

# Towns County Herald

## Legal Notices for September 12, 2018

**STATE OF GEORGIA  
COUNTY OF TOWNS  
NOTICE TO DEBTORS AND CREDITORS**  
RE: ESTATE OF DAVID A. DENTON, JR.  
All debtors and creditors of the estate of David A. Denton, Jr., 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 22nd day of August, 2018.  
David A. Denton, III, Executor  
Address: 1290 Tungsten Trail  
Fairbanks, AK 99712

T(Aug29,Sept15,12,19)B

**NOTICE OF INTENT TO INCORPORATE**  
Notice is given that the Articles of Organization which incorporates SNYDER WATER TREATMENT FACILITY – PV Array, LLC., has been delivered to the Secretary of State for filing in accordance with the applicable provisions of the Georgia Business Corporation Code. The initial registered office of the corporation will be located at 375 N. Main Street, Hiawassee, Georgia 30546, and its initial registered agent at such address is PAMELA KENDALL FLOYD, PAMELA KENDALL FLOYD, P.C.  
Attorney at Law  
P.O. Box 1114  
Hiawassee, Georgia 30546

T(Sept15,12)B

**NOTICE TO DEBTORS AND CREDITORS  
STATE OF GEORGIA  
COUNTY OF TOWNS**  
RE: ESTATE OF Jean Briner Roberts  
All creditors of the estate of Jean Briner Roberts 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 13th day of August, 2018.  
Terry Leech  
4777 Lee Waters Road  
Marietta, GA 30066  
770-367-9879

T(Aug22,29,Sept15,12)B

**STATE OF GEORGIA  
COUNTY OF TOWNS  
NOTICE TO DEBTORS AND CREDITORS**  
RE: MARSHA LYNNE EWING

All debtors and creditors of the estate of Marsha Lynne Ewing, 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 17th day of August, 2018.  
John Jay Ewing, Executor  
Address: 4574 Dennington Trace  
Cumming, GA 30028

T(Aug22,29,Sept15,12)B

**CALL FOR SPECIAL ELECTION  
CITY OF HIWASSEE**  
Pursuant to Resolution Number 18-01 adopted by the City of Hiawassee dated July 10, 2018, and said resolution being on file in the minutes of the City of Hiawassee.

Notice is hereby given to voters residing within the municipal boundaries of Hiawassee, Georgia that a Special Election shall be held in conjunction with the General Election on TUESDAY, NOVEMBER 6, 2018, at which time there will be submitted to the qualified voters for their determination the following question:  
( ) YES  
( ) NO  
Shall the governing authority of the City of Hiawassee, Georgia be authorized to permit and regulate Sunday sales of distilled spirits, or alcoholic beverages for beverage purposes by the drink from 11:00 A.M. to 12:30 P.M.?  
All persons desiring to vote in favor, or for approval, of the question shall vote YES. All persons desiring to vote against, or for the rejection, of the question shall vote NO. If a majority of the persons voting vote in favor of the question, the question shall be approved, otherwise it shall be rejected and of no force or effect. The polls will be open from 7:00 a.m. to 7:00 p.m. and the election will be held in the following election precinct:  
TOWNS COUNTY CIVIC CENTER 67 Lakeview Circle, Hiawassee, GA 30546  
Residents of the City of Hiawassee who are qualified to register to vote, and are not currently registered, or who need to update their voter registration information, may do so through the close of business Tuesday, October 9, 2018. Persons may register to vote online at [www.mvp.sos.ga.gov](http://www.mvp.sos.ga.gov) or at the Towns County Board of Elections and Registration Office. If you have moved into, out of, or within the city limits of Hiawassee and have not notified the Towns County Board of Elections and Registration, please do so no later than October 9, 2018.  
Early In-Person Voting will begin Monday, October 15, 2018 and end on Friday, November 2, 2018. Early Voting is located at the Towns County Board of Elections and Registration Office located at 67 Lakeview Circle, Hiawassee, GA 30546.  
City residents may call (706)896-4353 for any questions regarding registration or voting.  
This 3rd day of August 2018.  
Tonya Nichols, Towns County Elections Supervisor  
Towns County Board of Elections and Registration

