



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 23 day of July, 2018.

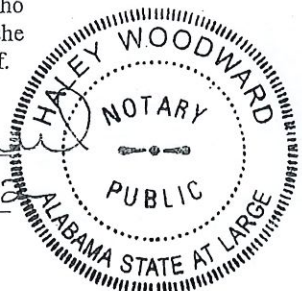
Beverly Moore
Petitioner's Signature

Linda P. Goodman
Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

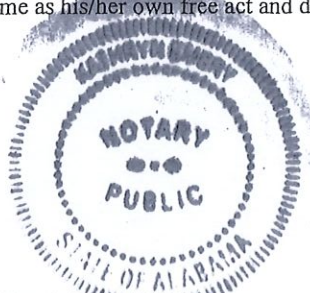
On this 23 day of July, 2018, before me personally appeared Beverly Moore, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Haley Woodward
NOTARY PUBLIC
My Commission Expires: 4/25/22

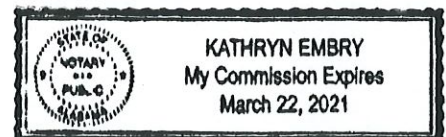


STATE OF ALABAMA
BALDWIN COUNTY

On this 10th day of September, 2018, before me personally appeared Linda Goodman, 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.



Kathryn Embry
NOTARY PUBLIC
My Commission Expires: _____



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-4 | Residential Single Family & Duplex |
| ☐ | GPH-1 | Residential Garden-Patio Homes |
| ☐ | TH-1 | Residential Townhouses |
| ☐ | MH-1 | Residential Mobile Home Park/Subdivision |
| ☐ | OSP | Open Space/Reservation District |
| ☐ | 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-I | Light Industry |
| ☐ | A-O | Agriculture Open Space |
| ☐ | 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 251-943-4011.

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

Number of homes currently located on the property being annexed _____

Number of occupants 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 _____

Owner's Name _____

Mailing Address _____

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

☐ Yes

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

☐ No

Petitioner's Signature Date

Petitioner's Signature Date

For Internal Use Only: Are infrastructure valuation forms for annexations and subdivision acceptance from the Engineering Department attached?

☐ Yes

☐ No

ATTACHMENT TO PETITION

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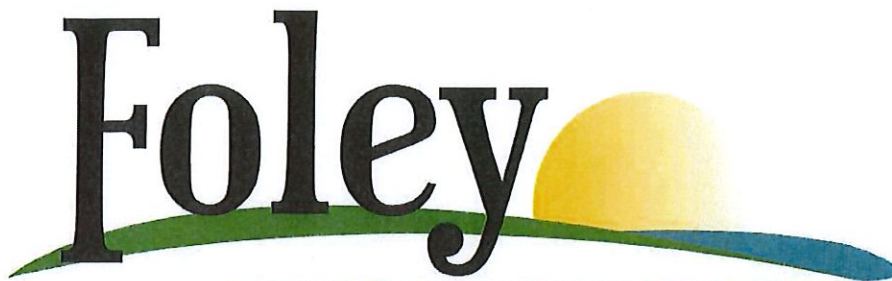
Petitioner's Signature Date

Petitioner's Signature Date

For Internal Use Only: Are infrastructure valuation forms for annexations and subdivision acceptance from the Engineering Department attached?

☐ Yes

☐ No



COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

www.cityoffoley.org

(251) 952-4011

FAX (251) 971 -3442

September 12, 2018

Mayor and City Council
City of Foley
407 East Laurel Avenue
Foley, Alabama 36535

RE: PreZoning Recommendation

Dear Mayor Koniar and City Council Members:

The City of Foley Planning Commission held a regular meeting on April 18, 2018 and Recommended pin # 68039 and pin # 93449 be prezoned B-3 (Local Business District).

Please let me know if you have any questions or concerns.

