

# Towns County Herald

## Legal Notices for November 2, 2016

### NOTICE AS TO SPECIAL ELECTION CITY OF HIAWASSEE

Notice is hereby given that, in accordance with O.C.G.A. § 21-2-540, a Special Election shall be held in Hiawassee for the purpose of submitting to the Voters the following questions for approval or rejection:

The Special Election referendum to be held on the date established shall pose the following questions to City electors:

(1)  YES  NO

Shall the governing authority of the City of Hiawassee be authorized to issue licenses to sell distilled spirits for beverage purposes by the drink, such sales to be for consumption only on the premises?

(2)  YES  NO

Shall the governing authority of the City of Hiawassee be authorized to permit and regulate Sunday sales of distilled spirits or alcoholic beverages for beverage purposes by the drink?

(3)  YES  NO

Shall the governing authority of the City of Hiawassee be authorized to permit and regulate package sales by retailers of both malt beverages and wine on Sundays between the hours of 12:30 P.M. and 11:30 P.M.?

The Special Election will be held on November 8, 2016 at Hiawassee City Hall, 50 River Street, Hiawassee, Georgia 30546. All persons who are not registered to vote and who desire to vote in the Special Election may register to vote at City Hall through the close of business on October 11, 2016. Advance voting for the election shall begin on Monday, October 17, 2016 and continue until Friday, November 4, 2016 and with advance voting taking place at the Hiawassee City Hall, 50 River Street, Hiawassee, Georgia 30546. Absence ballots will be available at the same location beginning Monday, October 17, 2016. The polls will be open on Election Day from 7:00 A.M. until 7:00 P.M.

This the 9th day of September, 2016.

Cenlya Galloway

City Clerk/Superintendent of Elections

T(Oct12,19,26,Nov2)B

### STATE OF GEORGIA COUNTY OF TOWNS

#### NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF DAVID PARRIS MULLINS, SR.

All debtors and creditors of the estate of David Pararis Mullins, Sr., deceased, late of Towns County, Georgia, are hereby notified to render their demands and payments to the Executor of said Estate, according to law, and all persons indebted to said estate are required to make immediate payment to the Executor. This 14th day of October, 2016.

Margaret LaRanda Mauldin, Executor

Address: 4713 Arrowhead Road

Hiawassee, GA 30546

T(Oct19,26,Nov2,9)B

#### NOTICE TO CREDITORS AND DEBTORS

All creditors of the estate of SANDRA FAYE ROBERTS, deceased of Towns County, Hiawassee, Georgia are hereby notified to render in their demands to the undersigned according to law; and all persons indebted to said estate are required to make immediate payment to the undersigned. This 21st day of October, 2016

TERRY EARL ROBERTS, Executor

7166 Gumlog Road

Young Harris, Georgia 30582

T(Oct26,Nov2,9,16)B

### IN THE PROBATE COURT OF TOWNS COUNTY STATE OF GEORGIA

IN RE: ESTATE OF

JANIS D. HART, DECEASED

ESTATE NO. 2016-57

PETITION FOR LETTERS OF ADMINISTRATION NOTICE

[NOTE: Strike the sentence in parenthesis below if not applicable.]

TO: All Interested Parties

[List here all heirs who have not acknowledged service]

Charles Christian Hart III has petitioned to be appointed Administrator of the estate of Janis D. Hart deceased, of said County. The Petitioner has also applied for waiver of bond and/or grant of certain powers contained in O.C.G.A. § 53-12-261. All interested parties are hereby notified to show cause why said Petition should not be granted. All objections to the Petition must be in writing, setting forth the grounds of any such objections, and must be filed with the Court on or before November 14, 2016.

BE NOTIFIED FURTHER: All objections to the Petition must be in writing, setting forth the grounds of any such objections. All objections should be sworn to before a notary public or before a Probate Court Clerk, and filing fees must be tendered with your objections, unless you qualify to file as an indigent party. Contact Probate Court personnel for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the Petition may be granted without a hearing.

David Rogers

Judge of the Probate Court

By: Kerry L. Berrong

Clerk of the Probate Court

48 River St., Suite C

Hiawassee, GA 30546

Address

706-896-3467

Telephone Number

T(Oct19,26,Nov2,9)B

#### NOTICE TO CREDITORS AND DEBTORS

All creditors of the estate of ROBERT JOHN MARQUARDT, JR., deceased of Sebring, Highlands, Florida and owning real property in Towns County, Georgia are hereby notified to render in their demands to the undersigned according to law; and all persons indebted to said estate are required to make immediate payment to the undersigned Executor. This 25th day of October, 2016

Marlene Gremio Marquardt

1025 Greenwood Ter., Sebring, FL 33876

Forsyth, Georgia 31029

N(Nov2,9,16,23)B

### IN THE SUPERIOR COURT OF TOWNS COUNTY STATE OF GEORGIA

In Re: The Name Change of: Cathy Diane Crumbley Kostuk, Petitioner

Civil Action Case Number: 16-CV-138-RG

PETITION TO CHANGE NAME OF ADULT

The Petitioner files this Petition to Change Name of Adult, and states the following in support of the petition:

1) The Petitioner's name is Cathy Diane Crumbley Kostuk, and she or he resides in Towns County, Georgia. Therefore, jurisdiction and venue are proper in this Court.

