you are unsure, contact the nearest regional office of the NMFS (<http://www.nmfs.noaa.gov/>) or Regional Fishery Management Council (<http://www.fisherycouncils.org/>) to determine if consultation is required. Additional information concerning EFH can be found at: <http://www.habitat.noaa.gov/index.html>. Information about consultations can be found in the Essential Fish Habitat Consultation Guidance at: http://www.habitat.noaa.gov/pdf/efhconsultationguidancev1_1.pdf.

1.6 MARINE MAMMAL PROTECTION ACT (MMPA)

A permit may be required if an activity will result in the “take” of a marine mammal. Taking is defined as “to harass, hunt, capture, or kill, or attempt to harass, hunt, capture, or kill any marine mammal.” Permits for most marine mammals are issued by NMFS. Manatees, polar bears, sea otters, walruses, and dugongs, however, are under the jurisdiction of the USFWS.

- 1) Will the proposed activity occur in proximity to any known marine mammals (<http://www.nmfs.noaa.gov/pr/species/mammals/>)?

Yes No

- 2) Will the proposed activity likely result in the take of a marine mammal?

Yes No

If the answer to either of these questions is “yes,” or you are unsure, contact the nearest regional office of NMFS (<http://www.nmfs.noaa.gov/>) to determine if a permit is required. Additional information concerning marine mammal permits can be found at: <http://www.nmfs.noaa.gov/pr/> and http://www.nmfs.noaa.gov/pr/permits/mmpa_permits.html.

1.7 MARINE PROTECTION, RESEARCH, AND SANCTUARIES ACT (MPRSA)

Titles I and II of the Marine Protection, Research, and Sanctuaries Act (MPRSA), also referred to as the Ocean Dumping Act, generally prohibits (1) transportation of material from the United States for the purpose of ocean dumping; (2) transportation of material from anywhere for the purpose of ocean dumping by U.S. agencies or U.S.-flagged vessels; (3) dumping of material transported from outside the United States into the U.S. territorial sea. A permit may be required based on the answers to the following questions:

1) Does the proposed activity involve an activity covered by the MPRSA?

Yes

No

If the answer to this question is "yes," contact the Environmental Protection Agency's (EPA's) Office of Wetlands, Oceans, and Watersheds/Oceans and Coastal Protection Division for further guidance (<http://www.epa.gov/aboutepa/about-office-water#wetlands>). Additional information about permits under the MPRSA can be found at: <http://www.epa.gov/laws-regulations/summary-marine-protection-research-and-sanctuaries-act>.

1.8 NATIONAL MARINE SANCTUARIES ACT

Each National Marine Sanctuary has its own unique set of regulations. There are some regulatory prohibitions that are typical for many sanctuaries: 1) discharging material or other matter into the sanctuary; 2) disturbance of, construction on or alteration of the seabed; 3) disturbance of cultural resources; and 4) exploring for, developing or producing oil, gas or minerals (with a grandfather clause for preexisting operations). A permit may be required from the National Oceanic and Atmospheric Administration (NOAA) based on the answers to the following questions:

1) Is the proposed activity located in a National Marine Sanctuary (<http://sanctuaries.noaa.gov/about/regions.html>)?

Yes

No

If the answer to this question is "yes," contact the nearest Regional Office of NOAA's National Marine Sanctuaries Program for further guidance (<http://sanctuaries.noaa.gov/about/southeast.html>).

1.9 CLEAN WATER ACT (CWA)

A separate type of permit is required to dispose of dredge or fill material in the Nation's waters, including wetlands. Authorized by Section 404 of the Act, this permit program is administered by the U.S. Army Corps of Engineers (USACE), subject to and using environmental guidance from the EPA. Some types of activities are exempt from permit requirements, including certain farming, ranching, and forestry practices that do not alter the use or character of the land; some construction and maintenance; and activities already regulated by States under other provisions of the Act. A permit may be required from the USACE based on the answers to the following

questions:

- 1) Will the proposed activity result in any disposal of dredge or fill material to the nation's waters or wetlands?

Yes No

If the answer to this question is "yes," contact the Regulatory Program of the nearest District Office of the USACE (<http://w3.saj.usace.army.mil/permits/HQAvatar/index.htm>) for further guidance on Section 404 permits.

A Water Quality Certification (Section 401) is required for activities that may result in a discharge into navigable waters, including wetlands, watercourses, and natural or man-made ponds. A National Pollution Discharge Elimination System (NPDES) permit may also be required for such discharges.

- 1) Will the proposed activity result in any discharge to navigable waters?

Yes No

If the answer to this question is "yes," contact your state water quality agency for additional guidance. Additional information concerning Section 401 or NPDES requirements can be found at: <http://www.epa.gov/owow/wetlands/waterquality> and <http://cfpub.epa.gov/npdes/>

1.10 CLEAN AIR ACT (CAA)

Special conditions may be required on projects that could affect air quality, based on the answers to the following questions:

- 1) Will the proposed activity result in any direct or indirect emissions within a non-attainment area (<http://www3.epa.gov/airquality/greenbook/define.html>)?

Yes No

If the answer to this question is "yes," contact the nearest state air quality agency (<http://www.4cleanair.org>) for further guidance on determining conformity with the state implementation plan.

1.11 NATIONAL HISTORIC PRESERVATION ACT (NHPA) AND THE ARCHAEOLOGICAL AND HISTORIC PRESERVATION ACT (AHPA)

Special conditions may be required on projects that could affect historic resources, based on the answers to the following questions:

- 1) Will the proposed activity occur near property listed or eligible for listing in the National Register of Historic Places (<http://www.nps.gov/nr>), or near property otherwise protected

by section 106 of the National Historic Preservation Act (<http://www.achp.gov/nps.html>) or a similar State Preservation Act?

Yes

No

If the answer to this question is "yes," or you are unsure, contact your state historic preservation office (<http://www.ncshpo.org/>) for further guidance concerning compliance requirements.

1.12 COASTAL BARRIER RESOURCE ACT (CBRA)

Federal funding may be prohibited for projects that occur on certain designated coastal barriers, based on the answer to the following questions:

- 1) Is the proposed activity located on an undeveloped coastal barrier designated by the Coastal Barriers Resources Act (<http://www.fws.gov/cbra/>)?

Yes

No

If the answer to this question is "yes," contact the nearest Regional Office of USFWS (<http://www.fws.gov/where>) for further guidance.

1.13 RIVERS AND HARBORS ACT

A permit may be required from the USACE based on the answers to the following questions:

- 1) Will the proposed activity involve any work (including structures) that will occur in, over or under navigable waters of the United States?

Yes

No

If the answer to this question is "yes," contact the Regulatory Program of the nearest District Office of the USACE (<http://w3.saj.usace.army.mil/permits/HQAvatar/index.htm>) for further guidance on Section 10 permits. The USACE can authorize activities by a standard individual permit, letter-of-permission, nationwide permit, or regional permit. The USACE will make the determination on what type of permit is needed.

1.14 RESOURCE CONSERVATION AND RECOVERY ACT (RCRA)

A RCRA permit may be required from the EPA or designated state agency based on the answers to the following question:

- 1) Will the proposed activity include the long-term storage, treatment, or disposal of hazardous materials or petroleum products?

Yes

No

If the answer to this question is "yes," contact the nearest RCRA Regional Office of the EPA or state authorized agency (<http://www.epa.gov/compliance/resource-conservation-and-recovery->

[act-rcra-compliance-monitoring](#)) for further guidance on RCRA compliance.

1.15 COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT (CERCLA)

Special provisions and requirements may apply based on the answer to the following question: (<http://www.epa.gov/superfund/sites/index.htm>).

1) Will the proposed activity involve a Superfund site?

Yes No

If the answer to this question is "yes," contact the nearest Regional Office of the EPA (<http://www.epa.gov/aboutepa/visiting-regional-office>) for further guidance on CERCLA requirements.

1.16 WILD AND SCENIC RIVERS ACT

The Wild and Scenic Rivers Act prohibits federal support for actions such as the construction of dams or other instream activities that would harm the free-flowing condition, water quality, or outstanding resource values of a designated Wild and Scenic River. There are designated rivers in the Gulf Coast States and the Act may apply based on the answer to the following questions:

1) Is the proposed activity located on a designated Wild and Scenic River (<http://www.rivers.gov/index.php>)?

Yes No

If the answer to this question is "yes," contact the nearest Regional Office of the USFWS (<http://www.fws.gov/where>) for further guidance.

1.17 SAFE DRINKING WATER ACT

A permit may be required if the proposed activity will involve underground injection which may impact drinking water sources and based on the answer to the following question:

1) Will the proposed activity involve underground injection which may impact drinking water sources?

Yes No

If the answer to the question is "yes," contact the nearest state drinking water or underground injection control program. For more information see: <http://water.epa.gov/lawsregs/guidance/sdwa/>.

1.18 FARMLAND PROTECTION POLICY ACT (FPPA)

Projects are subject to FPPA requirements if they may irreversibly convert farmland (directly or indirectly) to nonagricultural use and are completed by a Federal agency or with assistance from a Federal agency. The project may be subject to the FPPA based on the answers to the following questions:

- 1) Will the proposed activity irreversibly convert farmland (directly or indirectly) to nonagricultural use?

Yes

No

If the answer to the question is "yes," contact your local office of the Natural Resources Conservation Service (NRCS) or USDA Service Center. For more information see: http://www.nrcs.usda.gov/wps/portal/nrcs/detail/?cid=nrcs143_008275

EXECUTIVE ORDERS

Executive Orders are directives from the President of the United States to federal agencies and officials.

2.1 E.O. 11988 AND E.O. 13690 – FLOODPLAIN MANAGEMENT

Executive Order 11988, as amended by Executive Order 13690 requires that an eight-step process be followed for projects that may have potential impacts to or within floodplains.

- 1) Is the proposed activity located in a designated floodway or "V-zone" on a National Flood Insurance Program map: (<http://msc.fema.gov/portal>)?

Yes

No

If the answer to this question is "yes," contact the nearest Regional Office of the Federal Emergency Management Agency (<https://www.fema.gov/regional-contact-information>) for further guidance.

2.2 E.O. 11990 and E.O. 12608– WETLAND PROTECTION

This Executive Order requires agencies to avoid providing assistance for new construction located in wetlands unless there is no practicable alternative to such construction, and that the proposed action includes all practicable measures to minimize harm to wetlands which may result from such use. The Executive Order defines wetlands: "(c) The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support and under normal circumstances does or would support a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds." (See <http://www.fws.gov/wetlands/Data/Mapper.html>)

1) Is any portion of the project proposing a new construction activity in wetlands?

Yes No

If the answer to this question is "yes," provide documentation in the grant application demonstrating that: (1) there is no practicable alternative, and (2) the proposed activity includes all practicable measures to minimize harm to wetlands.

2.3 E.O. 12898 – ENVIRONMENTAL JUSTICE

This Executive Order requires that "each federal agency shall make achieving environmental justice part of its mission by identifying and addressing, as appropriate, disproportionately high and adverse human health or environmental effects of its programs, policies, and activities on minority populations and low-income populations."

1) Will the proposed activity have disproportionately high and adverse human health or environmental effects on minority or low-income populations?

Yes No

If the answer to this question is "yes," see the Council on Environmental Quality website for further guidance on Environmental Justice: https://ceq.doe.gov/nepa_information/justice.html.

2.4 E.O. 13089 – CORAL REEF PROTECTION

This Executive Order requires that any actions that are authorized or funded by federal agencies not degrade the condition of coral reef ecosystems. Some of the Gulf Coast States contain coral reef ecosystems and include National Marine Sanctuaries (<http://sanctuaries.noaa.gov>).

1) Will the proposed activity involve a coral reef ecosystem or National Marine Sanctuary?

Yes No

If the answer to this question is "yes," contact the National Oceanic and Atmospheric Administration Coral Reef Conservation Program (<http://www.coralreef.noaa.gov>) for further guidance. Additional information regarding Executive Order 13089 can be found at: <https://ceq.doe.gov/nepa/regs/eos/eo13089.html>.

2.5 E.O. 13112 – INVASIVE SPECIES

This Executive Order requires agencies to prevent the introduction of invasive species and provide for their control.

- 1) Will the proposed activity have the potential to introduce or cause the spread of an invasive species? For more information on invasive species, see <http://www.invasivespeciesinfo.gov/index.shtml>.

Yes

No

If the answer to this question is “yes,” provide documentation demonstrating that the benefits of the activity clearly outweigh the potential harm caused by invasive species, and that all feasible and prudent measures to minimize risk of harm will be taken in conjunction with the actions.

2.6 E.O. 13186 – RESPONSIBILITIES OF FEDERAL AGENCIES TO PROTECT MIGRATORY BIRDS This Executive Order requires the incorporation and promotion of migratory bird conservation considerations into all agency activities. The Gulf Coast States contain North American migration flyways.

- 1) Is the proposed activity likely to occur during a time of the year when migrating birds are in the vicinity?

Yes

No

If the answer to this question is “yes,” contact the nearest Regional Office of the U.S. Fish and Wildlife Service (<http://www.fws.gov/where>) for further guidance. Additional information regarding Executive Order 13186 can be found at: <http://www.fws.gov/migratorybirds>.

2.7 E.O. 13653 – PREPARING THE UNITED STATES FOR THE IMPACTS OF CLIMATE CHANGE This Executive Order requires federal agencies to identify and support smarter, more climate- resilient investments by States, local communities, and tribes, including by providing incentives through agency guidance and grants.

- 1) Will the proposed activity incorporate elements that promote climate-resilience (e.g., to rising sea levels)?

Yes

No


If yes, include a brief description of the climate-resilient elements in the grant application - proposed activity description.

Executive Order 13563 can be found at: <https://www.gpo.gov/fdsys/pkg/FR-2013-11-06/pdf/2013-26785.pdf>.

Report the status of your contact with required agencies/tribes on the table below which coincides with the environmental laws outlined in the checklist. Provide the date of contact, name of agency/tribe contacted, location, and any necessary permit, certification, or other determination or mitigation proposed by the agency/tribe. If none, state so.

Status of Contact Table

Federal law as listed in checklist	Date of contact	Name of agency/tribe contacted	Location	Permit, certification, determination or mitigation required
National Historic Preservation Act	10/24/2017	Alabama Historical Commission (SHPO)	Montgomery, AL	Section 106 Review

Signature of Authorized Senior Official: 
 Name: **Cleon Jones** Date: **10/31/2017**
 Title: **Board President** Organization: Africatown Community Development Corporation

RESTORE Act Milestones Report

Instructions for Completing Form:

Please complete Columns B-E in the initial report submitted as part of an application package. After a grant is awarded, complete Columns F-G for each milestone as applicable and submit as part of the performance reports. The values in Columns E and G should each total 100%. These milestones should reflect what is in the applicant's scope of work as described in the applicable RESTORE Act Direct Component Application Narrative.

Applicant/Grantee: Africatown Community Development Corporation

Title: Historic Africatown Welcome Center

Reporting Period Ending:*

Initial

A. Milestone #	B: Milestone Description	C. Estimated Completion Timeframe of Milestone (Format: award + # of months)	D. Is milestone contingent upon completion of another milestone (Y/N)? If yes, which milestone is it contingent upon (# from Column A)?	E. What percentage of the Scope of Work is estimated to be completed with this milestone?	F. Actual Completion Date of Milestone (Format: Month/Year)	G. Estimate percentage of budget for the awarded Scope of Work spent on milestone
1	Planning, Design and Permitting	award + 15 months	N	7.79%		0.00%
2	Construction	award + 36 months	Contingent on Milestone #1	92.21%		0.00%
				0.00%		0.00%
				0.00%		0.00%
				0.00%		0.00%
				0.00%		0.00%
				0.00%		0.00%
				0.00%		0.00%
This row is for Columns E and G Totals				100.00%		0.00%

RESTORE Act Status of Performance Report

Instructions for Completing Form:

The purpose of this form is to report the status of progress toward reaching priority goals of the eligible Direct Component (DC) activity (i.e., measuring success, rather than listing milestones or tasks). Please focus on a discrete number of priority goals (1-3) and the corresponding performance measures (1-5).

Goal(s): Anticipated result(s). State the priority goal(s) to be achieved with the grant award. Priority goal(s) should clearly identify with the eligible DC activity.

Eligible Activity/Discipline #: For a DC grant, select the DC number from the list that corresponds to the DC Eligible Activity associated with that measure. The DC numbers, along with the corresponding Eligible Activities, are listed directly below.

Direct Component (DC) Eligible Activities

DC - 1 Restoration and protection of the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, and coastal wetlands of the Gulf Coast region.

DC - 2 Mitigation of damage to fish, wildlife, and natural resources.

DC - 3 Implementation of a federally approved marine, coastal, or comprehensive conservation management plan, including fisheries monitoring.

DC - 4 Workforce development and job creation.

DC - 5 Improvements to or on State parks located in coastal areas affected by the Deepwater Horizon oil spill.

DC - 6 Infrastructure projects benefitting the economy or ecological resources, including port infrastructure.

DC - 7 Coastal flood protection and related infrastructure.

DC - 8 Planning assistance.

DC - 9 Promotion of tourism in the Gulf Coast Region, including recreational fishing

DC - 10 Promotion of consumption of seafood harvested from the Gulf Coast Region

Measure #: Starting with 1, number each performance measure.

Measure: An indicator of success toward reaching a goal. This should reflect "how the applicant will evaluate success" from the narrative of an accepted multiyear plan.

Baseline: The starting point of the measure. It is the status quo without the grant award.

Target: The anticipated result of the measure. It is the anticipated new status with the grant award.

Date: It is the anticipated date for reaching the target.

Progress toward target (reporting period/cumulative): Leave blank on the initial report. For subsequent reports, record progress made during the reporting period and progress made from the start date of the grant award through the current reporting period.

Status/Next Steps: Briefly describe specific progress and/or challenges related to the measure.

RESTORE Act Direct Component Applicant Certifications Department of the Treasury

OMB Approval No. 1505-0250

Directions: These certifications are required by federal law and Department of the Treasury (Treasury) regulations to be submitted with each application to Treasury for financial assistance under the RESTORE Act Direct Component. The certifications must be signed by an authorized senior official of the Applicant who can legally bind the entity and has oversight for the administration and use of the Direct Component funds.

A. RESTORE Act Certification

Pursuant to the RESTORE Act, I certify that for any award Agreement resulting from this application:

1. Each activity funded under this Agreement has been primarily designed to restore and protect [select all that are appropriate: the natural resources, ecosystems, fisheries, marine and wildlife habitats, beaches, coastal wetlands, or economy] of the Gulf Coast region.
2. Each activity funded under this Agreement is designed to carry out one or more of the eligible activities for the Direct Component.
3. Each activity funded under this Agreement was selected after consideration of all meaningful input from the public, including broad-based participation from individuals, businesses, Indian tribes, and nonprofit organizations, as described in the grant application.
4. Each activity funded under this Agreement that protects or restores natural resources is based on the best available science, as that term is defined in 31 C.F.R. Part 34.
5. This recipient has procedures in place for procuring property and services under this award that are consistent with the procurement standards applying to Federal grants. This recipient will not request funds under this award for any contract unless this certification remains true and accurate.
6. Pursuant to 2 C.F.R. § 200.303, this recipient will establish and maintain effective internal control over any award made based on this application that provides reasonable assurance that this recipient is managing the award in compliance with Federal statutes, regulations, and the terms and conditions of the award. No material deficiencies in this recipient's internal controls are known.
7. A conflict of interest policy consistent with 2 C.F.R. § 200.318(c) is in effect and covering each activity funded under this Agreement.
8. This recipient will comply with Title VI of the Civil Rights Act of 1964, the Rehabilitation Act of 1973, and all other applicable federal laws and regulations concerning anti-discrimination.