Respectfully,

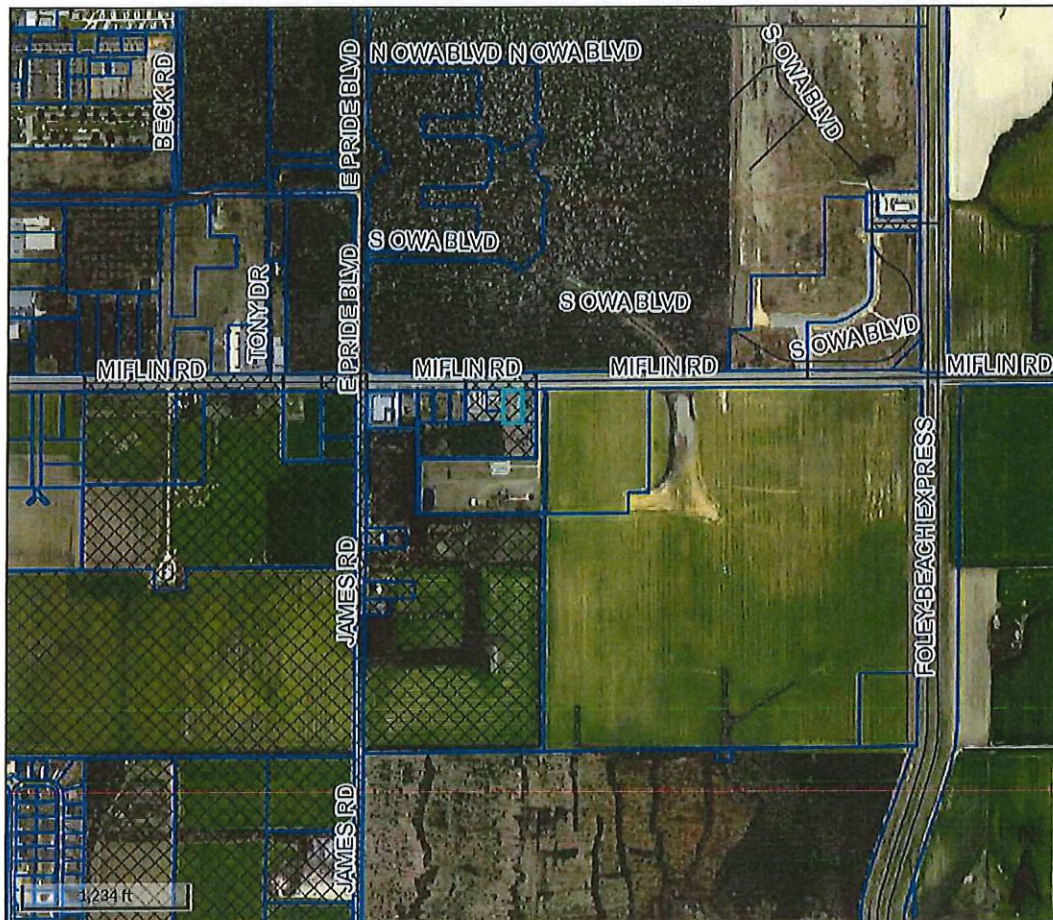
Melissa Ringler
Planning & Zoning Coordinator
mringle@cityoffoley.org

MAYOR: John E. Koniar

CITY ADMINISTRATOR: Michael L. Thompson

CITY CLERK: Kathryn Taylor

COUNCIL MEMBERS: J. Wayne Trawick; Vera Quaites; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



Overview



Legend

- Centerlines
- Foley City Limits
- ▤ County Mask
- Parcels
- Lot Lines

PIN - 68039
 Par Num - 004.004
 Acreage - 0.716
 Subdivision -
 Lot -
 Street Name -
 Street Number - 0
 Improvement -

Name - MOORE, BEVERLY J ETAL TOTSCH, VIRGINIA
 Address1 - 7060 HURRICANE ROAD LOT 10
 Address2 -
 Address3 -
 City - BAY MINETTE
 State - AL
 Zip - 36507

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

Date created: 9/12/2018
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Developed by  **Schneider**
 GEOSPATIAL

STATE OF ALABAMA
BALDWIN COUNTY

WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, that FLOSSIE JAMES, a widow, ROBERT D. JAMES, JR., a married man, LARRY S. JAMES, a married man, WILLIAM RANDLE JAMES, a married man, and KAREN D. JAMES PUMPHREY, hereinafter called the Grantors, for and in consideration of the sum of Ten Dollars (\$10.00) cash and other good and valuable considerations to said Grantors in hand paid by BEVERLY J. MOORE, a single woman, and VIRGINIA TOTSCH, a single woman, hereinafter called the Grantees, receipt of which is hereby acknowledged, does hereby (subject to the matters hereinafter set out) GRANT, BARGAIN, SELL and CONVEY unto the said Grantees, as tenants in common with equal interests in fee simple, forever, all that certain real property in Baldwin County, Alabama, described as follows, to-wit:

