

October 25, 2012

RE: Annexation of Property

To Whom It May Concern,

I would like to annex this portion of tax parcel #54-09-30-0-000-005.001 into the corporate limits of Foley.

Sincerely,



Elizabeth Battaglia

October 25, 2012

RE: Annexation of Property

To Whom It May Concern,

I would like to annex this portion of tax parcel #54-09-30-0-000-005.001 into the corporate limits of Foley.

Sincerely,

A handwritten signature in black ink, appearing to read "John Finch", with a stylized flourish at the end.

John Finch



PETITION FOR ANNEXATION

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

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

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

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

Dated this 25 day of OCT., 2012

John J. Kirk
Petitioner's Signature

Elizabeth Battaglia
Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

On this 25 day of OCTOBER, 2012, before me personally appeared _____, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Marian Bartwell
NOTARY PUBLIC
My Commission Expires: 11/11/15

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 11, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS

STATE OF ALABAMA
BALDWIN COUNTY

On this 25 day of OCTOBER, 2012, before me personally appeared _____, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Marian Bartwell
NOTARY PUBLIC
My Commission Expires: 11/11/15

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 11, 2015
BONDED THRU NOTARY PUBLIC UNDERWRITERS

ATTACHMENT TO PETITION

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

- | | | |
|-------------------------------------|--------|---|
| ☒ | R-1A | Residential Single Family |
| ☐ | R-1B | Residential Single Family |
| ☐ | R-1C | Residential Single Family |
| ☐ | R-1D | Residential Single Family |
| ☐ | R-1R | Restricted Residential Single Family |
| ☐ | R-2 | Residential Single Family & Duplex |
| ☐ | R-3 | Residential Multi Family |
| ☐ | R-3P | Residential Multi Family Planned |
| ☐ | R-4 | Residential Single Family & Duplex |
| ☐ | GP11-1 | Residential Garden-Patio Homes |
| ☐ | TH-1 | Residential Townhouses |
| ☐ | MH-1 | Residential Mobile Home Park/Subdivision |
| ☐ | PDD | Planned Development District |
| ☐ | PUD | Planned Unit Development |
| ☐ | PID | Planned Industrial District |
| ☐ | B-1 | Central Business District |
| ☐ | B-1A | Commercial Extended Business District |
| ☐ | B-2 | Commercial Neighborhood Business District |
| ☐ | B-3 | Commercial Local Business District |
| ☐ | PO | Preferred Office District |
| ☐ | M-1 | Light Industry |
| ☐ | A-O | Agriculture Open Space |
| ☐ | FH | Flood Hazard Zone/Flood Prone Area |
| ☐ | H | Overlying area of Historic District |

PLEASE SELECT ONE OF THE ABOVE. IF YOU HAVE ANY QUESTIONS REGARDING THE REQUESTED ZONING, PLEASE CALL THE ZONING OFFICE AT 251-952-4011.