I make each of these certifications based on my personal knowledge and belief after reasonable and diligent inquiry, and I affirm that this Applicant maintains written documentation sufficient to support each certification made above, and that this Applicant's compliance with each of these certifications is a condition of this Applicant's initial and continuing receipt and use of the funds provided under this Agreement.

B. Certification Regarding Debarment, Suspension, and Other Responsibility Matters – Primary Covered Transactions

Instructions: The inability of an applicant to provide the certification required below will not necessarily result in the denial of participation in

this covered transaction. The prospective Applicant shall submit an explanation of why it cannot provide the certification set out below. The certification or explanation will be considered in connection with Treasury's approval of the proposed Application. However, failure of the Applicant to furnish a certification or an explanation shall disqualify such person/entity from participation in this transaction. Please be advised of the following:

1. This certification is a material representation of fact upon which reliance is placed when Treasury determines to enter into this transaction. If it is later determined that the Applicant knowingly rendered an erroneous certification, in addition to other remedies available to the Federal government, Treasury may terminate this transaction for cause or default.
2. The Applicant shall provide immediate written notice to Treasury if at any time the Applicant learns that its certification was erroneous when submitted or has become erroneous by reason of changed circumstances.
3. The terms "covered transactions," "debarred," "suspended," "ineligible," "lower tier covered transaction," "participant," "person," "primary covered transaction," "principal," "proposal", and "voluntarily excluded," as used in this clause (certification), have the meanings set out in the Definitions and Coverage sections of the rules implementing Executive Order 12549. You may contact Treasury for assistance in obtaining a copy of those regulations (31 C.F.R. Part 19).
4. The Applicant agrees by submitting this Application that, should the proposed covered transaction be entered into, it shall not knowingly enter into any lower tier covered transaction with a person who is debarred, suspended, declared ineligible, or voluntarily excluded from participation in this covered transaction, unless authorized by Treasury.
5. The Applicant further agrees by submitting this Application that it will include the clause titled "Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion-Lower Tier Covered Transaction," to be provided by Treasury, without modification, in all lower tier covered transactions and in all solicitations for lower tier covered transactions (see 31 C.F.R. Part 19, Appendix).
6. A participant in a covered transaction may rely upon a certification of a prospective participant in a lower tier covered transaction that it is not debarred, suspended, ineligible, or voluntarily excluded from the covered transaction, unless it knows that the certification is erroneous. A participant may decide the method and frequency by which it determines the eligibility of its principals. Each participant may, but is not required to, check the Nonprocurement List.
7. Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render in good faith the certification required by this clause. The knowledge and information of a participant is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.
8. Except for transactions authorized under paragraph 4 of this certification, if a participant in a covered transaction knowingly enters into a lower tier covered transaction with a person who is suspended,

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 1505-0250. The time required to complete this information collection is estimated to average 10 hours, including the time to review instructions, search existing data resources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Comments concerning the accuracy of the time estimate and suggestions for reducing this burden should be directed to the Department of the Treasury, RESTORE Act Program, 1500 Pennsylvania Ave., NW, Washington, DC 20005.

debarred, ineligible, or voluntarily excluded from participation in this transaction, in addition to other remedies available to the Federal government, Treasury may terminate this transaction for cause or default.

By signing and submitting this Application, the prospective primary participants (the Applicant) is providing the certification set out below. The prospective primary participant (the Applicant) certifies to the best of its knowledge and belief, that it and its principals:

1. Are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency;
2. Have not within a three-year period preceding this Application been convicted of or had a civil judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State or local) transaction or contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;
3. Are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (Federal, State or local) with commission of any of the offenses enumerated in paragraph (1)(b) of this certification; and
4. Have not within a three-year period preceding this Application had one or more public transactions (Federal, State or local) terminated for cause or default

Where the Applicant is unable to certify to any of the statements in this certification, such Applicant shall attach an explanation to this proposal

C. Certification Regarding Drug-Free Workplace Requirements

The Applicant certifies that it will provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the Applicant's workplace and specifying the actions that will be taken against employee for violations of such prohibition;
2. Establishing a drug-free awareness program to inform employees about:
 - a. The dangers of drug abuse in the workplace;
 - b. The Applicant's policy of maintaining a drug-free workplace;
 - c. Any available drug counseling, rehabilitation, and employee assistance program;
 - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace
3. Making it a requirement that each employee to be engaged in the performance of the award be given a copy of the statement required by paragraph (1) of this certification;
4. Notifying the employee in the statement required by paragraph (1) of this certification that, as a condition of employment in such grant, the employee will:
 - a. Abide by the terms of the statement; and
 - b. Notify the employer of any criminal drug use statute conviction for a violation occurring in the workplace no later than five calendar days after such conviction;

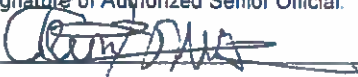
5. Notifying the granting agency in writing, within ten calendar days after receiving notice of a conviction under paragraph (4)(b) of this certification from an employee or otherwise receiving actual notice of such conviction;
6. Taking one of the following actions, within 30 days of receiving notice under paragraph (4)(b) of this certification, with respect to any employee who is so convicted:
 - a. Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended, or
 - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency, and
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1 through 6 above.

D. Certification Regarding Lobbying

The Applicant certifies, to the best of his or her knowledge and belief, that:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the Applicant, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
3. The Applicant shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by title 31 U.S. Code section 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature of Authorized Senior Official: 	
Name: Cleon Jones	Date: 10/31/2017
Title: Board President	Organization: Africatown Community Development Corporation



ALABAMA GULF COAST RECOVERY COUNCIL

Subrecipient Questionnaire

This questionnaire is used to help determine a subrecipient organization's financial and management strength, which helps assess risk and dictates the monitoring plan for subrecipients. Please complete the following questionnaire and submit all related documents as necessary.

SECTION A: GENERAL INFORMATION

Project Title:	Historic Africatown Welcome Center
Point of Contact for matters concerning this project:	Name: Donna Hawkins Mitchell Address: PO Box 535, Mobile, AL 36601-0535 Phone: 251-447-5770 Fax: Email: sannod721@gmail.com URL: africatowncdc.com DUNS #: 079416373 EIN: 463088789 Reg. in SAM? Yes <input type="radio"/> No <input checked="" type="radio"/> Number of Employees: 4-9 Exp. Date of Current SAM Registration: _____

SECTION B. SUBRECIPIENT ELIGIBILITY

Is your organization or your organization's principals presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal department or agency?

Yes No

If yes, please skip the rest of the questionnaire, sign and return the questionnaire with the Project Evaluation Packet.

SECTION C. SUBRECIPIENT ORGANIZATION INFORMATION (please fill out the information below, as appropriate)

1. Type of organization (check all that apply):

University Government Entity Foundation
 Non-Profit Org For-Profit Org Other _____

2. Fiscal year dates (month and year):

1/18 - 12/18

3. Name of designated federal cognizant agency, if applicable:

N/A

4. Negotiated Indirect Cost Rate:

Yes

No

URL: _____

If yes, please provide a copy of your current rate agreement or provide the URL. If no, a de minimis rate of 10% of MTDC will be used in accordance with 2 CFR 200.414.

5. Fringe Benefit rate:

Yes

No

URL: _____

If yes, please provide a copy of your current fringe benefit rate memorandum or provide the URL.

6. Has organization received in the past the same or similar Federal subawards to the current subaward? (2 CFR 200.331)

Yes

No

If yes, subrecipient hereby agrees to provide further documentation upon request.

7. Does organization have on-going direct Federal awards? (2 CFR 200.331)

Yes

No

If yes, is the awarding agency currently monitoring subrecipient activity?

Yes

No

If yes, please describe:

8. Please certify policies and/or procedures exist that address the following:

Pay Rates and Benefits

Conflict of Interest

Purchasing

Time and Attendance

Travel

Equipment & Inventory

Leave

By signing this document, subrecipient certifies that policies and/or procedures shown above are in place. If not, then subrecipient agrees to abide by the State's policies and/or procedures.

9. Is Government property inventory maintained that identifies purchase date, cost, vendor, description, serial number, location, and ultimate disposition data?

Yes

No

N/A

10. Has any new system been recently put in place or has there been any change to the existing system (e.g., accounting, information, management, etc.)? (2 CFR 200.331)

Yes No

If yes, please explain:

11. Does organization have any new personnel (e.g., key personnel, financial management, grants management, IT management, or other staff serving in grants administration role)? (2 CFR 200.331)

Yes No

If yes, please explain:

12. Has organization in the preceding fiscal year expended any federal funds in either direct or indirect Federal awards?

Yes No

If yes, please indicate the expenditure amount:

13. Have annual financial statements been audited by an independent audit firm? If yes, provide a copy of the statements for the most current fiscal year.

Yes No

14. Does organization adhere to Subpart E Cost Principles of 2 CFR 200 under the proposed subaward?

Yes No N/A

15. Does organization have a financial management system that provides records that can identify the source and application of funds for award-supported activities?

Yes No

16. Does the financial system provide for the control and accountability of project funds, property, and other assets?

Yes

No

17. Are duties separated so that no one individual has complete authority over an entire financial transaction?

Yes

No

If no, please explain below:

18. Does your organization have controls to prevent expenditure of funds in excess of approved, budgeted amounts?

Yes

No

If no, please explain below:

19. Are all disbursements properly documented with evidence of receipt of goods or performance?

Yes

No

If no, please explain below:

20. Are all bank accounts reconciled monthly?

Yes

No

If no, please explain below:

21. Are payroll charges checked against program budgets?

Yes

No

If no, please explain below:

22. What system does your organization use to control paid time, especially time charged to sponsored agreements?

Printed time sheets with payments made by check through the organization's treasurer.

23. Does the organization have procedures which provide assurance that consistent treatment is applied in the distribution of charges to all sponsored agreements, grants and contracts?

Yes No

If no, please explain below:

24. Does your organization have a formal policy of nondiscrimination and a formal system for complying with Federal civil rights requirements?

Yes No

If no, please explain below:

25. Describe your organization's procedures to ensure that costs deemed unallowable, per Federal guidelines (2 CFR 200), are excluded from the amount charged to a grant?

There is no formal procedure in place to determine disallowed costs. ACDC will rely on the project manager to identify and establish such procedures.

26. Are there procedures to ensure procurement at competitive prices?

Yes No

If no, please explain below:

27. Are detailed records of individual capital assets kept and periodically balanced with the general ledger accounts?

Yes

No

If no, please explain below:

28. How does the organization ensure that all cost transfers are legitimate and appropriate?

As established by the ACDC's by-laws, the board's Treasurer is charged with ensuring all financial transactions are legitimate and appropriate. If additional procedures are needed, ACDC will rely on the project manager to identify and establish such procedures.

Authorized Representative Approval

By signing below, the authorized representative certifies, to the best of subrecipient's knowledge, all information submitted on this form, or attached for submission to ADCNR, is accurate and complete.



Date: 10/31/2017

Signature

Cleon Jones, Board President

Printed Name & Title

For ADCNR Use Only:

Risk Level Determination: _____ Lower _____ Medium _____ Higher

Notes: _____

Approved: _____ Date: _____

Application for Federal Assistance SF-424

*** 1. Type of Submission:**

- Preapplication
- Application
- Changed/Corrected Application

*** 2. Type of Application:**

- New
- Continuation
- Revision

*** If Revision, select appropriate letter(s):**

*** Other (Specify):**

*** 3. Date Received:**

10/31/2017

4. Applicant Identifier:

5a. Federal Entity Identifier:

5b. Federal Award Identifier:

State Use Only:

6. Date Received by State:

7. State Application Identifier:

8. APPLICANT INFORMATION:

*** a. Legal Name:** Africatown Community Development Corporation

*** b. Employer/Taxpayer Identification Number (EIN/TIN):**

463088789

*** c. Organizational DUNS:**

0794163730000

d. Address:

*** Street1:**

PO Box 535

Street2:

*** City:**

Mobile

County/Parish:

*** State:**

AL: Alabama

Province:

*** Country:**

USA: UNITED STATES

*** Zip / Postal Code:**

36601-0535

e. Organizational Unit:

Department Name:

Division Name:

f. Name and contact information of person to be contacted on matters involving this application:

Prefix:

*** First Name:**

Donna

Middle Name:

Hawkins

*** Last Name:**

Mitchell

Suffix:

Title: Executive Director

Organizational Affiliation:

Africatown Community Development Corporation

*** Telephone Number:**

251-447-5770

Fax Number:

*** Email:**

sannod721@gmail.com

Application for Federal Assistance SF-424

*** 9. Type of Applicant 1: Select Applicant Type:**

M: Nonprofit with 501C3 IRS Status (Other than Institution of Higher Education)

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

*** Other (specify):**

*** 10. Name of Federal Agency:**

Office of Gulf Coast Restoration, Department of the Treasury

11. Catalog of Federal Domestic Assistance Number:

CFDA Title:

*** 12. Funding Opportunity Number:**

GR-RDC-17-006

*** Title:**

RESTORE Act Direct Component

13. Competition Identification Number:

Title:

14. Areas Affected by Project (Cities, Counties, States, etc.):

Add Attachment

Delete Attachment

View Attachment

*** 15. Descriptive Title of Applicant's Project:**

Historic Africatown Welcome Center

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

Application for Federal Assistance SF-424

16. Congressional Districts Of:

* a. Applicant

* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

17. Proposed Project:

* a. Start Date:

* b. End Date:

18. Estimated Funding (\$):

* a. Federal	<input type="text" value="3,659,250.00"/>
* b. Applicant	<input type="text" value="0.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="0.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="3,659,250.00"/>

*** 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

*** 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes," provide explanation in attachment.)**

Yes No

If "Yes", provide explanation and attach

21. *By signing this application, I certify (1) to the statements contained in the list of certifications and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances** and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

** I AGREE

** The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

Authorized Representative:

Prefix: * First Name:
Middle Name:
* Last Name:
Suffix:

* Title:

* Telephone Number: Fax Number:

* Email:

* Signature of Authorized Representative: 

* Date Signed:

BUDGET INFORMATION - Construction Programs

NOTE: Certain Federal assistance programs require additional computations to arrive at the Federal share of project costs eligible for participation. If such is the case, you will be notified.

COST CLASSIFICATION	a. Total Cost	b. Costs Not Allowable for Participation	c. Total Allowable Costs (Columns a-b)
1. Administrative and legal expenses	\$ 10,000.00	\$ 0.00	\$ 10,000.00
2. Land, structures, rights-of-way, appraisals, etc.	\$ 0.00	\$ 0.00	\$ 0.00
3. Relocation expenses and payments	\$ 0.00	\$ 0.00	\$ 0.00
4. Architectural and engineering fees	\$ 250,000.00	\$ 0.00	\$ 250,000.00
5. Other architectural and engineering fees	\$ 50,000.00	\$ 0.00	\$ 50,000.00
6. Project inspection fees	\$ 125,000.00	\$ 0.00	\$ 125,000.00
7. Site work	\$ 450,000.00	\$ 0.00	\$ 450,000.00
8. Demolition and removal	\$ 10,000.00	\$ 0.00	\$ 10,000.00
9. Construction	\$ 2,325,000.00	\$ 0.00	\$ 2,325,000.00
10. Equipment	\$ 0.00	\$ 0.00	\$ 0.00
11. Miscellaneous	\$ 300,000.00	\$ 0.00	\$ 300,000.00
12. SUBTOTAL (sum of lines 1-11)	\$ 3,520,000.00	\$ 0.00	\$ 3,520,000.00
13. Contingencies	\$ 139,250.00	\$ 0.00	\$ 139,250.00
14. SUBTOTAL	\$ 3,659,250.00	\$ 0.00	\$ 3,659,250.00
15. Project (program) income	\$ 0.00	\$ 0.00	\$ 0.00
16. TOTAL PROJECT COSTS (subtract #15 from #14)	\$ 3,659,250.00	\$ 0.00	\$ 3,659,250.00
FEDERAL FUNDING			

17. Federal assistance requested, calculate as follows:
(Consult Federal agency for Federal percentage share.) Enter eligible costs from line 16c Multiply X %
Enter the resulting Federal share. \$ 3,659,250.00

ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009
Expiration Date: 01/31/2019

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.


PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.

NOTE: Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

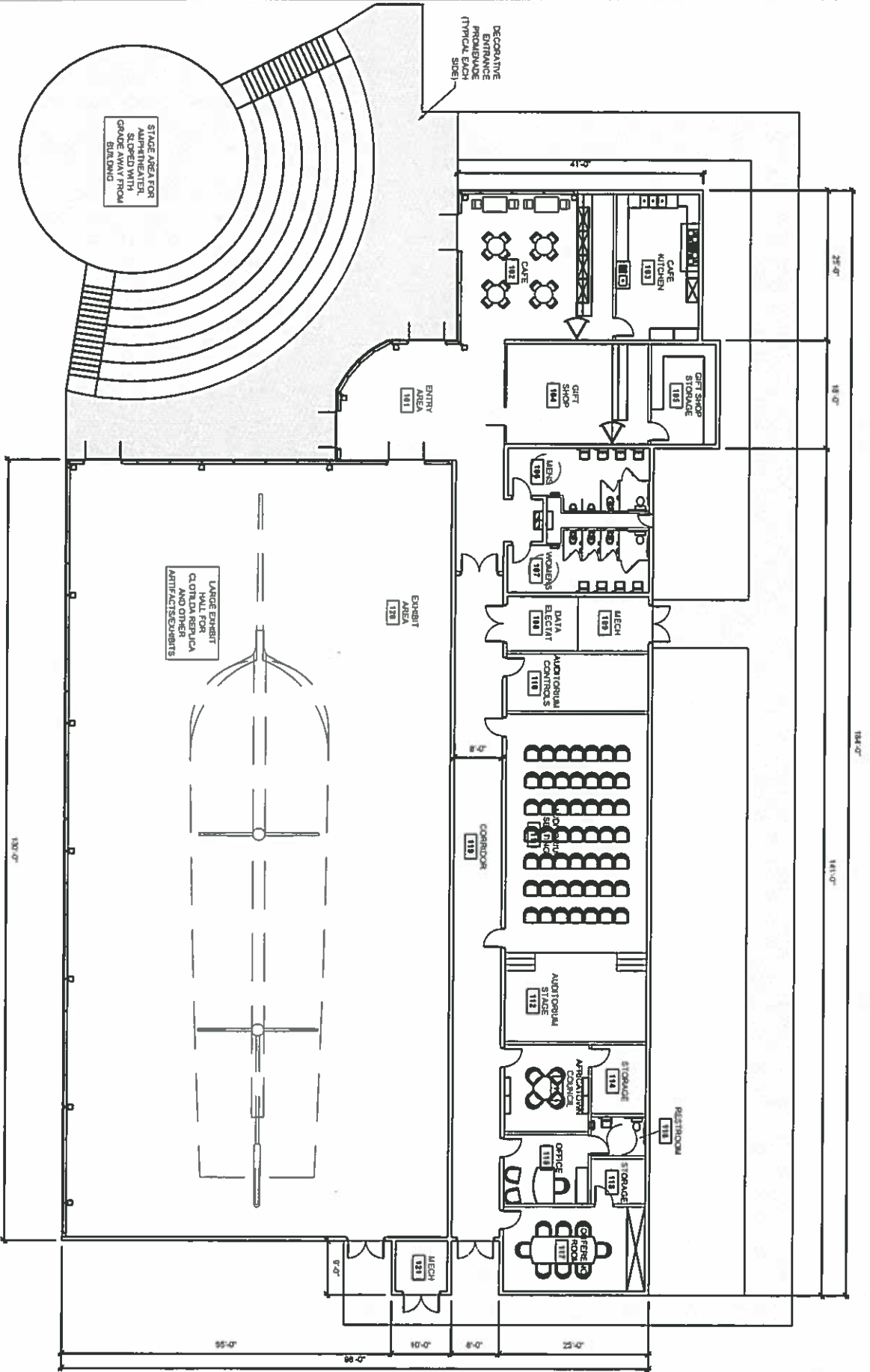
1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

1. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
2. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
3. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
4. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
5. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL 	TITLE Board President
APPLICANT ORGANIZATION Africatown Community Development Corporation	DATE SUBMITTED 10/31/2017

FLOOR PLAN

1 SCALE 1/8"=1'-0"



PRELIMINARY NOT FOR CONSTRUCTION

SA SOUTHEAST ARCHITECTURE, LLC
1112 Broadway Avenue, Suite 1201, Jacksonville, FL 32202

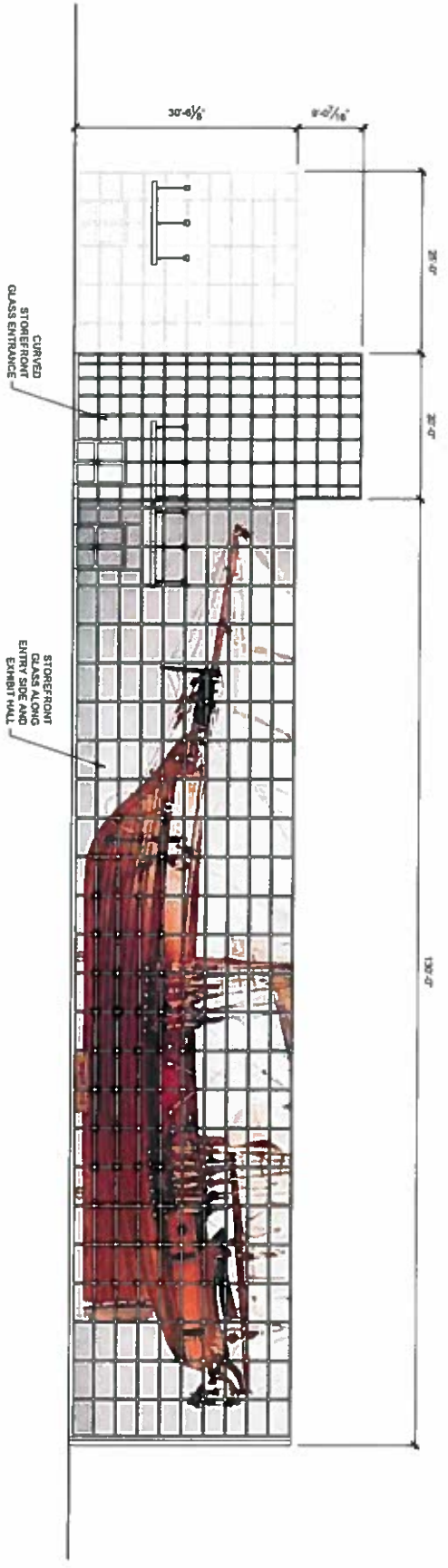
NO.	DESCRIPTION	DATE	BY

ACDC WELCOME CENTER RESTORE PROJECT

FLOOR PLAN

OCTOBER 2017 ARCHITECTURE

A1.0



1 EXTERIOR ELEVATION
SCALE 1/8" = 1'-0"



SA SOUTHEAST
ARCHITECTURE, LLC
511 West Virginia Avenue, Suite 300, Charleston, WV 25309

**PRELIMINARY
NOT FOR CONSTRUCTION**

No.	Description	Date	By
	REVISIONS		

**ACDC
WELCOME CENTER
RESTORE PROJECT**

Project Name

Project No.

Client Name

**EXTERIOR
ELEVATION**

Project Name

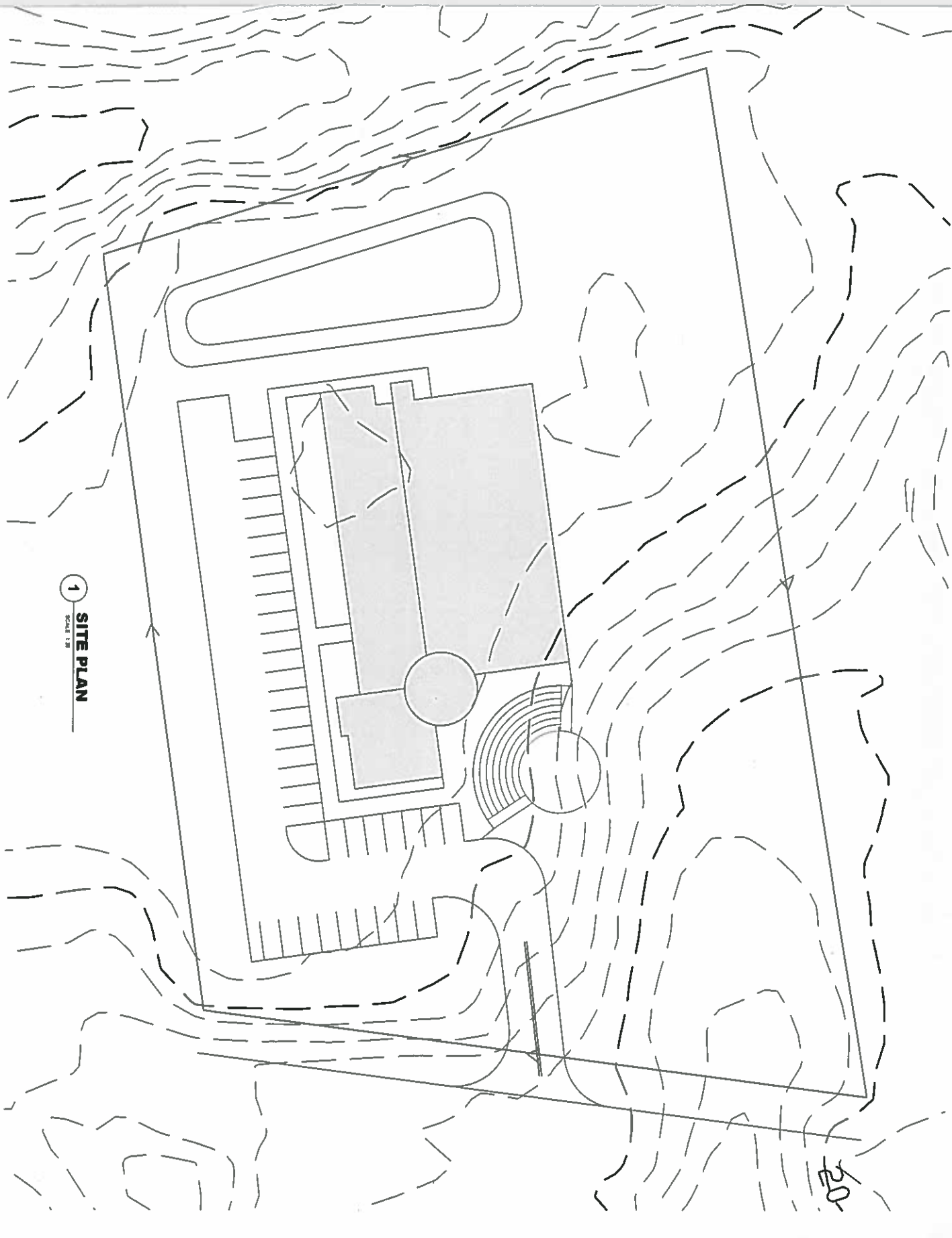
Project No.

Client Name

DATE
OCTOBER 2017

ARCHITECTURE

A2.0



① **SITE PLAN**
SCALE 1" = 30'

30

SA SOUTHEAST
ARCHITECTURE, LLC
127 WESTON AVENUE, SUITE 200, BRUNSWICK, GA 31520



**PRELIMINARY
NOT FOR CONSTRUCTION**

REVISIONS

No.	Description	Date	By

**ACDC
WELCOME CENTER
RESTORE PROJECT**

SITE PLAN

DATE: OCTOBER 2017
ARCHITECTURE:
AS1.0



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BARRY A. VITTOR & ASSOCIATES, INC.

ENVIRONMENTAL RESEARCH & CONSULTING

8060 Cottage Hill Road

Mobile, Alabama 36695

Phone (251) 633-6100

Fax (251) 633-6738

October 27, 2017

Scott Hardy
Burk-Kleinpeter, Inc.
917 Western America Circle, Suite 101
Mobile, AL 36609

Subject: Environmental Conditions at the Proposed Africatown
Welcome Center Property

Dear Mr. Hardy:

Barry A. Vittor & Associates, Inc. has inspected the 2.9-acre property south of Bay Bridge Road (Africatown Blvd.), where the City of Prichard has proposed to build a welcome center for Africatown. This property is the location of an existing park and is separated from Plateau Cemetery by Bay Bridge Cutoff Road. The purpose of our October 2017 site visit was to determine whether wetlands occur on the property, and whether there is any evidence of the presence of plant or animal species listed by the U.S. Fish & Wildlife Service as threatened or endangered. We also consulted with Jason Gardner of Gulf South Past Recovery, regarding the potential for cultural resources to be found on the property.

The property was found to contain a very small (0.02 acre) and isolated wetland, at the north edge of the property. (Approximately half of this wetland occurs within the property to the north.) This wetland has been formed through scouring by runoff from Bay Bridge Road, and is surrounded by non-wetland areas; it is recognizable by the presence of black willow trees and hydric soils, although those soils still show evidence of mixing and alteration by construction of the highway. The boundaries of this area were located using a Trimble GPS unit; the accompanying map and aerial photograph illustrate the location and shape of the wetland. We are confident that the U.S. Army Corps of Engineers will agree that the wetland is non-jurisdictional, and that no authorization from the Corps would be required to fill or otherwise alter this wetland.

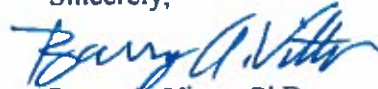
No habitat suitable for threatened or endangered species occurs on the property; development of the proposed welcome center would have no impact on protected species.

Due to the proximity of this property to the historic cemetery, we feel that there is a high potential for the presence of cultural resources within this property. We have queried the Alabama State Site File for locations of any previous cultural resource surveys in this area, and hope to have the results of that request early next week. If studies have not been performed previously on this property, it is Mr. Gardner's opinion that the Alabama Historical Commission

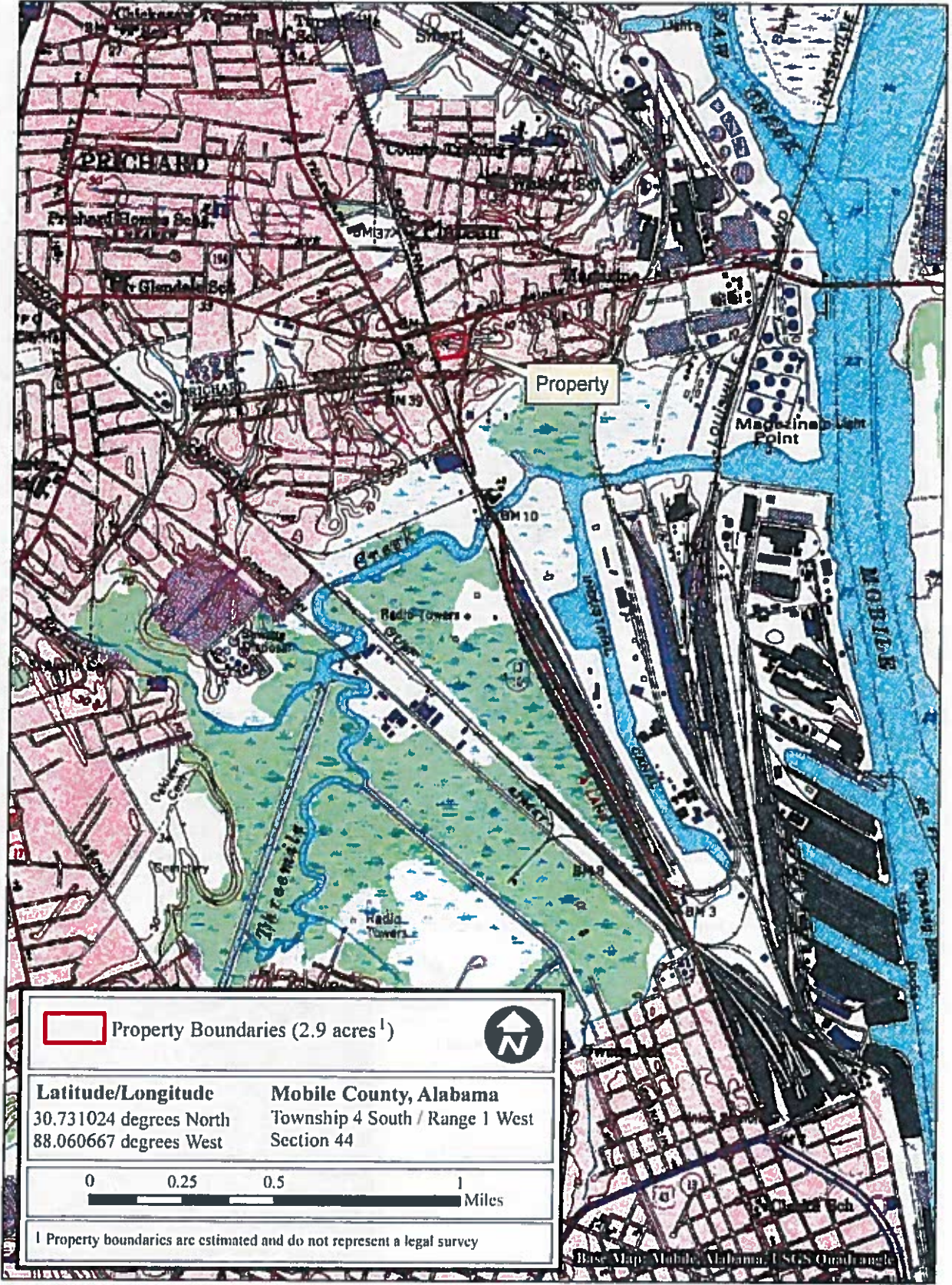
will require a Phase I (shovel test) survey to determine whether historic or prehistoric artifacts occur in the project area.

Please feel free to call me if you have any questions or need additional information concerning the results of our inspection.

Sincerely,

A handwritten signature in blue ink, appearing to read "Barry A. Vittor". The signature is fluid and cursive, with a prominent initial "B".

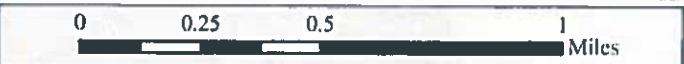
Barry A. Vittor, PhD
President



Property Boundaries (2.9 acres¹)



Latitude/Longitude	Mobile County, Alabama
30.731024 degrees North	Township 4 South / Range 1 West
88.060667 degrees West	Section 44

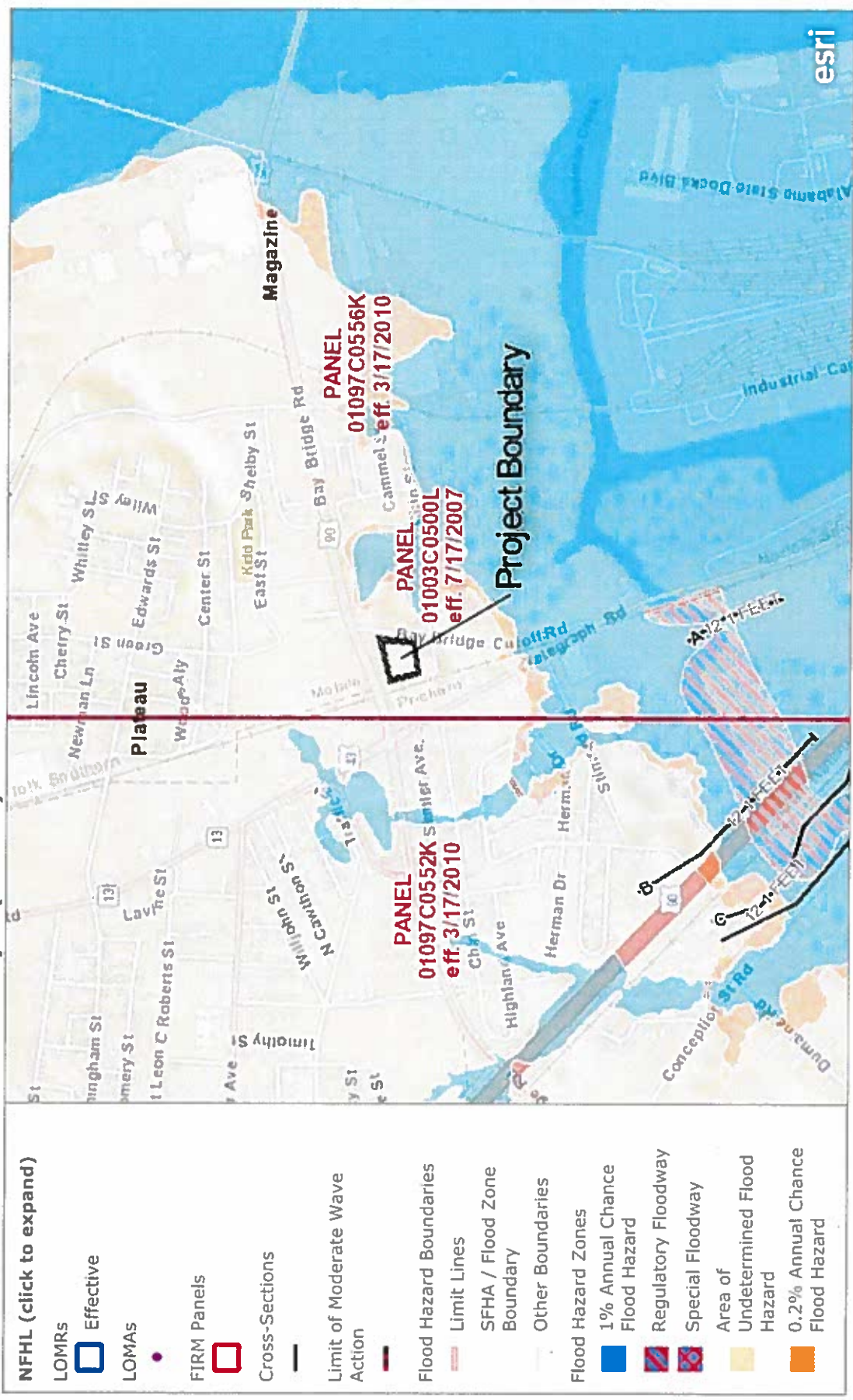


¹ Property boundaries are estimated and do not represent a legal survey

Base Map: Mobile, Alabama, USGS Quadrangle



FEMA's National Flood Hazard Layer (Official)