Commencing at the Northwest corner of Section 10, Township 8 South, Range 4 East, Baldwin County, Alabama; thence North 89 degrees 43 minutes 50 seconds East, along the North line of said Section 10 for 1031.20 feet to a point; thence South 00 degrees 16 minutes 10 seconds East for 40.00 feet to a pin and cap #18393 located on the South right of way line of County road #20 (80 foot right of way) and Point of Beginning; thence continue South 00 degrees 16 minutes 10 seconds East for 247.83 feet to a pin and cap #18393; thence North 89 degrees 43 minutes 50 seconds East for 135.00 feet to a pin and cap #18393; thence North 00 degrees 16 minutes 10 seconds West for 247.83 feet to a pin and cap #18393 located on said South right of way line; thence South 89 degrees 43 minutes 50 seconds West along said right of way for 135.00 feet to the Point of Beginning as shown in that certain boundary survey of Victor G. Schumer, Alabama Registered Surveyor #18393, dated March 24, 1993.

SUBJECT TO:

1. Title to the minerals within and underlying the premises; together with mining rights and other rights, privileges and immunities relating thereto as recorded in Deed Book 173 at page 327; Deed Book 173 at page 328 and Real Property Book 91 at page 1220.

2. Any and all zoning, subdivision, or other governmental regulations pertaining to the use of said property.

3. Construction setback from any state or county public road or highway, which may be set by the Federal Highway Administration for Baldwin County.

GRANTORS SPECIFICALLY STATE THAT THE ABOVE DESCRIBED PROPERTY IS NOT GRANTORS' HOMESTEAD.

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

TO HAVE AND TO HOLD unto the said Grantees, as tenants in common with equal interests in fee simple, FOREVER.

And, except as hereinafter set out, the Grantors, for Grantors and Grantors' heirs and personal representatives, hereby covenant to and with said Grantees and Grantees' heirs and assigns, that the Grantors are seized of an indefeasible estate in fee simple in and to said property; that Grantors are in peaceful possession thereof

736 PAGE 1190

and have a perfect right to sell and convey the same; that the same is free from all encumbrances and that Grantors will forever warrant and defend the title to and possession of said property unto the said Grantees and Grantees' heirs and assigns, against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantors have set their hands and seal on this 17th day of February, 1997.

Flossie James
FLOSSIE JAMES

Robert D. James Jr.
ROBERT D. JAMES, JR.

Larry S. James
LARRY S. JAMES

William Randle James
WILLIAM RANDLE JAMES

Karen D. James Pumphrey
KAREN D. JAMES PUMPHREY

STATE OF ALABAMA
BALDWIN COUNTY

I, the undersigned notary public in and for said county and state, hereby certify that FLOSSIE JAMES, a widow, 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 the said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 16th day of February, 1997.

Marrvanean Little
NOTARY PUBLIC
My Commission Expires: 7-17-00

STATE OF ALABAMA
COUNTY

I, the undersigned notary public in and for said county and state, hereby certify that ROBERT D. JAMES, JR., a married man, 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 the said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 3 day of Feb., 1997.

Dora F. Adams
NOTARY PUBLIC
My Commission Expires: 10-30-99



Ch. 736 P. 1191

STATE OF ALABAMA
BALDWIN COUNTY

I, the undersigned notary public in and for said county and state, hereby certify that LARRY S. JAMES, a married man, 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 the said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 6th day of February, 1997.

Marvahn Little
NOTARY PUBLIC
My Commission Expires: 2-17-00

STATE OF ALABAMA
BALDWIN COUNTY

I, the undersigned notary public in and for said county and state, hereby certify that WILLIAM RANDLE JAMES, a married man, 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 the said instrument, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 7th day of February, 1997.

Marvahn Little
NOTARY PUBLIC
My Commission Expires: 2-17-00

STATE OF ALABAMA
BALDWIN COUNTY

I, the undersigned notary public in and for said county and state, hereby certify that KAREN D. JAMES PUMPHREY, a married woman, 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 the said instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal on this 17th day of February, 1997.

Marvahn Little
NOTARY PUBLIC
My Commission Expires: 2-17-00

This instrument prepared by
DAVID J. THIES
MURCHISON & SUTLEY, L.L.C.
Attorneys at Law
Post Office Drawer 1320
Foley, AL 36536

Grantor's Address: 9730 James Road, Foley, AL 36535

Grantee's Address: 21200 Milledale Foly 36536

FILED
736 PAGE 1192

RECORDED
FEB 20 11 53 AM '97
JUDGE OF PROBATE



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.