2) The Petitioner was born in April 21, 1957 in Thomas County, State of Georgia, USA.

3) The Petitioner wants to change his or her name from Cathy Diane Crumbley Kostuk to Diane Crumbley.

T(Oct26,Nov2,9,16)B

### STATE OF GEORGIA

#### COUNTY OF TOWNS

#### NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF WILLIAM FOSTY

All debtors and creditors of the estate of William Fosty, deceased, late of Towns County, Georgia, are hereby notified to render their demands and payments to the Administrator of said Estate, according to law, and all persons indebted to said estate are required to make immediate payment to the Administrator. This 27th day of October.

Leanna Staton, Administrator

Address: 1027 Low Gap Road

Hayesville, NC 28904

T(Nov2,9)B

### IN THE PROBATE COURT OF TOWNS COUNTY STATE OF GEORGIA

IN RE: ESTATE OF

WILBUR LAWRENCE FOOTE, DECEASED

ESTATE NO. 2015-93

NOTICE

[For Discharge from Office and all Liability]

IN RE: Petition for Discharge of Personal Representative

TO: All interested parties

and to whom it may concern:

This is to notify you to file objection, if there is any, to the above referenced petition, in this Court on or before November 14, 2016.

BE NOTIFIED FURTHER: All objections to the Petition must be in writing, setting forth the grounds of any such objections. All objections should be sworn to before a notary public or before a Probate Court Clerk, and filing fees must be tendered with your objections, unless you qualify to file as an indigent party. Contact Probate Court personnel for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the Petition may be granted without a hearing.

David Rogers

PROBATE JUDGE

By: Kerry L. Berrong

PROBATE CLERK/DEPUTY CLERK

48 River St., Suite C

Hiawassee, GA 30546

ADDRESS

706-896-3467

TELEPHONE

T(Nov2)B

#### PROBATE COURT OF TOWNS COUNTY

RE: ESTATE OF CLAIRE CLARK, FORMER WARD.

Date of Publication, if any: November 2, 2016

TO WHOM IT MAY CONCERN AND: All interested parties

The conservator(s) of the above estate, has/have applied for Discharge from said trust. This is to notify the above interested party(ies) to show cause, if any they can, why said conservator(s) should not be discharged from office and liability. All objections must be in writing, setting forth the grounds of any such objections, and filed with the above Probate Court, 48 River St., Suite C, Hiawassee, GA 30546, on or December 5, 2016, said date being more than 30 days from the date of publication, or if personally served, then 10 days from the date of such service. All pleadings must be signed before a notary public or probate court clerk, and filing fees must be tendered with your pleadings, unless you qualify to file as an indigent party. Contact probate court personnel at the below address/telephone number for the required amount of filing fees. If any objections are filed, a hearing will be scheduled for a later date. If no objections are filed, the petition may be granted without a hearing.

David Rogers

PROBATE JUDGE

By: Kerry L. Berrong

PROBATE CLERK/DEPUTY CLERK

48 River St., Suite C

Hiawassee, GA 30546

ADDRESS

706-896-3467

TELEPHONE

T(Nov2)B

#### NOTICE TO DEBTORS AND CREDITORS

##### STATE OF GEORGIA

##### COUNTY OF TOWNS

RE: Estate of Linda Ruth Rubenstein  
All creditors of the estate of Linda Ruth Rubenstein, deceased, late of Towns County, Georgia, are hereby notified to render their demands to the undersigned according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned. This the 17th day of October, 2016

Vicki Laurel Fox, Personal Representative

1597 Asheforde Drive,

Marietta, GA 30068

770-231-8616

T(Oct26,Nov2,9,16)P

#### NOTICE TO DEBTORS AND CREDITORS

##### STATE OF GEORGIA

##### COUNTY OF TOWNS

RE: Estate of GILBERT E. FEW

All creditors of the estate of Gilbert E. Few, deceased, late of Towns County, Georgia, are hereby notified to render their demands to the undersigned according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned.

This the 14th day of October, 2016

Belinda Few, Personal Representative

1248 Dunwoody Knoll Drive,

Atlanta, GA 30338

404-764-6906

T(Oct19,26,Nov2,9)P

#### NOTICE TO DEBTORS AND CREDITORS

##### STATE OF GEORGIA

##### COUNTY OF TOWNS

RE: Estate of William Elliott Sanders

All creditors of the estate of William Elliott Sanders, deceased, late of Towns County, Georgia, are hereby notified to render their demands to the undersigned according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned.