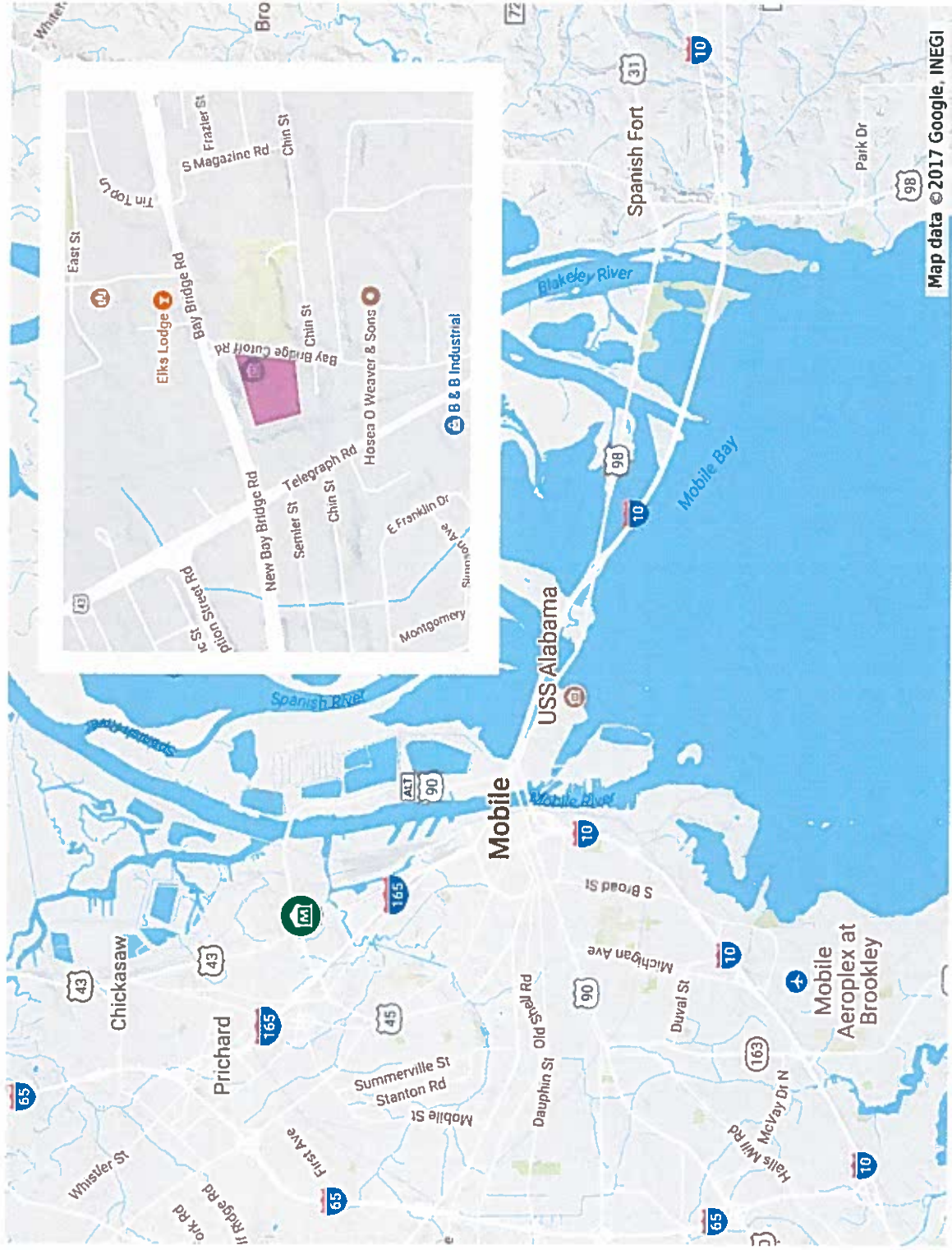


- NFHL (click to expand)
- LOMRS
- Effective
- LOMAS
- FIRM Panels
- Cross-Sections
- Limit of Moderate Wave Action
- Flood Hazard Boundaries
- Limit Lines
- SFHA / Flood Zone Boundary
- Other Boundaries
- Flood Hazard Zones
- 1% Annual Chance Flood Hazard
- Regulatory Floodway
- Special Floodway
- Area of Undetermined Flood Hazard
- 0.2% Annual Chance Flood Hazard

Data from Flood Insurance Rate Maps (FIRMs) where available digitally. New NFHL FIRMette Print app available: <http://tinyurl.com/j4xwp5e>

USGS The National Map: Orthoimagery | National Geospatial-Intelligence Agency (NGA); Delta State University; Esri | Print here instead: <http://tinyurl.com/j4xwp5e> Support: FEMAMapSpecialist@riskmapcds.com | City of Mobile GIS Department, Esri, HERE, Garmin, INCREMENT P, NGA, USGS

Historic Africatown Welcome Center





October 31, 2017

Cleon Jones, Board President
Africatown Community Development Corporation
PO Box 535
Mobile, AL 36601

Commissioner Christopher M. Blankenship
c/o AGCRC
118 N Royal Street
Suite 603
Mobile, AL 36602

**SUBJECT: Authorized Official Designation Letter
(Reference RESTORE Project 175_Historic Africatown Welcome Center)**

The following individual is the designated authorized official for Africatown Community Development Corporation (ACDC):

Donna Hawkins Mitchell, Executive Director ACDC

The person named above shall have authority to legally bind the entity to execute the RESTORE Act Direct Component Applicant Certifications for the above referenced project.

If any changes are made in our designated officials, we will provide a revised Authorized Official Designation Letter in this format to the same address above.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleon Jones", written over a horizontal line.

Cleon Jones
Board President

CC: (ACDC legal/general counsel)



October 31, 2017

Cleon Jones, Board President
Africatown Community Development Corporation
PO Box 535
Mobile, AL 36601

Commissioner Christopher M. Blankenship
c/o AGCRC
118 N Royal Street
Suite 603
Mobile, AL 36602

**SUBJECT: Election to Use the De Minimis Indirect Cost Rate
(Reference RESTORE Project 175_Historic Africatown Welcome Center)**

The Africatown Community Development Corporation elects to use the de minimis indirect cost rate of 10% of Modified Total Direct Costs based on 2 C.F.R. 200.414(f); has never previously negotiated an indirect cost rate with the Federal government; and receives less than \$35 million in direct Federal funding per year.

Sincerely,

A handwritten signature in black ink, appearing to read "Cleon Jones", written over a horizontal line.

Cleon Jones
Board President

CC: (ACDC legal/general counsel)

STATE OF ALABAMA)

COUNTY OF MOBILE)

326706

KNOW ALL MEN BY THESE PRESENTS that I, KATHARINE C. COCHRANE, a widow, the Grantor, for and in consideration of the sum of \$1.00 cash in hand paid to me by the BOARD OF WATER AND SEWER COMMISSIONERS OF THE CITY OF MOBILE, the Grantee, receipt of which is hereby acknowledged, and for the further consideration of the general public benefit which will accrue to the neighborhood and the benefit which will accrue to my property by reason of the construction of a sewer or water line or lines hereinafter referred to, do hereby, upon and subject to the terms and conditions hereinafter contained, REMISE, RELEASE, QUITCLAIM and CONVEY unto the BOARD OF WATER AND SEWER COMMISSIONERS OF THE CITY OF MOBILE, a public corporation of Alabama, its successors or assigns, a right and easement to construct and maintain a sewer or water line or lines under the soil of a ten (10) foot strip of land running across a parcel of land in the County of Mobile, State of Alabama, described hereinbelow, which strip is more particularly described as follows:

BOOK 750 PAGE 391

A 10-foot wide permanent easement over and across the lands of Katharine C. Cochrane, hereinafter to be described, as shown on the plat hereto attached and made a part hereof; said property of Katharine C. Cochrane being described as follows, to-wit:

Commencing at a point on the east side of Telegraph Road, which point is 3,287 feet East of and 1740 feet South of the Northwest corner of Section 3, Township 4 South, Range 1 West, for a place of beginning, thence running North 82° 45 minutes East, 1,528 feet to a point, thence North 6° 45 minutes West 198 feet to a point, thence South 83° 15 minutes West 654 feet to a point; thence North 6° 45 minutes West 100 feet to a point; thence South 83° 15 minutes West 635 feet to a point on the West line of the right of way of the Southern Railway Company, thence South 64° West 310.6 feet to a point on the East side of Telegraph Road, thence South 29° East along the East side of Telegraph Road 205 feet to the place of beginning, all measurements being more or less, excepting from the property above described, the right of way of the Southern Railway Company as per map prepared by Theo. Tidell, Civil Engineer, for Mary D. Frazer, April 24, 1923, and further excepting the right of way of the County of Mobile as described in that certain deed of John T. Cochrane and wife, Katharine C. Cochrane to Mobile County dated April 20, 1928.

Two additional temporary construction easements as shown on the attached plat, along and adjacent to both sides of the above described permanent easement are also re-

FILED IN
 SEP 25 8 04 AM '57
 REC'D & REC'D. TAX
 SALES TAX HAS BEEN
 PAID ON THIS INSTRUMENT.

*Plat attached to Deed recorded in
 Map Book 9 - Page 438*

mised, released, quitclaimed and conveyed by the Grantor to the Grantee, said temporary easements to terminate upon completion of construction of the sewer or water line or lines hereinabove mentioned or upon the expiration of one year from the date of this instrument, whichever occurs first.

TOGETHER WITH all the rights and privileges necessary or convenient for the full enjoyment or use thereof, including the right to construct and maintain necessary manholes and the right of necessary and reasonable ingress and egress by the agents or employees of the Grantee, its successors or assigns, over and across said parcel of land to said strip and over and across said strip for the purpose of laying, constructing, inspecting, repairing and maintaining said sewer or water line or lines under the soil along said strip and/or said manholes.

TO HAVE AND TO HOLD the same unto the BOARD OF WATER AND SEWER COMMISSIONERS OF THE CITY OF MOBILE, its successors and assigns forever.

By acceptance of the easements herein conveyed, the Grantee agrees for itself and for its successors and assigns that it will, at its own cost and expense, restore and repair all real property of the Grantor and all improvements and personal property of all persons which maybe lawfully situated on said real property should said real property, improvements, or personal property be moved, altered, or damaged as a result of any act or neglect of the Grantee or of any other person while engaged in the construction, operation, or maintenance of the sewer or water line or lines hereinabove mentioned.

IN WITNESS WHEREOF I have hereunto set my hand and seal on this, the 19th day of November, 1956.

Katharine C. Cochran (SEAL)
KATHARINE C. COCHRANE

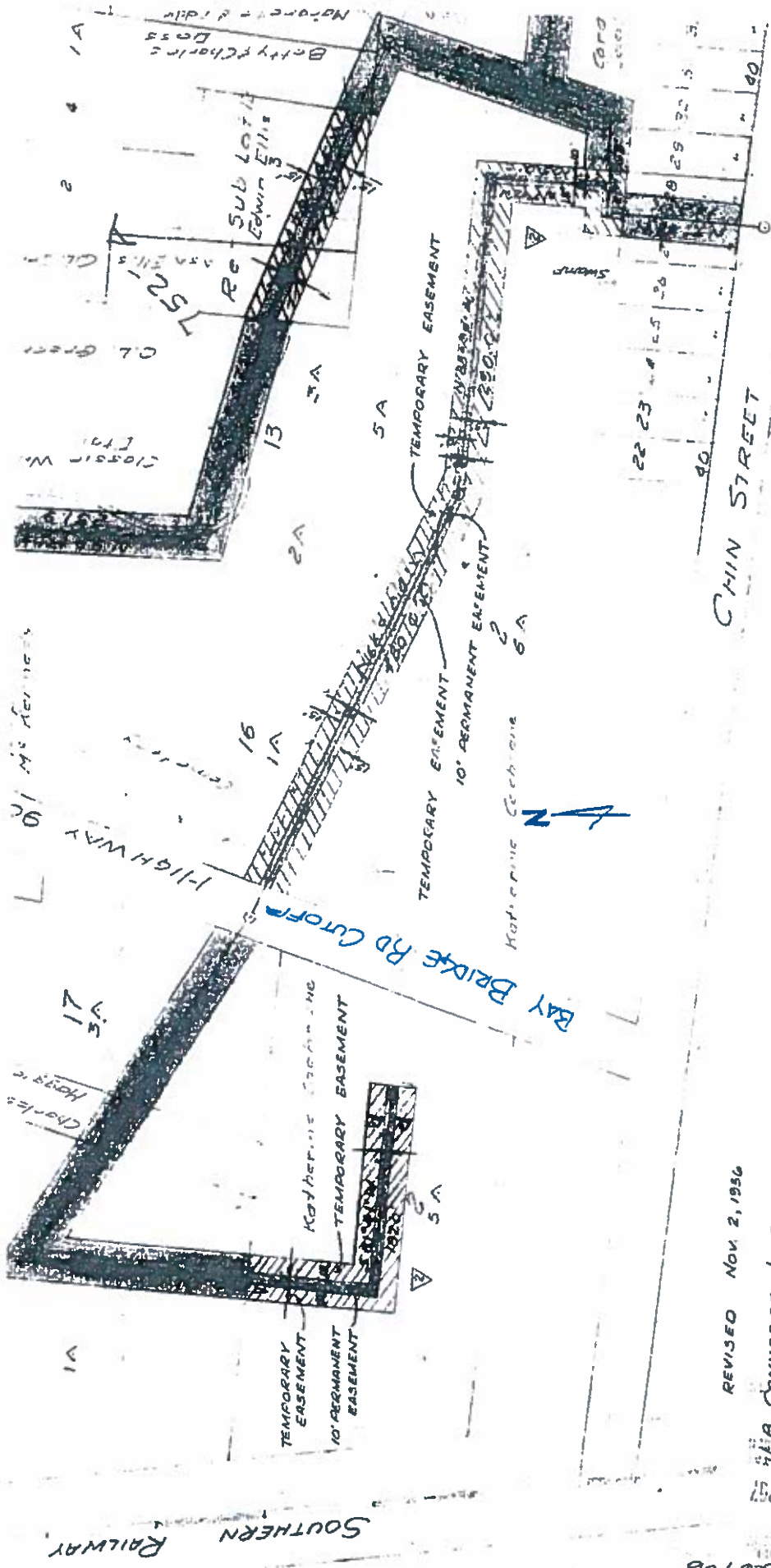
STATE OF ALABAMA)
COUNTY OF MOBILE)

I, Billie C. Cardwell, a Notary Public in and for said County in said State, hereby certify that Katharine C. Cochran, a widow, 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 the said conveyance, she executed the same voluntarily on the day the same bears date.

GIVEN under my hand this 19th day of November, 1956.

Billie C. Cardwell
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

BOOK 750 PAGE 392



REVISED NOV 2, 1956
 CONVERSE & CO., INC.
 ENGINEERS

*Map attached to
 Deed Deed recorded
 in Deed Book 750-
 Page 481*

EAST HIGHLAND SUB DIVISION
 LOT 27 SIDNEY LEWIS
 LOT 28 HENRY C. WILLIAMS
 LOT 5 ROSETTA HAWKINS

Map Book 9 - Page 456

326706



October 31, 2017

Cleon Jones, Board President
Africatown Community Development Corporation
PO Box 535
Mobile, AL 36601

Commissioner Christopher M. Blankenship
c/o AGCRC
118 N Royal Street
Suite 603
Mobile, AL 36602

**SUBJECT: Proposed Estimated Useful Life
(Reference RESTORE Project 175_Historic Africatown Welcome Center)**

We propose an estimated useful life of 40 years for both the building and the site improvements to be funded by this project. We expect the construction of the building to be designed such that it will meet service demands for a period of at least 40 years. We have consulted with an AE firm to help in the preliminary development of our proposed building and site improvements and they have proposed the following method by which this was determined:

"Based upon guidance provided in ISO 15686-8:(latest edition) on the provision, selection and formatting of reference service-life data and on the application of these data for the purposes of calculating estimated service life using the factor method, the AE anticipates that the design and construction of this facility should result in a useful service-life of 40+ years."

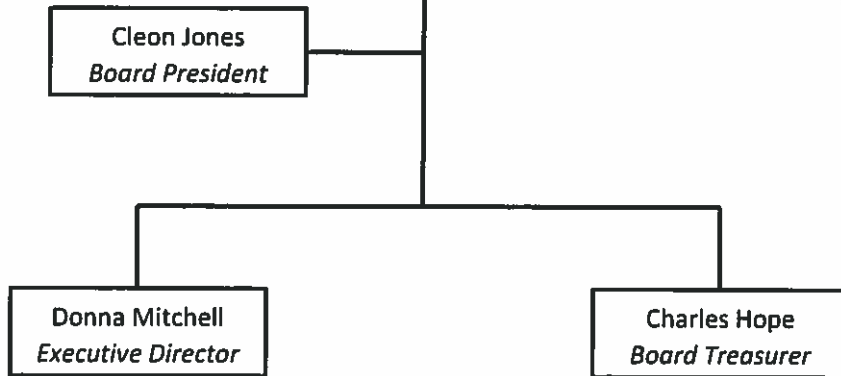
This appears to conform with other federal and state standards, most of which indicate a maximum estimated useful life of 50 years with a range of 25 – 50 years.

Sincerely,

A handwritten signature in blue ink, appearing to read "Cleon Jones", with a horizontal line extending to the right.

Cleon Jones
Board President

CC: (ACDC legal/general counsel)



WARRANTY DEED

13.00
125.00
138.00
10.00
148.00
2.00
150.00

STATE OF ALABAMA

COUNTY OF MOBILE

KNOW ALL MEN BY THESE PRESENTS that PAUL BUCHMAN, a married man, by and through Shirley M. Buchman, his attorney in fact, HAROLD H. BUCHMAN, a single man, MADALYNE EPLAN, a married woman, and JOHN J. LEACY, a married man, hereinafter called the GRANTORS, for and in consideration of the sum of TEN AND NO/100THS (\$10.00) DOLLARS and other good and valuable consideration in hand paid to the said GRANTORS by AFRICATOWN COMMUNITY MOBILIZATION PROJECT, INC., hereinafter called the GRANTEE, do hereby GRANT, BARGAIN, SELL and CONVEY, unto the GRANTEE, its successors and assigns forever, in fee simple, subject to the provisions hereinafter contained, to all that certain real property lying and situate in the County of Mobile, State of Alabama, more particularly described as follows, to-wit:

Beginning a the point of intersection of the East line of Southern Railway Company right of way and the North line of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochrane by deed from John T. Cochrane, Jr. et al dated July 1, 1940 and recorded in Deed Book 296 page 600; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-Off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

SUBJECT, HOWEVER, TO:

1. Easement granted Board of Water and Sewer Commissioners by Katherine C. Cochrane by instrument dated November 19, 1956 and recorded in Deed Book 750 page 391.

The GRANTORS hereby warrant that the property described herein does not constitute part of their homestead.

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

TO HAVE AND TO HOLD the same unto the said GRANTEE, and to its successors and assigns forever.

AND, except as to the above and the taxes hereinafter falling due, which are assumed by the GRANTEE, the said GRANTORS, for themselves and for their heirs and assigns, do hereby covenant and warrant unto the said GRANTEE, its successors and assigns forever, that they are seized of an indefeasible estate in said property in fee simple and have a good and lawful right to sell and convey the same; that they are in quiet and peaceable possession thereof; and that the said real property is free and clear of all liens and encumbrances of every kind and nature except those stated above and that the said GRANTORS, for themselves and for their heirs and assigns, WILL FOREVER WARRANT AND DEFEND the title to and the possession of said real property unto the said GRANTEE, its successors and assigns forever against the lawful claims and demands of all persons whomsoever. All recording references herein refer to the records in the Office of the Judge of Probate of Mobile County, Alabama.

IN WITNESS WHEREOF, the said GRANTORS have hereunto set their hands and seals on this the 30th day of May, 2000.

State of Alabama - Mobile County
I certify this instrument was filed on:
Wed, May-31-2000 @ 12:33:20PM

DEED TAX	\$125.00
S. R. FEE	\$2.00
SURCHARGE	\$10.00
RECORDING FEE	\$13.00
TOTAL AMOUNT	\$150.00


2000034593
L.W. NOONAN, Judge of Probate

STATE OF ALABAMA


SHIRLEY M. BUCHMAN, attorney in fact for
Paul Buchman


HAROLD H. BUCHMAN


MADALYNE S. EPLAN


JOHN J. LEARY

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that SHIRLEY M. BUCHMAN, attorney in fact for Paul Buchman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily and with full authority on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

STATE OF ALABAMA

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that HAROLD H. BUCHMAN, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

STATE OF GEORGIA

COUNTY OF Fulton

I, the undersigned Notary Public in and for said County in said State, hereby certify that MADALYNE B EPLAN, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 22nd day of May, 2000.