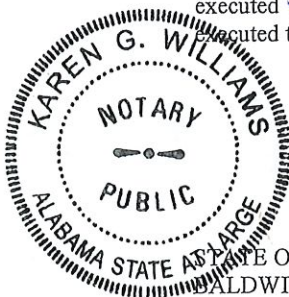
Dated this 23rd day of August, 2018

Beverly J. Moore
Petitioner's Signature

Linda P. Goodman
Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

On this 23rd day of August, 2018, before me personally appeared Beverly J. Moore, 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.



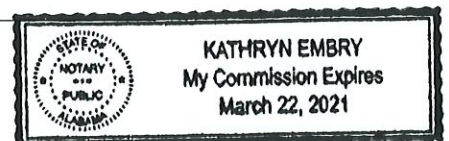
Karen G. Williams
NOTARY PUBLIC
My Commission Expires: 6/8/2021

STATE OF ALABAMA
BALDWIN COUNTY

On this 10th day of September, 2018, before me personally appeared Linda Goodman, 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.



Kathryn Embry
NOTARY PUBLIC
My Commission Expires: _____



Parcel# 05-61-02-10-0-000-004.009

ATTACHMENT TO PETITION

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

- | | | |
|-------------------------------------|-------|---|
| ☐ | R-1A | Residential Single Family |
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| ☐ | R-2 | Residential Single Family & Duplex |
| ☐ | R-3 | Residential Multi Family |
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| ☐ | M-I | Light Industry |
| ☐ | A-O | Agriculture Open Space |
| ☐ | 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 251-943-4011.

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

Number of homes currently located on the property being annexed _____

Number of occupants 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 _____

Owner's Name _____

Mailing Address _____

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

☐ Yes

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

☐ No

Petitioner's Signature Date

Petitioner's Signature Date

For Internal Use Only: Are infrastructure valuation forms for annexations and subdivision acceptance from the Engineering Department attached?

☐ Yes

☐ No

ATTACHMENT TO PETITION

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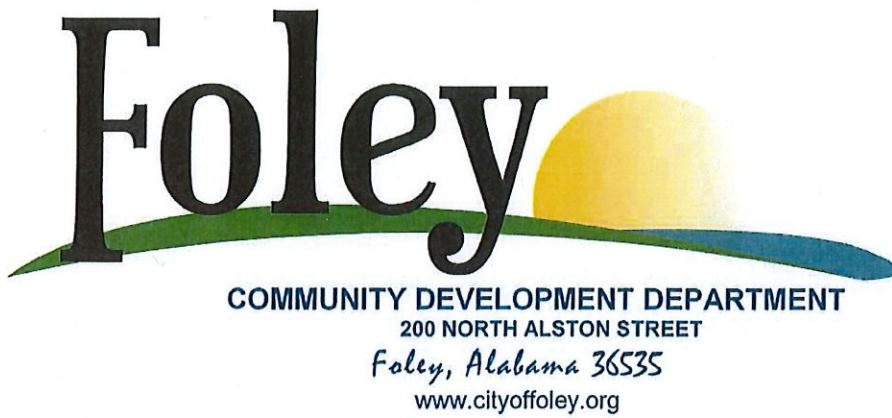
Petitioner's Signature Date

Petitioner's Signature Date

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(251) 952-4011
FAX (251) 971 -3442

September 12, 2018

Mayor and City Council
City of Foley
407 East Laurel Avenue
Foley, Alabama 36535

RE: PreZoning Recommendation

Dear Mayor Koniar and City Council Members:

The City of Foley Planning Commission held a regular meeting on April 18, 2018 and Recommended pin # 68039 and pin # 93449 be prezoned B-3 (Local Business District).

Please let me know if you have any questions or concerns.

