

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA

IN RE:

§

C.F. WILLIAMS CEMETERY

§

CASE NO. 42128

§

PETITION TO ESTABLISH PRIVATE CEMETERY

COME NOW your petitioners, **JOHN R. WILLIAMS** and **CHRISTINA L. WILLIAMS**, husband and wife, and petitions this Honorable Court for approval to establish a private cemetery and, in support thereof, represent unto the Court as follows:

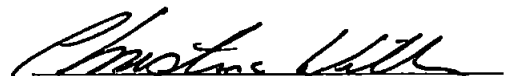
1. Your Petitioners, **JOHN R. WILLIAMS** and **CHRISTINA L. WILLIAMS**, are residents of Baldwin County residing at 9092 Hurricane Road, Bay Minette, Alabama 36507.
2. Your Petitioners are the owners of a certain parcel of real property located in Baldwin County, Alabama, and more particularly described in the Warranty Deed dated March 4, 2004, attached hereto as Exhibit "A".
3. Pursuant to Alabama Code §22-20-4, your Petitioners hereby request authority to establish a private cemetery on said property.
4. The name of said cemetery will be: **C.F. WILLIAMS CEMETERY**
5. The proposed site is approximately 0.12 acres, as determined by a survey attached hereto as Exhibit "B".
6. A percolation test will need to be performed on the property pursuant to the guidelines set by Alabama Department of Public Health, a copy of which will be provided once complete.
7. Petitioner respectfully requests that this Honorable Court take all necessary steps to establish the proposed site as a private cemetery in accordance with all applicable rules, laws and regulations.

WHEREFORE, your Petitioners pray that this Honorable Court will take jurisdiction of this Petition and cause such proceedings to be had and done and such proof taken as may be needed, and to render such Orders and Decrees as necessary to establish the **C.F. WILLIAMS CEMETERY**, and to such further and different relief to which this Court may deem appropriate.

Respectfully submitted,



Petitioner, Pro Se



Petitioner, Pro Se

STATE OF ALABAMA)
COUNTY OF BALDWIN)

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, **JOHN R. WILLIAMS**, who is known to me, and who being by me first duly sworn, on oath, deposes and says that he has read the foregoing Petition and the facts contained therein, and that the allegations of fact therein are true and correct to the best of his knowledge, information and belief.

Given under my hand this 24 day of May, 2023.

Christy Garner
Notary Public
State of Alabama at Large
My Commission Expires: 3-11-2026

STATE OF ALABAMA)
COUNTY OF BALDWIN)

Personally appeared before me, the undersigned, a Notary Public in and for said State and County, **CHRISTINA L. WILLIAMS**, who is known to me, and who being by me first duly sworn, on oath, deposes and says that she has read the foregoing Petition and the facts contained therein, and that the allegations of fact therein are true and correct to the best of her knowledge, information and belief.

Given under my hand this 24 day of May, 2023.

Christy Garner
Notary Public
State of Alabama at Large
My Commission Expires: 3-11-2026

Baldwin County, Alabama
Harry D'Olive, Jr.
Judge Of Probate
Filed May 25 2023 9:32 AM

Exhibit "A"

State of Alabama, Baldwin County
I certify this instrument was filed
and taxes collected on:

2004 March - 5 0:47:00

Instrument Number 73372 Pages 3
Recording 9:00 Mortgage
Deed 21:00 Min Tax 5:00
Index
Archive 5:00
Arian T. Johns, Judge of Probate

WARRANTY DEED WITH SURVIVORSHIP CLAUSE

STATE OF ALABAMA)

COUNTY OF BALDWIN)

THIS INDENTURE, made and entered into on this the 4th day of March, 2004, by and between CHARLES F. WILLIAMS and ANNA MARIE WILLIAMS, husband and wife, hereinafter referred to as the parties of the first part, and JOHN R. WILLIAMS and CHRISTINA L. WILLIAMS, husband and wife, hereinafter referred to as the parties of the second part,

WITNESSETH:

The parties of the first part, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to themselves this day in hand paid by the parties of the second part, the receipt whereof is hereby acknowledged, have and by these presents do hereby GRANT, BARGAIN, SELL and CONVEY unto the said parties of the second part during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, forever, the following described property situated in Baldwin County, Alabama, to-wit:

Commence at the Northeast corner of Lot 1 of Crossroads Acres as recorded on Slide 01650-A, Probate Records, Baldwin County, Alabama; run thence South 82 degrees 28 minutes 21 seconds East along the South right-of-way of County Road No. 86 for 99.84 feet; run thence in a Southeasterly direction along the South right-of-way of said County Road No. 86 along a curve to the left having a radius of 2892.36 feet for an arc distance of 275.89 feet, a chord of South 85 degrees 12 minutes 19 seconds East for 275.78 feet to the Point of Beginning; run thence in a Northeasterly direction along the South right-of-way of said County Road No. 86 along a curve to the left having a radius of 2892.36 feet for an arc distance of 376.84 feet, a chord of North 88 degrees 19 minutes 47 seconds East for 376.57 feet; run thence South 01 degrees 24 minutes 50 seconds East for 470.86 feet; run thence South 89 degrees 34 minutes 00 seconds West for 376.63 feet; run thence North 01 degrees 24 minutes 50 seconds West for 462.73 feet to the South right-of-way of said County Road No. 86 and the Point of Beginning.

SUBJECT, HOWEVER, TO THE FOLLOWING:

1. Reservation of one-half of all oil, gas and other minerals contained in deed dated July 28, 1980, and recorded at Real Property Book 73, page 1148, Probate Records, Baldwin County, Alabama.
2. The property cannot be sold or conveyed to a third party without first offering the property for sale to Grantors and their descendants at the market value of the property at that time.

The recording references refer to the records in the Office of the Judge of Probate of Baldwin County, Alabama, unless otherwise indicated.

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TOGETHER WITH ALL AND SINGULAR, the rights, benefits, privileges, improvements, tenements, hereditaments and appurtenances unto the same belonging or in anywise appertaining;

TO HAVE AND TO HOLD unto the said JOHN R. WILLIAMS and CHRISTINA L. WILLIAMS, during their joint lives and upon the death of either of them, then to the survivor of them in fee simple and to the heirs and assigns of such survivor, forever.

This conveyance is made subject to restrictive covenants, easements and reservations, if any, applicable to said property of record in the Probate Court records of Baldwin County, Alabama.

The parties of the first part for themselves, their heirs, executors and administrators, hereby covenant and warrant to and with the said parties of the second part, their heirs and assigns, that they are seized of an indefeasible estate in and to the said property; that they have a good right to convey the same as herein contained; that they will guarantee the peaceable possession thereof; that the said property is free from all liens and encumbrances, and that they will, and their heirs, executors and administrators will forever warrant and defend the same unto the said parties of the second part, their heirs and assigns, against the lawful claims of all persons.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and affixed their seals on this the day and year first above written.


CHARLES F. WILLIAMS


ANNA MARIE WILLIAMS

STATE OF ALABAMA

COUNTY OF BALDWIN

I, the undersigned authority, a Notary Public, within and for said County and State, hereby certify that CHARLES F. WILLIAMS and ANNA MARIE WILLIAMS, whose names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of said conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal on this the 4th day of March, 2004.


NOTARY PUBLIC
My Commission Expires:

Notary Public State of Alabama at Large
My Commission Expires: Feb. 14, 2007
Bonded Thru Notary Public Underwriters

ADDRESS OF GRANTORS:

CHARLES F. WILLIAMS and
ANNA MARIE WILLIAMS

41600 C.F. Williams Rd.
Bay Minette, AL 36507

ADDRESS OF GRANTEES:

JOHN R. WILLIAMS and
CHRISTINA L. WILLIAMS

41726 Dawson Hill Rd.
Bay Minette, AL 36507

THIS INSTRUMENT PREPARED BY:

L. D. OWEN, III
Attorney at Law
414 Courthouse Square
Bay Minette, Alabama 36507
Phone (251) 937-6280

Exhibit "B"