[Signature]
NOTARY PUBLIC

Notary Public; Fulton County, Georgia.
My Commission Expires July 28, 2000.
My Commission Expires: _____
(Affix Seal)

STATE OF ALABAMA

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that JOHN J. LEACY, whose name is signed to the foregoing Instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

GRANTEE'S Address:

251 N BAYOUST
MOBILE ALA 36603
BLDG #2

This Instrument Prepared By:

NOEL J. NELSON
Attorney at Law
P. O. Box 2573
Mobile, AL 36652
(334) 433-7272

October 30, 2017

Ms. Donna Mitchell
Africatown Community Development Corp.

Re: Title Report for 1959 Bay Bridge Dr Cut-Off
Effective Date: October 24, 2017
Present Owner: Africatown Community Mobilization Project, Inc.
Key # 00625835

Dear Ms. Mitchell,

We have checked the property records of the Mobile County, Alabama Probate Court for a period of time in excess of 50 years prior to the above effective date as they affect title to the following described properties, to wit:

Beginning a point of intersection of the East line of Southern Railway Company right of way and the North line of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 Page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochran by deed from John T. Cochran, Jr. Et al dated July 1, 1940 and recorded in Deed Book 296 Page 600; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-Off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

As of the effective date of this report, we find fee simple title to the above described property vested in:

Africatown Community Development Corp. acquired title by virtue of that certain Statutory Warranty Deed from Africatown Community Mobilization Project, Inc. Dated October 24, 2017 and recorded October 30, 2017 in Book LR 7570, Page 1772.

Africatown Community Mobilization Project, Inc. acquired title by virtue of that certain Warranty Deed from Paul Buchman, Harold H. Buchman, Madalyne B. Eplan, and John J. Leacy dated May 22, 2000 and recorded May 31, 2000 in Real Property Book 4840, Page 169.

and we find that the title to the above described property is subject to the following matters, to wit:

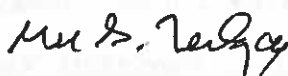
1. Easement granted to Board of Water and Sewer Commissioners by Katherine C. Cochrane by instrument dated November 19, 1956 and recorded in Deed Book 750, Page 391.
2. Right of way granted to Southern Railway-BayBridge Cut-Off Road.
3. 2017 Ad Valorem taxes assessed to Africatown Community Mobilization Project, Inc. were marked EXEMPT, Parcel ID # 02-29-02-44-0-003-076; Key # 00625835.

In addition to the above matters, we find the following:

1. Articles of Incorporation of Africatown Community Mobilization Project, Inc. Recorded in Real Property Book 4712, Page 1687.
2. Amendment to the Articles of Incorporation of Africatown Community Mobilization Project, Inc. Recorded in Real Property Book 7028, Page 1600 (Removes and replaces the deceased members of the Board of Directors).
3. Articles of Incorporation of Africatown Community Development Corporation recorded in Real Property Book 7044, Page 1269.
4. Amendment to the Articles of Incorporation of Africatown Community Development Corporation recorded in Book LR 7303, Page 1451.
5. Affidavit by Robert Edward Battles certifying the Actions by Unanimous Written Consent of the Directors of the Corporation to serve as Executive Director/CEO dated October 24, 2017 and recorded October 30, 2017 in Book LR 7570, Page 1769.

This is a report of matters of record relating to the above captioned property for the limited period of time specified above. The sole responsibility assumed by the undersigned in the preparation of this report is ordinary care in reporting what the public records of Mobile County, Alabama reflect for such limited period, and the liability for any error or omission shall not exceed the amount paid to the undersigned for this report.

Very truly yours,



Goodman G. Ledyard
For the Firm

1100
2000
3100
1000
4100
2500
4300

STATUTORY WARRANTY DEED



2017061776 1/4
Bk: LR7570 Pg:1772
Document Type: D

STATE OF ALABAMA

COUNTY OF MOBILE

KNOW ALL MEN BY THESE PRESENTS that Africatown Community Mobilization Project, Inc., hereinafter called the Grantor, for and in consideration of the sum of TEN AND NO/100THS (\$10.00) DOLLARS and other good and valuable consideration in hand paid to the said Grantor by Africatown Community Development Corp., hereinafter called Grantee, does hereby GRANT, BARGAIN, SELL and CONVEY, unto the Grantee, its successors and assigns forever, in fee simple, subject to the provisions hereinafter contained, all that certain real property lying and situate in the County of Mobile, State of Alabama, more particularly described as follows, to-wit:

Beginning a the point of intersection of the East line of Southern Railway Company right of way and the Northline of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochrane by deed from John T. Cochrane, Jr. et al dated July 1, 1940 and recorded in Deed Book 296 page 600; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

SUBJECT, HOWEVER TO:

1. Easement granted Board of Water and Sewer Commissioners by Katherine C. Cochrane by Instrument dated November 19, 1956 and recorded in Deed Book 750 page 391.

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

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

IN WITNESS WHEREOF, the said Grantee has hereunto set its hand and seal on this the 24 day of Oct, 2017.

Africatown Community
Mobilization Project, Inc.

By: Robert E Battles
Its Executive Director/CEO

State of Alabama
County of Mobile

I, THOMAS E. NELSON, a Notary Public in and for said County in said State, hereby certify that Robert Edward Battles, whose name as Executive Director/CEO of the Africatown Community Mobilization Project, Inc., a corporation, 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 the conveyance he, as such officer and with full authority, executed the same voluntarily for and the act of said corporation.

Given under my hand this 24 day of Oct, 2017.

Thomas E. Nelson
Notary Public

My Commission Expires: 4-20-20

Grantee's Address:

This Instrument Prepared By:

Jarrod J. White
Attorney At Law
Cabaniss, Johnson, Gardner,
Dumas and O'Neal, LLP
P. O. Box 2906
Mobile, Alabama 36602
(251) 415-7300

(M0238872.1)

3

Mobile County, Alabama
I hereto certify this instrument
filed on: 10/30/2017 12:44:34 PM
Don Davis, Probate Judge

Deed Tax:	\$20.00
Mortgage Tax:	\$0.00
Mineral Tax:	\$0.00
No Tax:	\$0.00
Judge Fee:	\$0.00
S.R. Fee:	\$2.00
Surcharge Fee:	\$10.00
Recording Fee:	\$11.00
TOTAL:	\$43.00

201705776
Sk: LR7570
Pg: 1772

Real Estate Sales Validation Form

This Document must be filed in accordance with Code of Alabama 1975, Section 40-22-1

Grantor's Name Afualtown Mobilization Project
Mailing Address Bay Bridge Out of Rd
Mobile, AL 36610

Grantee's Name Afualtown Community Devlop
Mailing Address P.O. Box 535
Mobile, AL 36601

Property Address 1959 Bay Bridge Out of Rd
Mobile, AL 36610

Date of Sale 10/24/17

Total Purchase Price \$ _____

or
Actual Value \$ _____

or
Assessor's Market Value \$ 19,600.00

The purchase price or actual value claimed on this form can be verified in the following documentary evidence: (check one) (Recordation of documentary evidence is not required)

- Bill of Sale
- Sales Contract
- Closing Statement

Appraisal FMV
 Other

If the conveyance document presented for recordation contains all of the required information referenced above, the filing of this form is not required.

Instructions

Grantor's name and mailing address - provide the name of the person or persons conveying interest to property and their current mailing address.

Grantee's name and mailing address - provide the name of the person or persons to whom interest to property is being conveyed.

Property address - the physical address of the property being conveyed, if available.

Date of Sale - the date on which interest to the property was conveyed.

Total purchase price - the total amount paid for the purchase of the property, both real and personal, being conveyed by the instrument offered for record.

Actual value - if the property is not being sold, the true value of the property, both real and personal, being conveyed by the instrument offered for record. This may be evidenced by an appraisal conducted by a licensed appraiser or the assessor's current market value.

If no proof is provided and the value must be determined, the current estimate of fair market value, excluding current use valuation, of the property as determined by the local official charged with the responsibility of valuing property for property tax purposes will be used and the taxpayer will be penalized pursuant to Code of Alabama 1975 § 40-22-1 (h).

I attest, to the best of my knowledge and belief that the information contained in this document is true and accurate. I further understand that any false statements claimed on this form may result in the imposition of the penalty indicated in Code of Alabama 1975 § 40-22-1 (h).

Date 10/30/17

Print Donna Hawkins Mitchell, CED

Unattested

Signature [Handwritten Signature]

(verified by)

(Grantor/Grantee/Owner/Agent) circle one

850
200
1050

STATE OF ALABAMA)
COUNTY OF MOBILE)



2017061775 1/3
BK: LR7570 Pg:1769
Document Type: RFFS

Mobile County, Alabama
I hereto certify this instrument
filed on : 10/20/2017 12:44:33 PM
Don Davis, Probate Judge
Dead Tax: \$.00
Mortgage Tax: \$.00
Mineral Tax: \$.00
No Tax: \$.00
Judge Fee: \$.00
S. R. Fee: \$ 2.00
Surcharge Fee: \$.00
Recording Fee: \$ 9.50
TOTAL: \$ 16.50
2017061775
BK: LR7570
Pg: 1769

AFFIDAVIT

Personally appeared before me, the undersigned officer in and for said County in said State, Robert Edward Battles, who, being before me duly sworn, on oath, deposed and stated as follows:

1. My name is Robert Edward Battles. I am over the age of nineteen years and of sound mind.
2. I have been appointed to serve and continue to serve as the Executive Director/CEO of Africatown Community Mobilization Project, Inc. (the "Corporation").
3. Attached hereto is a true and correct copy of Actions by Unanimous Written Consent of Directors of the Corporation authorizing the conveyance of the property described therein to Africatown Community Development Corp. and authorizing and directing me to execute a statutory warranty deed and take such further action as may be necessary to complete the conveyance.

Robert Edward Battles
Robert Edward Battles

Sworn to and subscribed this 24 day of Oct, 2017.

Thomas E. Nelson
Notary Public
My commission expires: 4-20-20

Africatown Community
Mobilization Project, Inc.

Actions by Unanimous
Written Consent of Directors

The undersigned, being all of the Directors of Africatown Community Mobilization Project, Inc. (the "Corporation"), pursuant to Ala. Code § 10A-3-2.14, do hereby take and adopt the following actions without a meeting:

RESOLVED, that the property described in Exhibit A attached hereto be conveyed by statutory warranty deed to the Africatown Community Development Corp.;

RESOLVED, that Robert Edward Battles, Executive Director/CEO of the Corporation, is hereby authorized and directed to execute on behalf of the Corporation a statutory warranty deed in the form attached hereto as Exhibit B and take such further action as may be necessary to complete the conveyance set forth above.

Dated: deceased

deceased
Arelia Craig

Dated: deceased

deceased
Lula Ellis


Dated: 10/27/2017

[Signature]
Lamech Change

Dated: 10/30/17


Darren Patterson

Dated: 10/30/17


James O. Gordon

STATE OF ALABAMA

DOMESTIC NONPROFIT CORPORATION
AMENDMENT TO FORMATION/ARTICLES

PURPOSE: In order to amend a Nonprofit Corporation's Certificate of Formation/Articles of Incorporation under Section 10A-3-4.02 and 10A-1-3.13 of the Code of Alabama 1975 this Amendment and the appropriate filing fees must be filed with the Office of the Judge of Probate in the county where the corporation was initially formed/incorporated.

INSTRUCTIONS: Mail one (1) signed original and two (2) copies of this completed form and the appropriate filing fees to the Office of the Judge of Probate in the county where the corporation's Certificate of Formation was recorded. Contact the Judge of Probate's Office to determine the county filing fees. Make a separate check or money order payable to the Secretary of State for the state filing fee of \$50.00 for standard processing or \$150.00 if expedited processing within 3 business days of receipt by the Office of the Secretary of State is requested (10A-1-4.31) and the Judge of Probate's Office will transmit the fee along with a certified copy of the Amendment to the Office of the Secretary of State within 10 days after the filing is recorded. Once the Secretary of State's Office has indexed the filing, the information will appear at www.sos.alabama.gov under the Government Records tab and the Business Entity Records link - you may search by entity name or number. You may pay the Secretary of State fees by credit card if the county you are filing in will accept that method of payment (see attached). Your Amendment will not be indexed if the credit card does not authorize and will be removed from the index if the check is dishonored.



2015048431 1/13
Bk: LR7303 Pg: 1451
Document Type: NPAMD

Mobile County, Alabama
I hereto certify this instrument
filed on: 09/16/2013 04:22:25 PM
Don Davis, Probate Judge

Deed Tax:	\$.00	
Mortgage Tax:	\$.00	
Mineral Tax:	\$.00	
No Tax:	\$.00	2015048431
Judge Fee:	\$.00	Bk LR7303
S. R. Fee:	\$ 2.00	Pg 1451
Surcharge Fee:	\$.00	
Recording Fee:	\$ 28.00	
TOTAL:	\$ 28.00	

(For County Probate Office Use Only)

This form must be typed or laser printed.

1. The name of the corporation from the Certificate of Formation/Articles of Incorporation:
Africatown Community Development Corporation
2. The date the Certificate of Formation was filed in the county: 07 / 01 / 2013 (format MM/DD/YYYY)
3. Alabama Entity ID Number (Format: 000-000): 284 - 484 **INSTRUCTION TO OBTAIN ID NUMBER TO COMPLETE FORM:** If you do not have this number immediately available, you may obtain it on our website at www.sos.alabama.gov under the Government Records tab. Click on Business Entity Records, click on Entity Name, enter the registered name of the entity in the appropriate box, and enter. The six (6) digit number containing a dash to the left of the name is the entity ID number. If you click on that number, you can check the details page to make certain that you have the correct entity - this verification step is strongly recommended.

This form was prepared by: (type name and full address)

Donna Hawkins Mitchell
2420 Railroad Street
Mobile, Alabama 36610

(For SOS Use Only)

DOMESTIC NONPROFIT CORPORATION AMENDMENT

4. The county in which the Certificate of Formation was filed: Mobile
5. The titles, dates, and places of filing of any previous Amendments: N/A

Attach a listing if necessary.

[Instruction on Amendment completion: Be very specific about what must be changed if you are amending existing information. If the amendment includes a name change, a copy of the Name Reservation form issued by the Office of Secretary of State must be attached.

Registered agents and registered agent addresses are changed by filing a Change Of Registered Agent Or Registered Office By Entity form directly with the Office of the Secretary of State (the new agent's signature is required agreeing to accept responsibility). You may file the information as an Amendment also, but the change form must be on file with the Secretary of State per 10A-1-3.12(a) (2) to effect the change in the public records database.]

6. The following amendment was adopted on 09 / 16 / 2015 (format MM/DD/YYYY):

Expanded Board of Directors to 9

Adopted By-Laws

Additional Amendments and the dates on which they were adopted are attached.

7. The Amendment or Amendments have been approved in the manner required by Title 10A of the Code of Alabama 1975 and the governing documents of the entity.

Item 8, 9, or 10 MUST be checked.

8. The members met on ___ / ___ / ___ (MM/DD/YYYY) and adopted the Amendment by at least two-thirds of the votes entitled to be cast by members present or represented by proxy – a quorum was present.
9. The Amendment was adopted by a consent in writing signed by all members entitled to vote.
10. The board of directors met on 09 / 16 / 2015 (MM/DD/YYYY) and adopted the Amendment by majority vote of the directors in office – there are no members or no members entitled to vote.

09 / 16 / 2015
Date (MM/DD/YYYY)


Signature of President or Vice President required by 10A-3-4.02

Cleon Jones, Sr.
Typed Name and Title of Above Signature

DOMESTIC NONPROFIT CORPORATION AMENDMENT

09/ 16/ 2015
Date (MM/DD/YYYY)


Signature of Secretary or Assistant Secretary required by 10A-3-4.02

Lorna Woods
Typed Name and Title of Above Signature

 / /
Date (MM/DD/YYYY)

Witness Signature of Officer Signing Original Formation/Articles
required by 10A-3-4.02

Typed Name and Title of Above Signature

EXHIBIT "A"

BYLAWS
OF
AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION
A NONPROFIT CORPORATION
Organized on July 1, 2013

ARTICLE I
OFFICES

1.1. **Principal Office.** The principal office of Africatown Community Development Corporation (the "**Corporation**"), a nonprofit corporation organized under ALA. CODE §§ 10A-3-1.01 *et seq.* (2013 Repl.) (the "**Law**") and Sections 501(a) and 501(c)(3) of the Internal Revenue Code of 1986, as amended (or the corresponding provision of any subsequent federal tax law), and the regulations promulgated thereunder from time to time (the "**Code**"), shall be located at ~~500 White Horse Lane, Birmingham, Alabama 35210~~. The Corporation may have such other offices, either within or without the State of Alabama, as the Board of Directors may designate or as the operations of the Corporation may require from time to time.

1.2. **Registered Office and Registered Agent.** The Corporation will have and maintain a registered office and a registered agent whose office is identical with the registered office. The registered office may be, but need not be, identical with the principal office, and the address of the registered office may be changed from time to time by the Board of Directors. The initial registered office and registered agent shall be as stated in the Articles of Incorporation of the Corporation (the "**Articles of Incorporation**").

ARTICLE II
EXEMPT ACTIVITIES

Notwithstanding any other provision of these Bylaws, no director, officer, employee or representative of the Corporation shall take any action or carry on any activity by or on behalf of the Corporation not permitted to be taken or carried on by an organization exempt under Sections 501(a) and 501(c)(3) of the Code, or by an organization to which contributions are deductible under Sections 170(a)(1) and 170(c)(2) of the Code. The Corporation shall qualify and operate at all times as a public charity as described in Sections 501(c)(3) and 170(b)(1)(A)(vi) or (viii) of the Code.

**ARTICLE III
NO MEMBERS**

The Corporation shall not have any members (other than the members of the Board of Directors, and, accordingly, all authority that would otherwise be reposed in members shall be exercised by the Board of Directors of the Corporation as and to the extent provided for or permitted by the Law.

**ARTICLE IV
BOARD OF DIRECTORS**

4.1. General Powers. The operations and affairs of the Corporation shall be managed by its Board of Directors.

4.2. Initial Directors. The initial Board of Directors will consist of the three (3) directors named in the Articles of Incorporation. The term of office of the initial directors shall commence on the date of filing of the Articles of Incorporation, and such directors shall serve until their successors shall have been elected and qualified.

4.3. Number and Qualifications. The number of Directors of the Corporation shall be no less than five (5) and no greater than nine (9). At all times, a majority of the Board of Directors shall be comprised of Africatown/Plateau community residents, by proof of legal address. Directors shall be natural persons of at least nineteen (19) years of age.

4.4. Elections. Directors shall be elected by a majority of the incumbent directors at a regular meeting of the Board of Directors. If the election of directors shall not be held at a regular meeting of the Board of Directors, such election shall be held within a reasonable time thereafter.

4.5. Terms of Office. Directors shall be elected for terms of four (4) years; provided, however, that terms may be lengthened or shortened by the Board of Directors in order to achieve the staggered terms hereafter provided. The terms of directors shall be staggered so that approximately one-third (or as nearly thereto as practical) of the total number of directors shall be elected every year. Once a director has been elected, he or she shall continue in the office and exercise full powers thereof until his or her successor shall have been elected and qualified. Without limiting the foregoing, the Board of Directors may extend the term of any director for such good cause as the Board of Directors may determine. Elected directors shall be eligible for re-election upon the expiration of their terms and may serve perpetually if so re-elected.