Respectfully,

Melissa Ringler
Planning & Zoning Coordinator
mringer@cityoffoley.org

MAYOR: John E. Konlar

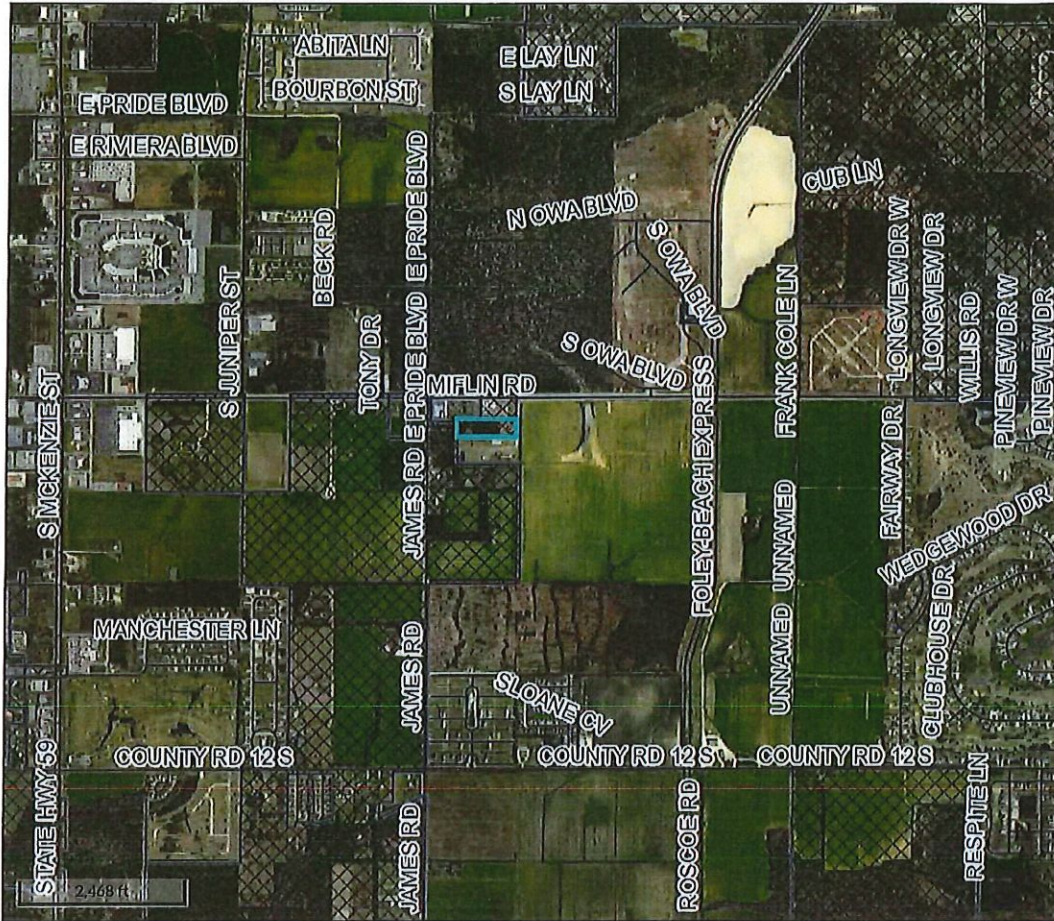
CITY ADMINISTRATOR: Michael L. Thompson

CITY CLERK: Kathryn Taylor

COUNCIL MEMBERS: J. Wayne Trawick; Vera Quaites; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III



Beacon™ City of Foley, AL



- Centerlines
- Foley City Limits
- County Mask
- Parcels

Zip - 36507

Developed by **Schneider**
GEOSPATIAL

STATE OF ALABAMA)
BALDWIN COUNTY)

BALDWIN COUNTY, ALABAMA
TIM RUSSELL PROBATE JUDGE
Filed/cert. 3/22/2013 12:36 PM
Deed Tax \$ 53.00
TOTAL \$ 71.00
3 Pages

1388911



QUITCLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) in cash and other good and valuable consideration, to the undersigned Grantor, in hand paid by the Grantees herein the receipt and sufficiency of which is hereby acknowledged, I, Virginia Totsch, as the President of BAYSIDE BLIND, INC., correct name being BAYSIDE BLINDS COMPANY, INC., an Alabama corporation and individually as VIRGINIA TOTSCH, a single woman and BEVERLY J. MOORE, as the Secretary/Treasurer of BAYSIDE BLIND, INC., correct name being BAYSIDE BLINDS COMPANY, INC, an Alabama corporation and individually as BEVERLY J. MOORE, a single woman, herein referred to as Grantors, hereby RELEASE, QUITCLAIM, GRANT, SELL, and CONVEY to VIRGINIA TOTSCH, a single woman, and BEVERLY J. MOORE, a single woman, herein referred to as Grantees, all of the Grantors' right, title, interest, and claim in or to the following described real estate, situated in Baldwin County, Alabama, to-wit.