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

N/A

Number of homes currently located on the property being annexed 0

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

Number of businesses currently located on the property being annexed _____

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

Name of business N/A

Owner's Name _____

Mailing Address _____

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

☐ Yes N/A

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

☐ No N/A

John Paul 10/25/12
Petitioner's Signature Date

Elizabeth Battaglia
Petitioner's Signature Date

Oct. 25, 2012

ALABAMA
CERTIFICATE OF DEATH

State File Number 101

County
File
Number

1. DECEASED—NAME First Middle Last (Type last name all capitals) Zona CROSS		2. DATE OF DEATH (Month, Day, Year) April 3, 2011		3. COUNTY OF DEATH Baldwin	
4. CITY, TOWN, OR LOCATION OF DEATH AND ZIP CODE Fairhope 36532		5. INSIDE CITY LIMITS (Specify Yes or No) Yes		6. PLACE OF DEATH—HOSPITAL OR OTHER INSTITUTION—(If not in either, give street and number) Thomas Hospital	
7. IF HOSPITAL (Specify Inpatient, PR or Outpatient, DOA) Inpatient		8. OF HISPANIC ORIGIN (Specify Yes or No) If Yes, Specify Cuban, Mexican, Puerto Rican, etc. No		9. RACE - (Specify American Indian, Black, White, etc.) White	
10. SEX Female		11. AGE 79 YRS. MOS. DAYS HOURS MINS.		12. DATE OF BIRTH (Month, Day, Year) Sept. 3, 1931	
13. DECEASED'S SOCIAL SECURITY NUMBER [REDACTED]		14. EDUCATION (Specify ONLY highest grade completed below) Elementary or High School (9-12)		15. MARITAL STATUS (Specify Married, Never Married, Widowed, Divorced) Widowed	
16. SURVIVING SPOUSE (If wife, give maiden name) Elizabeth DeAnne Battaglia, 13835 Cty Rd 28, Summerdale, AL 36580		17. Was Dependent ever in Armed Forces (Specify Yes or No) No		18. STATE OF BIRTH (If not in USA, name country) Alabama	
19. RESIDENCE—STATE Alabama		20. COUNTY Baldwin		21. CITY, TOWN, OR LOCATION AND ZIP CODE Foley, AL	
22. INSIDE CITY LIMITS (Specify Yes or No) No		23. STREET AND NUMBER 13835 County Road 28		24. INFORMANT—Name and Address Elizabeth DeAnne Battaglia, 13835 Cty Rd 28, Summerdale, AL 36580	
25. USUAL OCCUPATION (Give kind of work done during most of working life even if retired) Vice President		26. KIND OF BUSINESS OR INDUSTRY Telephone Company		27. FATHER—NAME First Middle Last Clayton E. Pugh	
28. MAIDEN NAME OF MOTHER—First Middle Last Eldora Kinsey		29. DISPOSITION OF BODY (Specify Burial, Cremation, Medical Donation, Hospital Disposal, Other) Burial		30. DATE OF DISPOSITION (Month, Day, Year) 04/04/2011	
31. CEMETERY OR CREMATORY—Name Pine Rest Memorial Park		32. LOCATION—(City or Town, State) Foley, AL		33. FUNERAL HOME—Name and Address Pine Rest Funeral Home PO Box 328, Foley, AL 36536	
34. FUNERAL DIRECTOR—Signature [Signature]		35. DATE SIGNED BY FUNERAL DIRECTOR 04/21/2011		36. Certifying Physician (Physician certifying cause of death) "To the best of my knowledge death occurred at the time and date, and due to the cause(s) and manner stated." Medical Examiner — Coroner Signature: [Signature]	
37. TIME AND DATE OF DEATH 4-3-11 0519		38. DATE AND TIME PRONOUNCED DEAD (For Coroner/M.E. use only) 4-3-11 0519		39. NAME AND TITLE OF PERSON WHO COMPLETED CAUSE OF DEATH (Item 48) Susan Smith MD	
40. ADDRESS OF PERSON WHO COMPLETED CAUSE OF DEATH (Item 48) 750 Morphy Ave Fairhope, AL 36532		41. CERTIFIER LICENSE NUMBER 20227		42. REGISTRAR—Signature [Signature]	
43. DATE FILED (Month, Day, Year) April 26, 2011		44. PART I: Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. LIST ONLY ONE CAUSE ON EACH LINE. ASPIRATION Pneumonia		45. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH	
46. IMMEDIATE CAUSE (Final disease or condition resulting in death) → a. DUE TO (OR AS A CONSEQUENCE OF):		b. DUE TO (OR AS A CONSEQUENCE OF):		c. DUE TO (OR AS A CONSEQUENCE OF):	
47. PART II: Enter significant conditions contributing to death but not resulting in the underlying cause given in Part I UTI, Advanced Dementia		48. WAS THERE A PREGNANCY IN LAST 42 DAYS? (Specify Yes, No, or Unk.)		49. MANNER OF DEATH (Specify—Accident, Homicide, Suicide, Undetermined Circumstances, Pending Investigation, Natural Cause) Natural Cause	
50. AUTOPSY (Specify Yes or No) No		51. If yes, were findings considered in determining cause of death? (Specify Yes or No)		52. HOW INJURY OCCURRED (Enter nature of injury in Item 48, Part I or Item 47, Part II)	
53. DATE OF INJURY (Month, Day, Year)		54. HOUR OF INJURY		55. INJURY AT WORK (Specify Yes or No)	
56. PLACE OF INJURY—(Specify at home, farm, street, factory, office building, etc.)		57. LOCATION OF INJURY (Street or R.F.D. No., City or Town, State)		58. INJURY AT WORK (Specify Yes or No)	

This is a legal record and must be filed within five (5) days after death

ADPH-HS 27/Rev 11-93

This is a true and exact copy of the record filed with the Baldwin County Health Department."