4.6. Regular Meetings. The regular annual meeting of the Board of Directors shall be held at such place, date and time as shall be selected by the Board of Directors, beginning with the year 2013, for the purpose of electing officers, passing upon reports for the previous fiscal year and transacting such other business as may come before the meeting. Failure to hold an annual meeting at the designated time shall not work a forfeiture or dissolution of the Corporation, and in the event of such failure, the annual meeting shall be held within a reasonable time thereafter. The Board of Directors may provide by resolution the time and place,

either within or without the State of Alabama, for the holding of additional regular meetings without other notice than such resolution

4.7. Special Meetings. Special meetings of the Board of Directors or of any committee designated thereby may be called by or at the request of the President or by one-third (1/3) of the members of the Board of Directors. A special meeting of the Board of Directors or of any committee designated thereby shall be held at the principal office of the Corporation; provided that by resolution or waiver signed by all directors, it may be held at any other place, either within or without the State of Alabama.

4.8. Notice. Notice of any special meeting shall be given at least two (2) days prior thereto by written notice delivered electronically, personally, by telephone or mailed to each director at his or her address, or by facsimile. If mailed, the notice shall be deemed to be delivered when deposited in the United States mail so addressed, with postage thereon prepaid. Any director may waive any notice of any meeting; provided that such waiver must be in writing, signed by the director entitled to notice, and filed with the minutes or corporate records. The attendance of a director at, or participation in, a meeting waives objection to lack of any required notice to him or her or defective notice of the meeting, unless the director at the beginning of the meeting (or promptly upon his or her arrival) objects to holding the meeting or transacting business at the meeting and does not thereafter vote for or assent to action taken at the meeting.

4.9. Quorum. Two-thirds (2/3) of the number of members of the Board of Directors fixed by Section 4.3 shall constitute a quorum for the transaction of business at any meeting of the Board of Directors, but if less than such number is present at a meeting, a majority of the directors present may adjourn the meeting from time to time without further notice. In no event shall a quorum consist of less than two-thirds (2/3) of the number of directors so fixed or stated in Section 4.3. If a quorum is present when a vote is taken, the affirmative vote of two-thirds (2/3) of directors present is the act of the Board of Directors. A director is, unless established to the contrary, presumed present for quorum purposes for the remainder of a meeting at which he or she has been present for any purpose.

4.10. Manner of Acting; Presence. The act of the majority of the directors present at a meeting at which a quorum is present shall be the act of the Board of Directors; provided that a quorum is present when such action is taken. Directors or any member of any committee of the Board of Directors may participate in a meeting of the Board of Directors or committee by means of a conference telephone or similar communications equipment by means of which all persons participating in the meeting can hear each other at the same time, and participation by such means shall constitute presence in person at a meeting.

4.11. Vacancies. Any vacancy in the Board of Directors (occurring by reason of death, resignation or other cause) and newly created directorships resulting from any increase in the number of directors shall be filled by the affirmative vote of a majority of the remaining directors. A director elected to fill a vacancy shall be elected for the unexpired portion of the term. A vacancy that will occur at a later date, by reason of a resignation or otherwise, may be filled before the vacancy occurs, but the new director may not take office until the vacancy occurs.

4.12. Committees. The Board of Directors may, by resolution or resolutions adopted by a majority of the full Board of Directors, designate one or more committees, each committee to consist of one or more of the Directors of the Corporation, which, to the extent provided in such resolution or resolutions, shall have and may during intervals between the meetings of the Board exercise the powers of the Board of Directors in the management of the operations and affairs of the Corporation; provided, however, that no such committee shall have the authority of the Board of Directors to amend, alter, repeal or restate the Articles of Incorporation or the Bylaws; elect, appoint or remove any member of any committee or any director or officer of the Corporation; adopt a plan of merger or consolidation; authorize the sale, lease, mortgage, exchange or other disposition of all or substantially all of the property and the assets of the Corporation; authorize a voluntary dissolution of the Corporation or a revocation thereof; adopt a plan of distribution of the assets of the Corporation; amend, alter or repeal any action or resolution of the Board of Directors which by its terms provides that it shall not be amended, altered or repealed by the committee; or engage in any other act prohibited by the Law. Such committee or committees shall have such name or names as may be determined from time to time by resolution or resolutions adopted by the Board of Directors. The designation of any such committee or committees and the delegation thereto of authority shall not operate to relieve the Board of Directors or any individual director of any responsibility imposed upon it, him or her by law.

4.13. Informal Action. Pursuant to ALA. CODE § 10A-3-2.14 (2013 Repl.), any action required or permitted to be taken at any meeting of the Board of Directors or any committee thereof may be taken without a meeting if a written consent setting forth the action so taken is signed by all members of the Board of Directors or of such committee, as the case may be. Action taken under this Section 4.13 is effective when the last director signs the consent, unless the consent specifies a different effective date. Such written consent shall be filed with the minutes of proceedings of the Board of Directors or the applicable committee.

4.14. Resignation of Directors. Any director may resign at any time by delivering written notice to the Board of Directors, the President or the Secretary. A resignation is effective when the notice is delivered unless the notice specifies a later effective date.

4.15. Removal of Directors. At a meeting of the Board of Directors called expressly for that purpose, one or more directors may be removed, with or without cause, by a vote of at least two-thirds (2/3) of directors present at the meeting, and the Board of Directors may at such meeting elect a successor director or directors for the unexpired term of the director or directors removed. Any director who has missed three (3) or more consecutive regular or special meetings of the Board of Directors may be removed by a majority vote of the members of the Board of Directors.

4.16. Dissent of Director to Action of the Board. Any director who is present at a meeting of the Board of Directors at which action on any corporate matter is taken shall be presumed to have assented to the action unless (a) the director objects at the beginning of the meeting (or promptly upon his or her arrival) to holding the meeting or transacting business at the meeting or, as to a matter required under the Articles of Incorporation or these Bylaws to be included in the notice of the purpose of the meeting, the director objects before action is taken on the matter, (b) the director's dissent shall be entered in the minutes of the meeting or (c) the

director shall file his or her written dissent to such action with the Secretary of the meeting before its adjournment or shall forward such dissent by registered or certified mail or personal delivery to the Secretary immediately after the adjournment of the meeting. Such right of dissent shall not apply to a director who voted in favor of such action.

4.17. **Compensation of Directors.** A director shall not be paid any compensation for his or her services hereunder but shall be reimbursed for reasonable expenses as approved by the Board of Directors.

ARTICLE V OFFICERS

5.1. **Number.** The officers of the Corporation shall be a President, one or more Vice-Presidents (the number thereof to be determined by the Board of Directors), a Secretary and a Treasurer, and, in the discretion of the Board of Directors, which may leave one or more offices vacant from time to time, one or more assistant officers (the number thereof to be determined by the Board of Directors) as may be deemed necessary by the Board of Directors. Any two or more offices within the Corporation may be held simultaneously by the same person except for the offices of President and Secretary.

5.2. **Qualifications.** Only persons residing within the Africatown/Plateau community may serve as officers of the Corporation. Proof of residency shall be mandatory for qualification to serve as an officer of the Corporation.

5.3. **President.** The President shall be the principal executive officer of the Corporation and, subject to the control of the Board of Directors, shall in general supervise and control all of the operations and affairs of the Corporation. The President shall, when present, preside at all meetings of the Board of Directors. The President may sign, with the Secretary, any deeds, mortgages, bonds, contracts, or other instruments which the Board of Directors has authorized to be executed, except in cases where the signing and execution thereof shall be expressly delegated by the Board of Directors or by these Bylaws to some other officer or agent of the Corporation, or shall be required by law to be otherwise signed or executed; and in general shall perform all the duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time.

5.4. **Vice-President.** In the absence of the President or in the event of his or her death, inability or refusal to act, the Vice-President (or in the event there be more than one Vice-President, the Vice-Presidents in the order designated at the time of their election, or in the absence of any designation, then in the order of their election) shall perform the duties of the President, and when so acting, shall have all the powers of and be subject to all the restrictions upon the President. Any Vice-President shall perform such other duties as from time to time may be assigned to him or her by the President or the Board of Directors.

5.5. **Secretary.** The Secretary shall (a) keep the minutes of the meetings of the Board of Directors in one or more books provided for that purpose, (b) see that all notices are duly given in accordance with the provisions of these Bylaws or as required by law, (c) be custodian of the corporate records, (d) keep a register of the post office address of each director and officer,

which shall be furnished to the Secretary by such director or officer, and (e) in general perform all duties incident to the office of Secretary and such other duties as from time to time may be assigned to him or her by the President or by the Board of Directors. If no Treasurer has been designated, the Secretary shall have the duties and powers of the Treasurer prescribed in Section 5.6.

5.6. Treasurer. The Treasurer shall (a) have charge and custody of and be responsible for all funds and securities of the Corporation, (b) receive and give receipts for moneys due and payable to the Corporation from any source whatsoever, and deposit all such moneys in the name of the Corporation in such banks, trust companies or other depositories as shall be selected in accordance with Article VI of these Bylaws, and (c) in general perform all the duties incident to the office of Treasurer and such other duties as from time to time may be assigned to him or her by the President or by the Board of Directors. If required by the Board of Directors, the Treasurer shall give a bond for the faithful discharge of his or her duties in such sum and with such surety or sureties as the Board of Directors shall determine.

5.7. Resignation of Officers. Any officer may resign at any time by delivering written notice to the Board of Directors. A resignation is effective when the notice is delivered unless the notice specifies a later effective date.

5.8. Removal of Officers. Any officer or agent elected or appointed by the Board of Directors may be removed, with or without cause, at any time by the Board of Directors. Any other employee may be removed, with or without cause, at any time by the Board of Directors or any committee thereof or superior officer to whom authority in the premises may have been delegated by these Bylaws or by resolution of the Board of Directors.

5.9. Vacancies. A vacancy in any office elected or appointed by the Board of Directors because of death, resignation, removal, disqualification, or otherwise may be filled by the Board of Directors for the unexpired portion of the term. A vacancy that will occur at a later date, by reason of a resignation or otherwise, may be filled before the vacancy occurs, but the new officer may not take office until the vacancy occurs.

5.10. Compensation of Officers. No part of the net earnings of the Corporation shall inure to the benefit of or be distributable to its directors, officers or other private persons, except that the Board of Directors of the Corporation shall be authorized and empowered to pay reasonable compensation for services rendered to or for the Corporation in carrying out its purpose.

ARTICLE VI CONTRACTS, LOANS, CHECKS, DEPOSITS AND TRANSACTIONS

6.1. Contracts. The Board of Directors may authorize any officer or officers, agent or agents, to enter into any contract or execute and deliver any instrument in the name of and on behalf of the Corporation, and such authority may be general or confined to specific instances; provided, however, that any contract, transaction or act on behalf of the Corporation in a matter in which the directors or officers are personally interested shall be at arm's length and not violative of the proscriptions in these Bylaws of the Articles of Incorporation against the

Corporation's use or application of its funds for private benefit; and provided further that no contract, transaction or act shall be executed or taken on behalf of the Corporation if such contract, transaction or act would result in the denial of the Corporation's status as exempt from taxation under Section 501(c)(3) of the Code, or as an organization to which contributions are deductible under Sections 170(a)(1) and 170(c)(2) of the Code. In no event, however, shall any person or other entity dealing with the directors or officers of the Corporation be obligated to inquire into the authority of the directors and officers of the Corporation to enter into and consummate any contract, transaction or other action.

6.2. Loans. No loans shall be contracted on behalf of the Corporation and no evidences of indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances. No loans shall be made by the Corporation to its directors or officers.

6.3. Budget. The Board of Directors, or any officer or committee appointed by the Board of Directors, shall prepare and adopt an operating budget for the Corporation at the regular annual meeting of the Board of Directors each year. If the annual operating budget of the Corporation is prepared by any officer or committee appointed by the Board of Directors, such budget shall be approved and adopted by a majority vote of the Board of Directors.

6.4. Annual Financials. The Board of Directors, or any officer or committee appointed by the Board of Directors, shall prepare an annual financial statement for the Corporation to be distributed to the members of the Board of Directors.

6.5. Checks, Drafts, Etc. All checks, drafts or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Corporation shall be signed by such officer or officers, agent or agents of the Corporation and in such manner as shall from time to time be determined by resolution of the Board of Directors.

6.6. Deposits. All funds of the Corporation not otherwise employed shall be deposited from time to time to the credit of the Corporation in such banks, trust companies or other depositories as the Board of Directors shall select.

6.7. Investments. The Corporation shall have the right to retain all or part of any securities or property acquired by it in whatever manner and to invest and reinvest any funds held by it according to the judgment of the Board of Directors, without being restricted to the class of investments which a director is or may hereafter be permitted by law to make or any similar restriction, and may utilize such investment advisors and agents as the Board of Directors shall deem advisable; provided, however, that no action shall be taken by or on behalf of the Corporation if such action would result in the denial of the Corporation's status as exempt from taxation under 501(a) and 501(c)(3) of the Code, or as an organization to which contributions are deductible under Sections 170(a)(1) and 170(c)(2) of the Code, or as a public charity as described in Sections 501(c)(3) and 170(b)(1)(A)(vi) or (viii) of the Code.

6.8. Conflicting Interest Transactions. Conflicting interest transactions shall be effected by the Corporation in accordance with Alabama law.

6.9. Legal Proceedings. The Board of Directors may, by the affirmative vote of two-thirds (2/3) of the members of the Board of Directors, bring any legal proceeding on behalf of and in the name of the Corporation pursuant to ALA. CODE § 10A-1-2.11 (2013 Repl.) and the President is authorized to act for and represent the Corporation in all such proceedings.

ARTICLE VII INDEMNIFICATION

7.1. Broad Construction. This Article is adopted pursuant to ALA. CODE § 10A-3-2.43 (2013 Repl.), and the Corporation does hereby intend to provide the broadest possible indemnification that is authorized and permitted by law to its directors, officers, employees, agents and any person who is serving or who has served at the request of the Corporation as a director, officer, employee or agent of another entity, whether such other entity be for profit or not for profit.

7.2. Indemnification. The Corporation shall indemnify each of its directors, officers, employees and agents who was or is a party or is threatened to be made a party to any threatened, pending or completed claim, action, suit or proceeding, whether civil, criminal, administrative or investigative, including appeals, by reason of the fact that such person is or was a director, officer, employee or agent of the Corporation, or is or was serving at the request of the Corporation as a director, officer, employee or agent of another entity, against expenses (including, without limitation, attorneys' fees), judgments, fines and amounts paid in settlement actually and reasonably incurred by him or her in connection with such claim, action, suit or proceeding if he or she acted in good faith and in a manner he or she reasonably believed to be in, or not opposed to, the best interests of the Corporation, and, with respect to any criminal action or proceeding, had no reasonable cause to believe his or her conduct was unlawful. The termination of any claim, action, suit or proceeding by judgment, order, settlement, conviction or upon a plea of nolo contendere or its equivalent, shall not, of itself, create a presumption that the person did not act in good faith and in a manner which he or she reasonably believed to be in, or not opposed to, the best interest of the Corporation, and, with respect to any criminal action or proceeding, had reasonable cause to believe that his or her conduct was unlawful.

7.3. Successful Defense. To the extent that a director, officer, employee or agent of the Corporation has been successful on the merits or otherwise in defense of any action, suit or proceeding referred to herein or in defense of any claim, issue or matter therein, he or she shall be indemnified against expenses (including, without limitation, attorneys' fees) actually and reasonably incurred by him or her in connection therewith.

7.4. Expenses. Expenses (including, without limitation, attorneys' fees) incurred in defending any claim, action, suit or proceeding may be paid by the Corporation in advance of the final determination, settlement or other disposition of such claim, action, suit or proceeding upon receipt by the Corporation of an agreement by or on behalf of the director, officer, employee or agent to repay such amount if it shall be determined that such person was not entitled to be indemnified under this article.

7.5. Non-exclusivity. The foregoing right of indemnification shall not be exclusive and shall be in addition to any other rights to which any director, officer, employee or agent may

be entitled under any statute, rule of law, agreement or resolution or vote of the Board of Directors.

ARTICLE VIII FISCAL YEAR

The fiscal year of the Corporation shall begin on the first day of January and end on the 31st day of December in each year, unless the Board of Directors shall provide to the contrary by resolution.

ARTICLE IX NONDISCRIMINATION

The Corporation shall not discriminate against any person on the basis of race, color, sex, national origin, disabling condition, age, or any other basis prohibited by law in the hiring of employees, election of board members, appointment of officers, the contracting for or purchasing of goods or services, or in any other way. This policy against discrimination includes, but is not limited to, a commitment to full compliance with Title VII of the Civil Rights Act of 1964, Section 504 of the Rehabilitation Act of 1973, the Age Discrimination Act of 1975 and any subsequent amendments thereto.

ARTICLE X WAIVER OF NOTICE

Whenever any notice is required to be given to any director under the provisions of these Bylaws, the Articles of Incorporation, the provisions of the Law or the Constitution of Alabama of 1901, a waiver thereof in writing, signed by the person or persons entitled to such notice, whether before or after the time stated therein, shall be deemed equivalent to the giving of such notice.

ARTICLE XI AMENDMENTS

The Board of Directors shall have power to alter, amend or repeal the Bylaws of the Corporation or adopt new bylaws for the Corporation by the affirmative vote of two-thirds (2/3) of the directors then in office at any regular or special meeting of the Board of Directors. Notice of any proposed amendment shall be given to each director no less than ten (10) days prior to any meeting at which any amendment to the Articles of Incorporation or these Bylaws is to be considered. Notwithstanding the foregoing, no bylaw or amendment shall be adopted which would in any way result in the operation of the Corporation for the private advantage or pecuniary profit of any director, officer or other private person or permit the operation of the Corporation for any purpose other than those permitted under Section 501(c)(3) of the Code.

The foregoing are hereby certified by the undersigned officer of the Corporation to be a true and accurate copy of the Bylaws of the Corporation and to be in full force and effect this date.

GIVEN under my hand effective as of this 16 day of Sept., 2015

AFRICATOWN COMMUNITY DEVELOPMENT
CORPORATION

Lerna B. Woods
Its Secretary

ARTICLES OF INCORPORATION OF

**AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION
A NON-PROFIT CORPORATION**



2013038577 1/4
Bk: LR7044 Pg:1269
Document Type: NPINC

The undersigned incorporator, in order to form a non-profit corporation under the laws of the state of Alabama, adopts the following Articles of Incorporation:

ONE: The name and address of this corporation is

AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION

4314 David Street, Mobile, AL 36609

Mobile County, Alabama
I hereto certify this instrument
filed on : 07/01/2013 11:35:43 AM
Don Davis, Probate Judge

Deed Tax	\$ 00
Mortgage Tax	\$ 00
Mineral Tax	\$ 00
No Tax	\$ 00
Judge Fee	\$ 00
S R Fee	\$ 2.00
Surcharge Fee	\$ 0.00
Recording Fee	\$ 51.00
TOTAL	\$ 53.00

TWO: The name and address of the registered agent and offices of this corporation is:

Mr. Robert F. Lewis, 4314 David Street, Mobile, AL 36609

THREE: The specific purposes for which this corporation is organized are:

1. This corporation is organized exclusively for one or more of the purposes as specified in Section 501(c)(3) of the Internal Revenue Code, including, for such purposes, the making of distributions to organizations that qualify as exempt organizations under section 501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

2. Subject to the foregoing provisions and in furtherance of its express purposes, the corporation has the following objectives:

AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION's ultimate mission is to promote the identification, preservation, and protection of the historic route, and resources that inform the world about the contributions of the African American community to the region and to promote successful opportunities and a better quality of life for our region's citizens. Through a community-based 501 c-3 organization, we will develop strategic partnerships which attract, educate and train organizations to better meet their needs and foster collaborations in the region. Mobile's African American heritage is unique in American history in that being the port of the last slave ship to reach US shores. The schooner *Clotilde* (or *Clotilda*) was the last known U.S. slave ship to bring slaves from Africa to the United States, arriving at Mobile Bay in autumn 1859 (some sources give July 9, 1860), with 110-160 slaves. The ship was a two-masted schooner, 86 ft long by 23 ft (26x7 m), and it was burned and scuttled at Mobile Bay, soon after. The sponsors had arranged to buy slaves in Whydah, Dahomey on May 15, 1859. Many descendants of Cudjo Kazoola Lewis the last survivor of the *Clotilde*, still reside in Africatown, a neighborhood of Mobile, Alabama. The **AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION's** objective is to become a not-

for-profit 501(c)(3) organization dedicated to the preservation of African American history and historical sites. We strive to advance the quality of life and promote the struggle for social justice in underserved communities in the region. It is the vision of the AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION, Inc to preserve and interpret the history of the sites associated with the African American community from slavery to present times.