Commence at the Northwest corner of Section 10, being located in Township 8 South, Range 4 East, run thence East along the centerline of County Road 20 a distance of 1267.5 feet to a point; run thence South a distance of 40 feet to an iron pin on the South margin of said road; run thence South along a row of posts a distance of 247.8 feet to an iron pin for the point of beginning; run thence South 256.5 feet to an iron pin, run thence West 851.6 feet to an iron pin; run thence North 256.5 feet to an iron pin, run thence East 849 feet to an iron pin, the point of beginning.

TOGETHER WITH all and singular the rights, members, privileges, improvements, tenements, hereditaments and appurtenances unto the same belonging or in any wise appertaining.

CONVEYANCE of the above described property and all covenants and warranties of the Grantors hereunder (whether express, implied or statutory) is made SUBJECT TO the following:

1. Lien of taxes hereinafter falling due which Grantees agree to assume.
2. Title to minerals within and underlying the premises, together with mining rights and other rights privileges and immunities relating thereto as recorded in Deed Book 173, page 327, Real Property Book 230, page 699; Real Property Book 328, page 231 and Real Property Book 328, page 229.

3. Oil, gas and mineral lease granted to Joe D. Edward by instrument dated November 7, 1968 and filed for record in Deed Book 380, page 775.

4. Restrictions appearing of record in Real Property Book 328 at page 299 and Real Property Book 328, page 1503 and any amendments thereof.

The premises are conveyed subject to any and all easements of record in the Land Records of the Probate Court of Baldwin County, Alabama.

This was not the homestead of the Grantors and will not be the homestead of the Grantees.
TO HAVE AND TO HOLD to said GRANTEES forever.

IN WITNESS WHEREOF, we have hereunto set our hands and seal this 21st 22nd day of March, 2013.

Virginia Totsch
Virginia Totsch, President of
BAYSIDE BLIND, INC., actually BAYSIDE BLINDS COMPANY, INC., Grantor, and also as

Virginia Totsch AND
Virginia Totsch, Individually as Grantor

Beverly J. Moore
Beverly Moore, Secretary/Treasurer of
BAYSIDE BLIND, INC., actually BAYSIDE BLINDS COMPANY, INC., Grantor, and also as

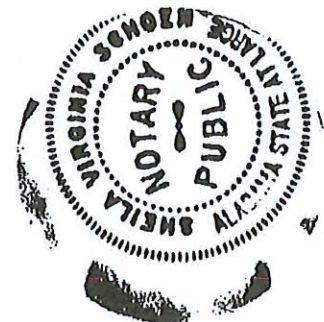
Beverly J. Moore
BEVERLY MOORE, Individually as Grantor

STATE OF Alabama)
COUNTY OF Baldwin)

On this 22nd day of March, 2013, before me, Sheila Virginia Schoen, the undersigned officer a Notary Public in and for said County, in said State, personally appeared Virginia Totsch who acknowledged herself to be the President of BAYSIDE BLINDS COMPANY, INC., a corporation, erroneously listed on that Warranty Deed recorded in Real Property Book 451 page 308 as BAYSIDE BLIND, INC., and that she, as such President, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by herself as President and individually.

Given under my hand and official seal this 22nd day of March, 2013.

Sheila Virginia Schoen
Notary Public
My Commission expires: 9/13/14

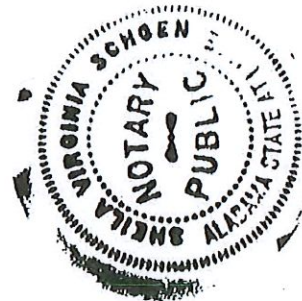


STATE OF Alabama)
COUNTY OF Baldwin)

On this 21st day of March, 2013, before me, Sheila Virginia Schoen, the undersigned officer a Notary Public in and for said County, in said State, personally appeared Beverly J. Moore who acknowledged herself to be the Secretary/Treasurer of BAYSIDE BLINDS COMPANY, INC., a corporation, erroneously listed on that Warranty Deed recorded in Real Property Book 451 page 308 as BAYSIDE BLIND, INC., and that she, as such Secretary/Treasurer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by herself as Secretary/Treasurer and individually.

Given under my hand and official seal this 21st day of March, 2013.