Signed: **[Signature]** Date: **April 26, 2011**
Title: **Baldwin County Registrar**

THE STATE OF ALABAMA

COURT OF PROBATE

COUNTY OF BALDWIN

CASE NO. 28327

LETTERS TESTAMENTARY

The Will of **ZONA P. CROSS** having been duly admitted to record in said county, **Letters Testamentary** are hereby granted to **ELIZABETH F. BATTAGLIA** and **JOHN C. FINCH**, the Personal Representatives named in said Will, who have complied with the requisitions of the law and are authorized to administer the estate. Subject to the priorities stated in Code of Alabama (1975, as amended) § 43-8-76, the said Personal Representatives, acting prudently for the benefit of interested persons, have all the powers, without limitation, authorized in transactions under Code of Alabama (1975, as amended) § 43-2-843.

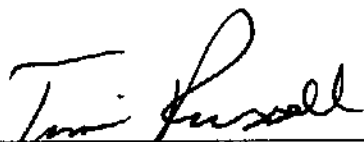
WITNESS my hand, and dated this 28th day of June, 2011.

/s/ Tim Russell
JUDGE OF PROBATE

THE STATE OF ALABAMA }
 }
BALDWIN COUNTY }

I, **TIM RUSSELL**, Judge of Probate in and for said County and State, hereby certify that the within and foregoing is a true, correct and complete copy of the **Letters Testamentary** issued to **ELIZABETH F. BATTAGLIA** and **JOHN C. FINCH** as Personal Representatives of the Will of **ZONA P. CROSS**, Deceased, as the same appears of record in my office, and are still in full force and effect.

Given under my hand and seal of office, this the 28th day of June, 2011.


JUDGE OF PROBATE

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA

IN RE: ESTATE OF

ZONA P. CROSS,

CASE NO. 28327

DECEASED

**DECREE ADMITTING WILL TO PROBATE
AND GRANTING LETTERS TESTAMENTARY**

This matter came on to be heard on the petition of **ELIZABETH F. BATTAGLIA and JOHN C. FINCH** to have admitted to Probate and Record an instrument which purports to be the Will of **ZONA P. CROSS**, Deceased, service of notice having been accepted by those who are over the age of nineteen years and of sound mind, and the Court having heard the evidence offered and the Court being satisfied from the said evidence that the instrument, which purports to be the Will of the said decedent is the legal Will of the said decedent.

IT IS, THEREFORE, ORDERED, ADJUDGED and DECREED by this Court that the said instrument which purports to be the Will of the said decedent was duly and legally executed by **ZONA P. CROSS**; that the said instrument is the legal Will of the said decedent; that the said Will is hereby admitted to Probate and Record in this Court; that the said self-proved Will be recorded in the Probate Records of Baldwin County, Alabama, as provided by law; and that pursuant to Code of Alabama § 43-2-21 (1975), Letters Testamentary be granted to **ELIZABETH F. BATTAGLIA and JOHN C. FINCH** as Personal Representatives under said Will.

It is further **ORDERED** by this Court that the said Personal Representatives shall have all the powers and duties provided in the Will and all the general powers authorized for transactions enumerated in Code of Alabama § 43-2-843 (1975, as amended).

It is further **ORDERED** that the said Personal Representatives proceed without delay to collect and take possession or control of the personal property and evidences of debt of the said decedent. The Will expressly relieves the Personal Representatives of the requirement to file an inventory.

WITNESS my hand this 28th day of June, 2011.



Judge of Probate