FOUR: The number of initial directors of this corporation is three (3). Their names and address are as follows:

- 1. Robert F. Lewis, 4314 David Street, Mobile, AL 36609**
- 2. Cleon J. Jones, 751 Edward Street, Mobile, AL 36610**
- 3. Lorna G. Woods, 1306 Willows Lane, Mobile, AL 36605**

FIVE: The name and address of the incorporator of this corporation is:

Robert F. Lewis, 4314 David Street, Mobile, AL 36609

SIX: The period of duration of this corporation is perpetual.

SEVEN: The classes, rights, privileges, qualifications, and obligations of members of this corporation are as follows:

This corporation shall have one class of membership and shall be limited to its elected board of directors. Additional provisions specifying the rights and obligations of members shall be contained in the Bylaws of this corporation pursuant to, and in accordance with, the laws of this state.

EIGHT: Any additional provisions for the operation of the corporation are as follows:

Upon the dissolution of this corporation, its assets remaining after payment, or provision for payment, of all debts and liabilities of this corporation shall be distributed for one or more exempt purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code or shall be distributed to the federal government, or to a state or local government, for a public purpose.

No substantial part of the activities of this corporation shall consist of carrying on propaganda, or otherwise attempting to influence legislation (except as otherwise provided by Section 501(h) of the Internal Revenue Code), and this corporation shall not participate in, or intervene in (including the publishing or distribution of statements), any political campaign on behalf of, or in opposition to, any candidate for public office.

No part of the net earnings of this corporation shall inure to the benefit of, or be distributable to, its members, directors, officers, or other private persons, except that this corporation shall be authorized and empowered to pay reasonable compensation for

services rendered and to make payments and distributions in furtherance of the purposes set forth in these Articles.

Notwithstanding any other provision of these Articles, this corporation shall not carry on any other activities not permitted to be carried on (1) by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code or (2) by a corporation contributions to which are deductible under Section 170(c)(2) of the Internal Revenue Code.

In any taxable year in which this corporation is a private foundation as described in Section 509(a) of the Internal Revenue Code, the corporation 1) shall distribute its income for said period at such time and manner as not to subject it to tax under Section 4942 of the Internal Revenue Code; 2) shall not engage in any act of self-dealing as defined in Section 4941(d) of the Internal Revenue Code; 3) shall not retain any excess business holdings as defined in Section 4943(c) of the Internal Revenue Code; 4) shall not make any investments in such manner as to subject the corporation to tax under Section 4944 of the Internal Revenue Code; and 5) shall not make any taxable expenditures as defined in Section 4945(d) of the Internal Revenue Code.

The undersigned incorporators hereby declare under penalty of perjury that the statements made in the foregoing Articles of Incorporation are true.

Dated: 07/01/2013



Robert F. Lewis, Incorporator

**Document prepared by:
Hubert Brandon
14910 Lake Drive
Idlewild, Michigan 49642**

Beth Chapman
Secretary of State

P. O. Box 5616
Montgomery, AL 36103-5616

STATE OF ALABAMA

**I, Beth Chapman, Secretary of State of Alabama, having custody of the
Great and Principal Seal of said State, do hereby certify that**

pursuant to the provisions of Title 10A, Chapter 1, Article 5, *Code of Alabama
1975*, and upon an examination of the entity records on file in this office, the
following entity name is reserved as available:

AFRICATOWN COMMUNITY DEVELOPMENT CORPORATION

This domestic nonprofit corporation is proposed to be formed in Alabama and is
for the exclusive use of Robert F. Lewis, 4314 David Street, Mobile, AL 36609 for
a period of one hundred twenty days beginning June 17, 2013 and expiring
October 16, 2013.



629-513

**In Testimony Whereof, I have hereunto set my
hand and affixed the Great Seal of the State, at the
Capitol, in the city of Montgomery, on this day.**

June 17, 2013

Date

Beth Chapman

Beth Chapman

Secretary of State

STATE OF ALABAMA

DOMESTIC NONPROFIT CORPORATION
AMENDMENT TO FORMATION/ARTICLES

PURPOSE: In order to amend a Nonprofit Corporation's Certificate of Formation/Articles of Incorporation under Section 10A-3-4.02 and 10A-1-3.13 of the Code of Alabama 1975 this Amendment and the appropriate filing fees must be filed with the Office of the Judge of Probate in the county where the corporation was initially formed/incorporated.

INSTRUCTIONS: Mail one (1) signed original and two (2) copies of this completed form and the appropriate filing fees to the Office of the Judge of Probate in the county where the corporation's Certificate of Formation was recorded. Contact the Judge of Probate's Office to determine the county filing fees. Make a separate check or money order payable to the Secretary of State for the state filing fee of \$50.00 for standard processing or \$150.00 if expedited processing within 3 business days of receipt by the Office of the Secretary of State is requested (10A-1-4.31) and the Judge of Probate's Office will transmit the fee along with a certified copy of the Amendment to the Office of the Secretary of State within 10 days after the filing is recorded. Once the Secretary of State's Office has indexed the filing, the information will appear at www.sos.alabama.gov under the Government Records tab and the Business Entity Records link - you may search by entity name or number. You may pay the Secretary of State fees by credit card if the county you are filing in will accept that method of payment (see attached). Your Amendment will not be indexed if the credit card does not authorize and will be removed from the index if the check is dishonored.

This form must be typed or laser printed.

1. The name of the corporation from the Certificate of Formation/Articles of Incorporation:

The AfricaTown Community Mobilization Project, Incorporated

2. The date the Certificate of Formation was filed in the county: 05 / 01 / 1999 (format MM/DD/YYYY)

3. Alabama Entity ID Number (Format: 000-000): 551 - 613 INSTRUCTION TO OBTAIN ID NUMBER TO COMPLETE FORM: If you do not have this number immediately available, you may obtain it on our website at www.sos.alabama.gov under the Government Records tab. Click on Business Entity Records, click on Entity Name, enter the registered name of the entity in the appropriate box, and enter. The six (6) digit number containing a dash to the left of the name is the entity ID number. If you click on that number, you can check the details page to make certain that you have the correct entity - this verification step is strongly recommended.

This form was prepared by: (type name and full address)

MONA A. VIVAR, ESZ.
ATCHISON, CROSBY, SAAD & BEEBE
3030 KNOLLWOOD DRIVE
MOBILE, ALABAMA 36693
334-665-7200

2013030398 Book-7028 Page=1600
Total Number of Pages: 6

State of Alabama-Mobile County
I certify this instrument was filed on:
May 21, 2013 @ 4:30:13 PM
RECORDING FEE \$25.00
S.R. FEE \$2.00
RECORDING FEES \$1.00
TOTAL AMOUNT \$28.00

2013030398
Don Davis, Judge of Probate

(For County Probate Office Use Only)

(For SOS Use Only)

DOMESTIC NONPROFIT CORPORATION AMENDMENT

4. The county in which the Certificate of Formation was filed: Mobile County
5. The titles, dates, and places of filing of any previous Amendments: None

Attach a listing if necessary.

[Instruction on Amendment completion: Be very specific about what must be changed if you are amending existing information. If the amendment includes a name change, a copy of the Name Reservation form issued by the Office of Secretary of State must be attached.

Registered agents and registered agent addresses are changed by filing a Change Of Registered Agent Or Registered Office By Entity form directly with the Office of the Secretary of State (the new agent's signature is required agreeing to accept responsibility). You may file the information as an Amendment also, but the change form must be on file with the Secretary of State per 10A-1-3.12(a) (2) to effect the change in the public records database.]

6. The following amendment was adopted on 04 / 25 / 2013 (format MM/DD/YYYY):

(See Attachment)

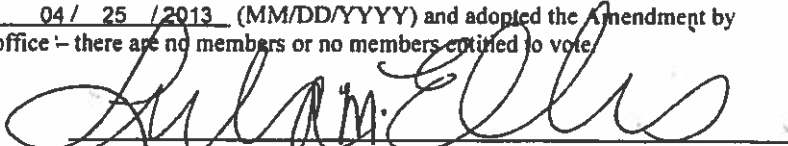
Additional Amendments and the dates on which they were adopted are attached.

7. The Amendment or Amendments have been approved in the manner required by Title 10A of the Code of Alabama 1975 and the governing documents of the entity.

Item 8, 9, or 10 MUST be checked.

8. The members met on / / (MM/DD/YYYY) and adopted the Amendment by at least two-thirds of the votes entitled to be cast by members present or represented by proxy – a quorum was present.
9. The Amendment was adopted by a consent in writing signed by all members entitled to vote.
10. The board of directors met on 04 / 25 / 2013 (MM/DD/YYYY) and adopted the Amendment by majority vote of the directors in office – there are no members or no members entitled to vote.

4 25 2013
Date (MM/DD/YYYY)


Signature of President or Vice President required by 10A-3-4.02

Lula M. Ellis, President
Typed Name and Title of Above Signature

DOMESTIC NONPROFIT CORPORATION AMENDMENT

4 25 2013
Date (MM/DD/YYYY)

Arealia P. Craig
Signature of Secretary or Assistant Secretary required by 10A-3-4.02

Arealia P. Craig, Secretary
Typed Name and Title of Above Signature

4 25 2013
Date (MM/DD/YYYY)

Robert Edward Battles
Witness Signature of Officer Signing Original Formation/Articles
required by 10A-3-4.02

Robert Edward Battles, Sr., Executive Director/CEO
Typed Name and Title of Above Signature

5. The following amendment was adopted on 04/25/2013

The registered agents to be changed to Robert Edward Battles, Sr., 269 N. Broad St., Mobile, Alabama 36603 and that the registered office be changed from 1600 Michigan Ave. Apt. #106 Mobile, Alabama to 269 N. Broad St., Mobile, AL 36603.

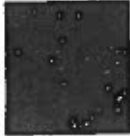
The Board of Directors to be Amended to delete the following deceased members:

1. Rev. Wesley A. James
1600 Michigan Ave., Apt. #106
Mobile AL 36603
2. Mr. Henry C. Williams
428 East St.
Mobile, AL 36610
3. Rev. A.J. Crawford
550 Kent St.
Mobile, AL 36617

Replacement Board members as follow:

1. Mr. Lamech Change
2350 Airport Blvd.
Mobile, AL 36606
2. Mr. Darren Patterson
1200 Grande Oak Blvd.
Saraland, AL 36571
3. Dr. James O. Gordon
7368 Tung Ave.
Theodore, AL 36582

**AfricaTown, USA
Community Mobilization Project, Inc.
1959 Cutoff Road
AfricaTown (Mobile, AL), USA 36610**



April 25, 2013

RE: Special Board Meeting

The Board of Directors of the AfricaTown Community Mobilization Project, Inc., met on April 25, 2013 and with unanimous consent authorized the Executive Director to amend the Articles of Incorporation to reflect the removal of deceased members; to replace three new board members; to change the registered agent and the registered office that is listed in the attachment.

Sincerely,

A handwritten signature in cursive script that reads "Robert Edward Battles, Sr.".

Robert Edward Battles, Sr.
Executive Director/CEO

"The people must develop a mind for change! Restore AfricaTown!"

STATE OF ALABAMA
PROBATE COURT OF MOBILE COUNTY
Incorporation/Amendment/Dissolution Certificate

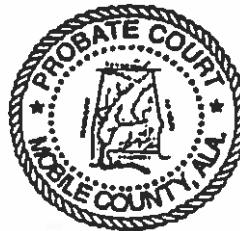
I, *Don Davis*, as Probate Judge in and for Mobile County, Alabama, do hereby certify that the forgoing Articles, duly signed and verified pursuant to the provisions of Alabama Statute, have been received and recorded in this office and are found to comply with law in such matters. Accordingly, the undersigned Probate Judge, by the authority so vested, hereby issues this Certificate.

Given under My Hand and Official Seal of the Probate Court of Mobile County, Alabama This *Tuesday, May 21, 2013*



Don Davis, Probate Judge
Mobile County, Alabama

Recorded at Book: 7028
Page: 1600
Clerk: PCRC07



99037620

26.00
2.00
28.00

RP4712PB1687

ARTICLES OF INCORPORATION

OF

AFRICATOWN COMMUNITY MOBILIZATION PROJECT, INC.
A NON-PROFIT CORPORATION

These Articles of Incorporation are signed and acknowledged by the incorporator for the purpose of forming a non-profit corporation under the provisions of the Code of Alabama, 1975, as amended, known as the Alabama Non-Profit Corporation Act and to comply with §501(c) of the Internal Revenue Code as follows.

ARTICLE I

NAME

The name of this non-profit corporation is Africatown Community Mobilization Project, Inc.

ARTICLE II

PURPOSE

The purpose of this organization is:

- (1) To foster economic development and community empowerment to Africatown, Plateau, Magazine Point, Happy Hills and Kelly Hills.
- (2) To do all things necessary and incident to promote the general, social, benevolent and charitable works of the corporation.
- (3) Said organization is organized exclusively for charitable, religious, educational, and scientific purposes, including for such purposes, the making of distributions to organizations that qualify as exempt organizations under §501(c)(3) of the Internal Revenue Code, or corresponding section of any future federal tax code.

PPH 712 PG 1688

ARTICLE III

DURATION

This being a benevolent corporation, its term is unlimited and in perpetuity.

ARTICLE IV

BASIS

The corporation is established on a non-stock basis. It shall be operated and maintained by the membership dues and assessments fixed by the Board of Directors. Under no circumstances or any of the net earnings or assets of the corporation to inure to the benefit of any member or director. The directors are empowered to make payments and distributions so as to carry out the purpose of this corporation. The corporation shall not in any manner participate in any political campaign on behalf of any candidate for any public office nor attempt to influence legislation, by propaganda or otherwise. The corporation shall not engage in any activity which is such as is not permitted by a corporation exempt from federal income tax under Section 501(c)(3) of the Internal Revenue Code of 1954 or any corresponding future provision of the revenue laws of the United States.

ARTICLE V

REGISTERED OFFICE AND REGISTERED AGENT

The location and address of the corporation's initial registered office is 1600 Michigan Avenue, Apartment 106, Mobile, Alabama 36605. The name of the initial registered agent at such address is Wesley A. James.

RPL 712 PG 1689

ARTICLE VI

BOARD OF DIRECTORS

The ^(S)name of the Board of Directors of the corporation chosen for the first year or until their respective successors are elected and qualified are as follows:

<u>NAME</u>	<u>ADDRESS</u>
Reverend Wesley A. James	1600 Michigan Avenue Apartment 106 Mobile, Alabama 36605
Henry C. Williams, Sr.	428 East Chin Street Mobile, Alabama 36610
Arealia P. Craig	1017 Jakes Lane Mobile, Alabama 36610
Lula Ellis	2008 Magazine Road Mobile, Alabama 36610
Reverend A. J. Crawford	550 Kent Street Mobile, Alabama 36617

ARTICLE VII

INCORPORATOR

The name and address of the original incorporator is: Wesley A. James, 1600 Michigan Avenue, Apartment 106, Mobile, Alabama 36605.

ARTICLE VIII

ANNUAL MEETING

The annual meeting of the membership of this corporation will be held the second Saturday of January.

ARTICLE IX

FEES, DUES AND ASSESSMENTS

The Board of Directors may fix fees, dues and assessments consistent with the purpose of this corporation. A failure to pay any fees, dues or assessments may result in cancellation of membership after due notice from the Board of Directors.

ARTICLE X

MEMBERSHIP

Members shall consist of all natural persons who have paid all current fees, dues and assessments of the corporation as determined by the Board of Directors. Each member of the corporation shall have one vote and only one vote. Each member of the corporation shall have equal privileges as designated by the By-laws. Eligibility for membership into the corporation is as follows. Any natural person authorized for any one of the four classes of membership set forth by the Board of Directors stated as (1) regular membership, (2) associate membership, (3) supporting membership, (4) corporate/business membership.

Sustaining membership consisting of organizations and corporations interested in furthering the goals of this corporation.

ARTICLE XI

DISSOLUTION

Upon dissolution, the Board of Directors, after payment of the liabilities of said corporation, shall dispose of all assets of the corporation in such a manner, or to such organizations under §501(c)(3) of the Internal Revenue Code as determined by the Board of Directors. Distribution of the assets of this corporation shall not be made to any member, director or officer of this corporation.

IN WITNESS WHEREOF, the undersigned incorporator, has executed these Articles of Incorporation on this ____ day of _____, 1999.

RPL 712 PG 1690

Wesley A. James
WESLEY A. JAMES,
Incorporator

RPL 7 | 2 PG | 691

STATE OF ALABAMA)

COUNTY OF MOBILE)

Before me, the undersigned, a notary public in and for the state at large, personally appeared WESLEY A. JAMES, who being by me first duly sworn, states that he is the person named as the incorporator of AFRICATOWN COMMUNITY MOBILIZATION PROJECT, INC., and as such incorporator is a bona fide member and is over the age of nineteen (19) years of age and makes this affidavit to comply with the statutes and laws of the State of Alabama relative to the incorporation of a nonprofit organization under the Alabama Non Profit Corporation Act.

This the 28 day of April, 1999.

Thomas E. Nelson
NOTARY PUBLIC, State at Large

My Commission Expires: June 26, 2000

THIS INSTRUMENT PREPARED BY:
MONA A. VIVAR, ESQ.
ATCHISON, CROSBY, SAAD & BEEBE
3030 KNOLLWOOD DRIVE
MOBILE, ALABAMA 36693
334-665-7200

State of Alabama - Mobile County
I certify this instrument was filed on:
May 19 1999 10:13:58 AM

SR Fee	\$2.00
Recording	\$26.00
Total	\$28.00

L. W. MOONAN, Judge of Probate

99037620

State of Alabama
Mobile County

CERTIFICATE OF _____

OF

The undersigned, as Judge of Probate of Mobile County,
State of Alabama, hereby certifies that the foregoing Articles of

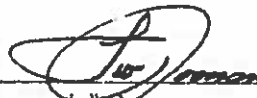
duly signed and verified pursuant to the provisions of Alabama
_____ Corporation Act, have been received in this office
and are found to conform to law.

Accordingly the undersigned, as such Judge of Probate, and by
virtue of the authority vested in him by law, hereby, issues this
Certificate of _____

of _____

Given Under My Hand and Official Seal on this the _____
day of _____, 19__.




L. W. Johnson
Judge of Probate
Mobile County, Alabama

RP4712PG1692

WARRANTY DEED

13.00
125.00

138.00
1000

14800
200

150.00

STATE OF ALABAMA

COUNTY OF MOBILE

KNOW ALL MEN BY THESE PRESENTS that PAUL BUCHMAN, a married man, by and through Shirley M. Buchman, his attorney in fact, HAROLD H. BUCHMAN, a single man, MADALYNE E EPLAN, a married woman, and JOHN J. LEACY, a married man, hereinafter called the GRANTORS, for and in consideration of the sum of TEN AND NO/100THS (\$10.00) DOLLARS and other good and valuable consideration in hand paid to the said GRANTORS by AFRICATOWN COMMUNITY MOBILIZATION PROJECT, INC., hereinafter called the GRANTEE, do hereby GRANT, BARGAIN, SELL and CONVEY, unto the GRANTEE, its successors and assigns forever, in fee simple, subject to the provisions hereinafter contained, to all that certain real property lying and situate in the County of Mobile, State of Alabama, more particularly described as follows, to-wit:

Beginning at the point of intersection of the East line of Southern Railway Company right of way and the North line of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochran by deed from John T. Cochran, Jr. et al dated July 1, 1940 and recorded in Deed Book 296 page 800; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-Off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

SUBJECT, HOWEVER, TO:

1. Easement granted Board of Water and Sewer Commissioners by Katherine C. Cochran by instrument dated November 19, 1956 and recorded in Deed Book 750 page 391.