Sheila Virginia Schoen
Notary Public
My Commission expires: 9/13/16



Grantor Bayside Blinds Company, Inc. aka Bayside Blind, Inc. Address:

Virginia Totsch
7582 Riverwood Drive
Foley, Alabama 36535

Grantors' Addresses:

Virginia Totsch
7582 Riverwood Drive
Foley, Alabama 36535

Beverly J. Moore
7060 Hurricane Road #10
Bay Minette, Alabama 36507

Grantees' Addresses:

Virginia Totsch
7582 Riverwood Drive
Foley, Alabama 36535

Beverly J. Moore
7060 Hurricane Road #10
Bay Minette, Alabama 36507

**No representation is made as to the chain of title for the above described property.
No title search was performed. Property description was provided by Grantor.**

This instrument prepared by Sheila Stone Schoen, Attorney at Law
Post Office Box 391 Elberta, Alabama 36530
251-986-5551

DURABLE POWER OF ATTORNEY

IMPORTANT INFORMATION

This power of attorney authorizes another person (your agent) to make decisions concerning your property for you (the principal). Your agent will be able to make decisions and act with respect to your property (including your money) whether or not you are able to act for yourself. The meaning of authority over subjects listed on this form is explained in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975.

This power of attorney does not authorize the agent to make health care decisions for you. Such powers are governed by other applicable law.

You should select someone you trust to serve as your agent. Unless you specify otherwise, generally the agent's authority will continue until you die or revoke the power of attorney or the agent resigns or is unable to act for you.

Your agent is entitled to reimbursement of reasonable expenses and reasonable compensation unless you state otherwise in the Special Instructions.

This form provides for designation of one agent. If you wish to name more than one agent you may name a co-agent in the Special Instructions. Co-agents are not required to act together unless you include that requirement in the Special Instructions.

If your agent is unable or unwilling to act for you, your power of attorney will end unless you have named a successor agent. You may also name a second successor agent.

If you have questions about the power of attorney or the authority you are granting to your agent, you should seek legal advice before signing this form.

SECTION I: DESIGNATION OF AGENT

I, Virginia Totsch, name the following person as my agent:

Name of Agent: Linda Goodman

Agent's Address: 1503 Old County Road, Daphne AL

Agent's Telephone Number: (251) 626-7913 (251) 751-1045

Name of Co-Agents:

None

Address

Address

Telephone: _____

Telephone: _____

_____ Co-Agents may exercise his/her authority independently

_____ Co-Agents may NOT exercise his/her authority independently.

SECTION II: DESIGNATION OF SUCCESSOR AGENT(S)

If my agent is unable or unwilling to act for me, I name as my successor agent:

Name of Successor Agent: Jeffrey E. Totsch

Successor Agent's Address: 2604 Look Road, Foley AL

Successor Agent's Telephone Number: (251) 949.5323 (251) 978.6950

If my successor agent is unable or unwilling to act for me, I name as my second successor agent:

Name of Second Successor Agent: Walter E. "Pete" Totsch, Jr.

Second Successor Agent's Address: 1709 Downing Rd, Weynesboro, Tenn.

Second Successor Agent's Telephone Number: (931) 722.7519 or 306.3331

SECTION III: GRANT OF GENERAL AUTHORITY

I grant my agent and any successor agent general authority to act for me with respect to the following subjects as defined in the Alabama Uniform Power of Attorney Act, Chapter 1A, Title 26, Code of Alabama 1975:

I grant my agent and any successor agent general authority over all of the subjects enumerated in this section.

Virginia Totah
Principal

OR

If you wish to grant specific authority over less than all subjects enumerated in this section you must INITIAL by each subject you want to include in the agent's authority:

_____	Real Property as defined in Section 26-1A-204
_____	Tangible Personal Property as defined in Section 26-1A-205
_____	Stocks and Bonds as defined in Section 26-1A-206
_____	Commodities and Options as defined in Section 26-1A-207
_____	Banks and Other Financial Institutions as defined in Section 26-1A-208
_____	Operation of Entity or Business as defined in Section 26-1A-209
_____	Insurance and Annuities as defined in Section 26-1A-210
_____	Estates, Trusts, and Other Beneficial Interests as defined in Section 26-1A-211
_____	Claims and Litigation as defined in Section 26-1A-212
_____	Personal and Family Maintenance as defined in Section 26-1A-213
_____	Benefits from Governmental Programs or Civil or Military Service as defined in Section 26-1A-214
_____	Retirement Plans as defined in Section 26-1A-215
_____	Taxes as defined in Section 26-1A-216
_____	Gifts as defined in Section 26-1A-217

SECTION IV: GRANT OF SPECIFIC AUTHORITY

My agent MAY NOT do any of the following specific acts for me UNLESS I have INITIALED the specific authority listed below:

CAUTION: Granting any of the following will give your agent the authority to take actions that could significantly reduce your property or change how your property is distributed at your death.