This the 10th day of October, 2016

Golda Sanders, Personal Representative

1442 Kelley Way,

Hiawassee, GA 30546

770-855-5886

T(Oct19,26,Nov2,9)P

### SUMMARIES OF PROPOSED CONSTITUTIONAL AMENDMENTS

Pursuant to requirements of the Georgia Constitution, Attorney General Samuel S. Olenz, Secretary of State Brian P. Kemp, and Legislative Counsel Wayne R. Allen hereby provide the summaries of the proposed constitutional amendments that will appear on the November 8, 2016, general election ballot for consideration by the people of Georgia (short captions are those adopted by the Constitutional Amendments Publication Board):

- 1 -

Provides greater flexibility and state accountability to fix failing schools through increasing community involvement.  
Senate Resolution No. 287  
Resolution Act No. 309

Ga. L. 2015, p. 1498

“( ) YES ( ) NO

Shall the Constitution of Georgia be amended to allow the state to intervene in chronically failing public schools in order to improve student performance??”

Summary

This proposal authorizes the General Assembly to provide for the creation of an Opportunity School District and authorizes the state to assume the supervision, management, and operation of failing public elementary and secondary schools, including the power to receive, control, and expend appropriated funds for such purposes. It amends Article VIII, Section V of the Georgia Constitution by adding a new Paragraph VIII.

A copy of this entire proposed constitutional amendment is on file in the office of the judge of the probate court and is available for public inspection.

- 2 -

Authorizes penalties for sexual exploitation and assessments on adult entertainment to fund child victims' services.  
Senate Resolution No. 7  
Resolution Act No. 306

Ga. L. 2015, p. 1497

“( ) YES ( ) NO

Shall the Constitution of Georgia be amended to allow additional penalties for criminal cases in which a person is adjudged guilty of keeping a place of prostitution, pimping, pandering, pandering by compulsion, solicitation of sodomy, masturbation for hire, trafficking of persons for sexual servitude, or sexual exploitation of children and to allow assessments on adult entertainment establishments to fund the Safe Harbor for Sexually Exploited Children Fund to pay for care and rehabilitative and social services for individuals in this state who have been or may be sexually exploited??”

Summary

This proposal authorizes the General Assembly to provide for additional penalties for various criminal sexual exploitation offenses and assessments on adult entertainment establishments and to dedicate revenue derived therefrom to the Safe Harbor for Sexually Exploited Children Fund for the purpose of providing care and rehabilitative and social services to sexually exploited persons. It amends Article III, Section IX, Paragraph VI of the Georgia Constitution.

A copy of this entire proposed constitutional amendment is on file in the office of the judge of the probate court and is available for public inspection.

- 3 -

Reforms and re-establishes the Judicial Qualifications Commission and provides for its composition, governance, and powers.  
House Resolution No. 1113  
Resolution Act No. 537

Ga. L. 2016, p. 896

“( ) YES ( ) NO

Shall the Constitution of Georgia be amended so as to abolish the existing Judicial Qualifications Commission; require the General Assembly to create and provide by general law for the composition, manner of appointment, and governance of a new Judicial Qualifications Commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges; require the Judicial Qualifications Commission to have procedures that provide for due process of law and review by the Supreme Court of its advisory opinions; and allow the Judicial Qualifications Commission to be open to the public in some manner??”

Summary

This proposal abolishes the existing Judicial Qualifications Commission and requires the General Assembly to replace it with a new Judicial Qualifications Commission and provide for the composition, manner of appointment, governance, powers and duties, procedures, and open meetings of such reformed commission, with such commission having the power to discipline, remove, and cause involuntary retirement of judges as provided in the Constitution, and for Supreme Court review of the commission's opinions and procedures. It amends Article VI, Section VII, Paragraph VI and Article VI, Section VII, Paragraph VII of the Georgia Constitution.

A copy of this entire proposed constitutional amendment is on file in the office of the judge of the probate court and is available for public inspection.

- 4 -

Dedicates revenue from existing taxes on fireworks to trauma care, fire services, and public safety.

Senate Resolution No. 558

Resolution Act No. 530

Ga. L. 2016, p. 895

“( ) YES ( ) NO

Shall the Constitution of Georgia be amended so as to provide that the proceeds of excise taxes on the sale of fireworks or consumer fireworks be dedicated to the funding of trauma care, firefighter equipping and training, and local public safety purposes??”

Summary

This proposal provides that the proceeds of excise taxes on the sale of fireworks or consumer fireworks be dedicated to funding trauma care, fire services, and local public safety purposes. It amends Article III, Section IX, Paragraph VI of the Georgia Constitution.

A copy of this entire proposed constitutional amendment is on file in the office of the judge of the probate court and is available for public inspection.

NT(Oct19,26,Nov2)B