The GRANTORS hereby warrant that the property described herein does not constitute part of their homestead.

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that SHIRLEY M. BUCHMAN, attorney in fact for Paul Buchman, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily and with full authority on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

STATE OF ALABAMA

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that HAROLD H. BUCHMAN, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

STATE OF GEORGIA

COUNTY OF Fulton

I, the undersigned Notary Public in and for said County in said State, hereby certify that MADALYNE B EPLAN, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 25th day of May, 2000.

[Signature]
NOTARY PUBLIC

My Commission Expires: Notary Public; Fulton County, Georgia. My Commission Expires July 28, 2000.
(Affix Seal)

STATE OF ALABAMA

COUNTY OF MOBILE

I, the undersigned Notary Public in and for said County in said State, hereby certify that JOHN J. LEACY, whose name is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 30th day of May, 2000.

Nancy L. Cochran
NOTARY PUBLIC

My Commission Expires: My Commission Expires 10-8-2001
(Affix Seal)

GRANTEE'S Address:

251 N BAYOUST
MOBILE ALA 36603
BLDG #2

This Instrument Prepared By:

NOEL J. NELSON
Attorney at Law
P. O. Box 2573
Mobile, AL 36652
(334) 433-7272

STATUTORY WARRANTY DEED

STATE OF ALABAMA

COUNTY OF MOBILE

KNOW ALL MEN BY THESE PRESENTS that Africatown Community Mobilization Project, Inc., hereinafter called the Grantor, for and in consideration of the sum of TEN AND NO/100THS (\$10.00) DOLLARS and other good and valuable consideration in hand paid to the said Grantor by Africatown Community Development Corp., hereinafter called Grantee, does hereby GRANT, BARGAIN, SELL and CONVEY, unto the Grantee, its successors and assigns forever, in fee simple, subject to the provisions hereinafter contained, all that certain real property lying and situate in the County of Mobile, State of Alabama, more particularly described as follows, to-wit:

Beginning a the point of intersection of the East line of Southern Railway Company right of way and the Northline of Block 1 of East Highlands Subdivision as recorded in Deed Book 156 page 594, Probate Court Records of Mobile County, Alabama; run thence Northwardly along the East line of Southern Railway right of way a distance of 245 feet, more or less to the North line of property conveyed to Katherine C. Cochrane by deed from John T. Cochrane, Jr. et al dated July 1, 1940 and recorded in Deed Book 296 page 600; thence Eastwardly along said North line a distance of 440 feet, more or less to the West line of Bay Bridge Cut-off Road; thence run Southwardly along the West line of Bay Bridge Cut-Off Road 310 feet; more or less to a point on the North line of said Block 1 East Highlands Subdivision; thence Westwardly along the North line of East Highlands Subdivision 370 feet; more or less to the point of beginning.

SUBJECT, HOWEVER TO:

1. Easement granted Board of Water and Sewer Commissioners by Katherine C. Cochrane by Instrument dated November 19, 1956 and recorded in Deed Book 750 page 391.

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

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

IN WITNESS WHEREOF, the said Grantee has hereunto set its hand and seal on this the 24 day of Oct, 2017.

Africatown Community
Mobilization Project, Inc.

By: Robert E Battles
Its Executive Director/CEO

State of Alabama
County of Mobile

I, THOMAS E. NELSON, a Notary Public in and for said County in said State, hereby certify that Robert Edward Battles, whose name as Executive Director/CEO of the Africatown Community Mobilization Project, Inc., a corporation, 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 the conveyance he, as such officer and with full authority, executed the same voluntarily for and the act of said corporation.

Given under my hand this 24 day of Oct, 2017.

Thomas E. Nelson
Notary Public

My Commission Expires: 4-20-20

Grantee's Address:

This Instrument Prepared By:

Jarrod J. White
Attorney At Law
Cabaniss, Johnson, Gardner,
Dumas and O'Neal, LLP
P. O. Box 2906
Mobile, Alabama 36602
(251) 415-7300

STATE OF ALABAMA)
COUNTY OF MOBILE)

AFFIDAVIT

Personally appeared before me, the undersigned officer in and for said County in said State, Robert Edward Battles, who, being before me duly sworn, on oath, deposed and stated as follows:

1. My name is Robert Edward Battles. I am over the age of nineteen years and of sound mind.

2. I have been appointed to serve and continue to serve as the Executive Director/CEO of Africatown Community Mobilization Project, Inc. (the "Corporation").

3. Attached hereto is a true and correct copy of Actions by Unanimous Written Consent of Directors of the Corporation authorizing the conveyance of the property described therein to Africatown Community Development Corp. and authorizing and directing me to execute a statutory warranty deed and take such further action as may be necessary to complete the conveyance.



Robert Edward Battles

Sworn to and subscribed this 24 day of Oct, 2017.



Notary Public

My commission expires: 4-20-20

Africatown Community
Mobilization Project, Inc.

Actions by Unanimous
Written Consent of Directors

The undersigned, being all of the Directors of Africatown Community Mobilization Project, Inc. (the "Corporation"), pursuant to Ala. Code § 10A-3-2.14, do hereby take and adopt the following actions without a meeting:

RESOLVED, that the property described in Exhibit A attached hereto be conveyed by statutory warranty deed to the Africatown Community Development Corp.;

RESOLVED, that Robert Edward Battles, Executive Director/CEO of the Corporation, is hereby authorized and directed to execute on behalf of the Corporation a statutory warranty deed in the form attached hereto as Exhibit B and take such further action as may be necessary to complete the conveyance set forth above.

Dated: _____

Arelia Craig

Dated: _____

Lula Ellis

Dated: _____

Lamech Change



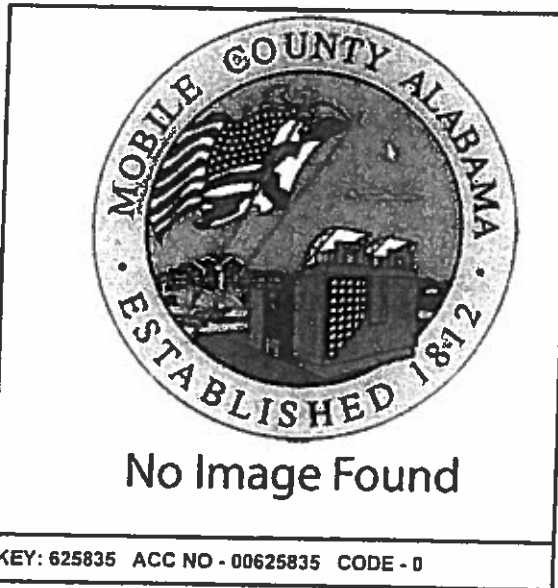
REVENUE COMMISSIONER
PROPERTY RECORD CARD - 2018

P. O. DRAWER 1169
MOBILE AL 36633-1169
Tel: 251-574-8545
Printed On: 9/29/2017

Parcel 29 02 44 0 003 076 XXX
Land Use 91 - UNDEVELOPED
Nbh UN00
Mun. 14 LF: 0% BF: 0%
Assmt. 2
Cycle/Dt 2
Zoning/C
Terr 1

Current Owners:
AFRICATOWN COMMUNITY

MOBILIZATION PROJECT INC, 1959
BAY BRIDGE RD CUT-OFF
MOBILE, AL 36610
0-0
Last Modified 8/4/2017 10:34:53 PM



Land Value \$19,600.0

Total Appr. Value \$19,600.0

Property Address Ed

KEY: 625835 ACC NO - 00625835 CODE - 0

Table with columns: CODE, CLS, LAND USE, Land Computation, Edit, Acc. No., Sort Code, ACTUAL EFFECTIVE, EFFECTIVE UNIT, DEPTH, ACTUAL INFLUENCE, MARKET, CU, CU, FRONTAGE, FRONTAGE DEPTH, PRICE FACTOR, PRICE FACTOR, VALUE, UNIT PRICE, VALUE. Includes row for MT/91 (UNDEVELOPE)2.

TOTAL ACRES: 2.800

Rollback/Homesite/Miscellaneous

Legal Description

SUB DIVISON1:
SUB DIVISON2:

MAP BOOK: PAGE:
MAP BOOK: PAGE:

PRIMARY BLOCK:
PRIMARY LOT:

SECONDARY BLOCK:
SECONDARY LOT:

CONDO NAME:

CONDO BOOK: PAGE: Units:

METES AND BOUNDS: BEG AT PT 183 FT S SELY OF INTERSECT OF S/S BAY BRIDGE ROAD & E/S SOUTHERN RR CONT SELY 292 FT(S) THEN ELY 353.6 FT TO W/S BAY BRIDGE CUT OFF ROAD THEN NELY ALG ROAD 310 FT WLY 483 FT(S) TO PT OF BEG BEING PART OF LOT 2 GTG&R DIV OF ST LOUIS TRT MIN BK 6 P 140 #SEC 44 T4S R1W #MP29 02 44 0 003

5/30/2000 \$125,000
1/1/1900 \$0

Sales Information New Sale
BOOK:4840 PAGE:169 Land
BOOK:0 PAGE:0 Land & Building

AFRICATOWN COMMUNITY

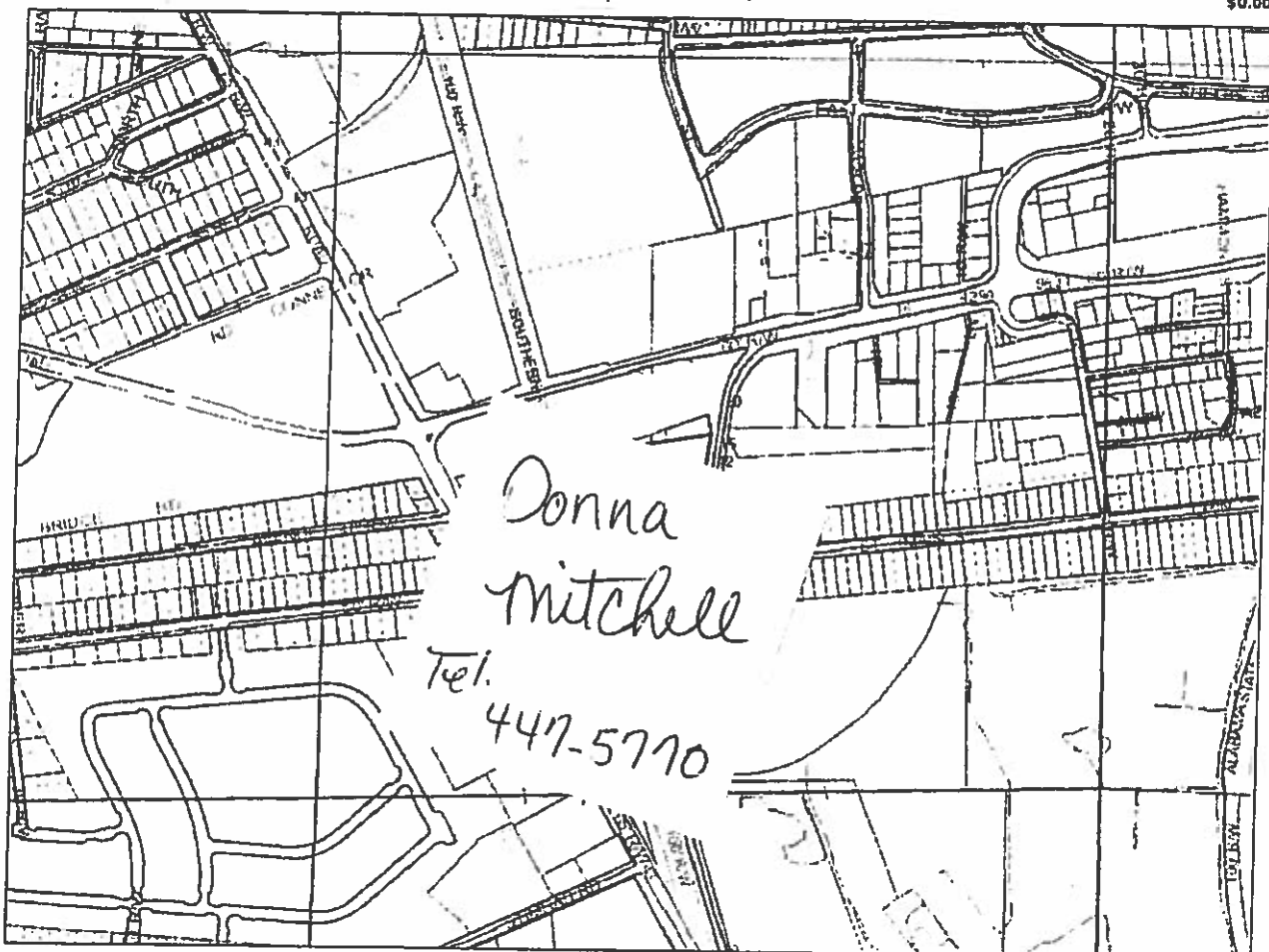
3/22/2012

MELISSA LIMOGES

Notes
AFRICA TOWN WELCOME CENTER

REVENUE COMMISSION - MOBILE COUNTY, ALABAMA

PARCEL NUM:	29 02 44 0 003 076.XXX (REAL)	TAX AMT:	\$0.00
KEY NUM:	00625835	FIRE FEE:	\$0.00
RECEIPT NUM:	109518	WEED FEE:	\$0.00
OWNER:	AFRICATOWN COMMUNITY MOBILIZATION PROJECT INC 1959 BAY BRIDGE RD CUT-OFF MOBILE AL 36610	DEMO FEE:	\$0.00
		ASSMT FEE:	\$0.00
		OTHER FEE:	\$0.00
		INTEREST:	\$0.00
		ADV. FEE:	\$0.00
MARKET VALUE:	19,600	TOTAL TAX:	\$0.00
ASSD VALUE:	3,920	TOTAL PAID:	\$0.00
EXEMPTIONS:	STATE: 3,920	TOTAL DUE:	\$0.00
	COUNTY: 3,920		



Mobile County, Alabama
3925 Michael Blvd., Suite G
Mobile AL 36609

(251) 574 8545
(251) 574 8530

Marilyn E. Wood
Revenue Commissioner



Alabama Gulf Coast Recovery Council
Proposal Evaluation for Direct Component Summary Sheet

Project Name: **Historic Africatown Welcome Center** Project ID: **175**

Requested Funding: **\$ 3,659,250** Additional Funding Sources Amount: **\$0**

Additional Funding Secured? Y N Unknown

Can Funding be secured from other sources? Y N Unknown

Geographic Area of Project: **Mobile County**

Restore Act Project Classification: **Infrastructure Benefitting the Economy**

1. Key Activities Identified:

Planning, design, permitting and construction of building infrastructure that would serve as a permanent history center for Africatown tourism program

2. Status of Project Readiness/Time to Completion:

No permits filed. Still requires significant planning, E&D, and permitting prior to construction. Time to completion: 3 years

3. Summary of potential risks to implement and maintain proposed activities:

E&D, permitting, environmental compliance with identified tracts/properties, and identified prior uses of those properties. Applicant ability to implement project based on stated lack of capacity. Sustainability/long-term funding and operations capacity.

4. Permit(s) Required: Y N Unknown

5. If yes, status of permit(s): Have not submitted application Application(s) submitted
 Permit(s) obtained

6. Described benefit/need to the community/region:

Central hub for the preservation of Africatown's historic and natural values. Central location for tourists and local community to learn more about what is offered. A welcome center that will then benefit the local economy.

7. Comments and summary from independent evaluation:

Eligible under Bucket 1
Phasing opportunities.
Treasury Regulations 31 CFR 34.2 requires Infrastructure projects to be owned by a public entity, including property/land; Africatown Community Development Corp is a non-for-profit organization.
Federal procurement standards will apply (2 CFR 200).
Pass-through award, increase monitoring effort by ADCNR.

Receipt of materials (artifacts, relics, arts) how would those agreements be structured? Payment for those materials? Africatown Community Development Corporation has stated that it does not have the means to carry out this project if the funds are going to be distributed on a reimbursement basis.

Supplemental Evaluation Information

Project Name: **Historic Africatown Welcome Center**

Project ID: **175**

Does project:

8. Demonstrate benefits in relation to cost of project: Y N NA

Reviewer Comments

Difficult to quantify benefits to the community and tourism through the cost of implementation of infrastructure

9. Quantify or qualify Short-term/long-term economic benefits: Y N NA

Reviewer Comments

Short-term: construction job opportunities

Long-term: job opportunities, including for facilities operation and maintenance, promotion of Africatown community to region.

10. Adequately demonstrate need: Y N NA

Reviewer Comments

The African Neighborhood Plan, endorsed and supported by the Mobile City Planning Commission, has identified the conservation of Africatown's historic and natural values as a need.

11. Prevent adverse impacts elsewhere: Y N NA

Reviewer Comments

No adverse impacts elsewhere are described in project proposal.

12. Expand/promote an existing industry or offers diversification: Y N NA

Reviewer Comments

Expand and diversify tourism industry in region.

Be a central location for the local community and tourists to learn more about the history and preservation of the Africatown community

13. Demonstrate short- or long-term job creation: Y N NA

Reviewer Comments

Short term: construction related job opportunities

Long term: jobs for facilities operation and maintenance, growth of small business opportunities in and around the Welcome center

14. Provide measurable outcomes: Y N NA

Reviewer Comments

Measurable outcomes include construction activities/progress.

15. Address potential risks and uncertainties: Y N NA

Reviewer Comments

Applicant identifies potential risks and mitigation strategies to implementation and maintenance, including applicants potential lack of ability to implement project due to staff size and financial assets. Long-term sustainability is also a risk.

16. Address use of cutting-edge technology: Y N NA

Reviewer Comments

Applicant did not provide any information about use of cutting-edge technologies

17. Address environmental compliance needs and status: Y N NA

Reviewer Comments

No permitting actions have occurred on the site as yet

18. Demonstrate post-implementation sustainability, including recurring costs: Y N NA

Reviewer Comments

Applicant identifies post-implementation needs and potential resources to support sustainability, but no definite/confirmed options.

19. Demonstrate budget reasonableness: Y N NA

Reviewer Comments

Difficult to ascertain budget reasonableness without complete E&D and architectural design on the final project.

20. If Best Available Science is required, is narrative adequate? Y N NA

Reviewer Comments

Not applicable

21. Can project be phased? Y N NA

Reviewer Comments

Planning activities as a first phase could be funded prior to funding construction.

22. Is project included in an existing strategic/comprehensive plan? Y N

Reviewer Comments

Africatown was endorsed and supported by the Mobile City Planning commission, but it is not included in a broader city plan.

23. Feasibility and Logistics (next steps, hurdles, barriers, other considerations)

A number of logistical hurdles will need to be addressed before this project moves into E&D and drawing phase, including applicant eligibility due to infrastructure activities, applicants ability to implement/fund project, and demonstration of need (gap/lack of amenity)

24. Additional Options (phasing, etc.)

Planning as a first phase is possible.

25. Additional Comments from Reviewer

Debt financing option: this is done solely at the risk of applicant. no guarantee for cost recovery under grant award. financing costs may be eligible for cost recovery, subject to 2 CFR 200.

Documentation of gap/lack of facility may be required at grant application phase.

Reviewed By: _____

Printed Name

QAQC By: _____

Printed Name