INITIAL the specific authority you WANT to give your agent.)

V.T. ✓
V.T.

Create, amend, revoke, or terminate an inter vivos trust, by trust or applicable law
Make a gift to which exceeds the monetary limitations of Section 26-1A-217 of the
Alabama Uniform Power of Attorney Act, but subject to any special instructions in
this power of attorney

V.T.
V.T.
V.T.

Create or change rights of survivorship

Create or change a beneficiary designation

Authorize another person to exercise the authority granted under this power of
attorney

V.T.

Waive the principal's right to be a beneficiary of a joint and survivor annuity,
including a survivor benefit under a retirement plan

V.T.

Exercise fiduciary powers that the principal has authority to delegate

SECTION V: LIMITATIONS ON AGENT'S AUTHORITY

An agent that is not my ancestor, spouse, or descendant MAY NOT use my property to
benefit the agent or a person to whom the agent owes an obligation of support unless I have included
that authority in the Special Instructions.

Limitation of Power. Except for any special instructions given herein to the agent to make
gifts, the following shall apply:

Any power or authority granted to my Agent herein shall be limited so as to prevent this
Power of Attorney from causing any Agent to be taxed on my income or from causing my assets to
be subject to a "general power of appointment" by my Agent as defined in 26 U.S.C.S. § 2041 and
26 U.S.C.S. § 2514 of the Internal Revenue Code of 1986, as amended.

My Agent shall have no power or authority whatsoever with respect to any policy of
insurance owned by me on the life of my Agent, or any trust created by my Agent as to which I am
a trustee.

SECTION VI: SPECIAL INSTRUCTIONS

You may give special instructions on the following lines. For your protection, if there are no
special instructions write NONE in this section.

None

SECTION VII: EFFECTIVE DATE

V.T.

This power of attorney is effective immediately unless I have stated otherwise in the Special Instructions.

_____ This power of attorney shall become effective only if I become incapacitated, as determined by:

_____ A physician or licensed psychologist

_____ A Judge

_____ being the person(s) I authorize to determine my incapacity.

SECTION VIII: NOMINATION OF CONSERVATOR OR GUARDIAN (OPTIONAL)

If it becomes necessary for a court to appoint a conservator or guardian of my estate or guardian of my person, I nominate the following person(s) for appointment:

Name of Nominee for conservator of my estate: Linda Goodman

Nominee's Address: 1503 Old County Road, Daphne, AL

Nominee's Telephone Number: (251) 626-7913

Successor Nominee for conservator of my estate: Jeffrey Totsch

Successor Nominee's Address: 2604 Cook Road

Successor Nominee's Telephone Number: (251) 949-5323

Name of Nominee for guardian of my person: Linda Goodman

Nominee's Address: 1503 Old County Road, Daphne, AL

Nominee's Telephone Number: (251) 626-7913

Successor Nominee for guardian of my person: Jeffrey Totsch

Successor Nominee's Address: 2604 Cook Road

Successor Nominee's Telephone Number: (251) 949-5323

SECTION IX: DURABILITY

V.T.

_____ This power of attorney is durable in that it shall not be affected by my incapacity.

_____ This power of attorney is not durable and in the event of my incapacity, it shall be ineffective.

SECTION X: RELIANCE ON THIS POWER OF ATTORNEY

Any person, including my agent, may rely upon the validity of this power of attorney or a copy of it unless that person knows it has terminated or is invalid.

Your Name Printed: Virginia Totsch
Your Address: 7582 Riverwood Dr., Foley, AL 36535
Your Telephone Number: (251) 949-6441

State of Alabama)
County of Baldwin)

I, the undersigned Notary Public, in and for the said County in said State, hereby certify that Virginia Totsch, whose name is signed to the foregoing document, and who is or was made known to me, acknowledged before me on this day that, being informed of the contents of the document, he/she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this the 22nd day of February, 2012.

Sheila Virginia Schoen
Notary Public
My commission expires: 9/13/16

This document prepared by:

Sheila Stone Schoen
Attorney at Law
Post Office Box 391
Elberta, Alabama 36530
(251) 986-5551