T(Sept12)B

**PUBLIC NOTICE**  
Cellco Partnership and its controlled affiliates doing business as Verizon Wireless (Verizon Wireless) proposes to build a 230-foot Self-Support Communications Tower. Anticipated lighting application is medium intensity dual red/white strobes. The Site location is at the end of School St., Young Harris, Towns County, GA 30582, Lat: [34-55-58.89], Long: [-83-51-20.80]. The Federal Communications Commission (FCC) Antenna Structure Registration (ASR, Form 854) filing number is A1114249.  
ENVIRONMENTAL EFFECTS – Interested persons may review the application ([www.fcc.gov/asr/applications](http://www.fcc.gov/asr/applications)) by entering the filing number. Environmental concerns may be raised by filing a Request for Environmental Review ([www.fcc.gov/asr/environmentalrequest](http://www.fcc.gov/asr/environmentalrequest)) and online filings are strongly encouraged. The mailing address to file a paper copy is: FCC Requests for Environmental Review, Attn: Ramon Williams, 445 12th Street SW, Washington, DC 20554.

T(Sept12)B

**APPLICATION TO REGISTER A BUSINESS TO BE CONDUCTED UNDER A TRADE NAME  
STATE OF GEORGIA  
COUNTY OF TOWNS**  
PERSONALLY APPEARED THE UNDERSIGNED WHO ON OATH DEPOSE AND SAYS THAT: Hiawassee Family Dental, L.L.C., 19 South Main Street, Hiawassee, GA 30546 IS/ARE DOING BUSINESS IN TOWNS COUNTY, GEORGIA UNDER THE NAME OF: TRADENAME: Worthy Family Dentistry, 19 South Main Street, Hiawassee, GA 30546 And that the nature of the business to be carried on at such address is General Dentistry.  
D. Jason Kirkpatrick, President  
This affidavit is made in compliance with Ga. Code annotated, Title 10, Chapter 1, and section 490.  
SWORN TO AND SUBSCRIBED BEFORE ME ON THIS 9TH DAY OF AUGUST 2018  
LORI CUNNINGHAM  
NOTARY PUBLIC OR DEPUTY CLERK

T(Sept15,12)B

**NOTICE OF INTENT TO INCORPORATE**  
Notice is given that the Articles of Organization which incorporates SNYDER WATER TREATMENT FACILITY - PV Array, LLC., has been delivered to the Secretary of State for filing in accordance with the applicable provisions of the Georgia Business Corporation Code. The initial registered office of the corporation will be located at 375 N. Main Street, Hiawassee, Georgia 30546, and its initial registered agent at such address is PAMELA KENDALL FLOYD, PAMELA KENDALL FLOYD, P.C.  
Attorney at Law  
P.O. Box 1114  
Hiawassee, Georgia 30546

T(Sept15,12)P

**IN THE PROBATE COURT OF TOWNS COUNTY  
STATE OF GEORGIA**  
IN RE: ESTATE OF  
GENEVIEVE H. HATCHER, DECEASED  
ESTATE NO. 2017-14  
NOTICE  
[For Discharge from Office and all Liability]  
IN RE: Petition for Discharge of Personal Representative  
TO: All Interested Parties, all and singular the heirs of said Decedent, the beneficiaries under the will, 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 September 24, 2018.  
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(Sept12)B

**NOTICE TO CREDITORS AND DEBTORS**  
All creditors of the estate of WALTER L. HAINES, 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 Executor of the Last Will and Testament of Walter L. Haines.  
This 7th day of September, 2018.  
ROY W. HAINES, M.D.  
Executor Estate of Walter L. Haines  
8381 Point O Woods Ct., Springboro, Ohio 43066  
Pamela Kendall Floyd, PC  
Attorney for Estate  
P.O. Box 1114  
Hiawassee, GA 30546

T(Sept12,19,26,Oct3)B

**IN THE JUVENILE COURT OF TOWNS COUNTY  
STATE OF GEORGIA**  
IN THE INTEREST OF:  
C.P.  
DOB: 10-31-2015  
SEX: FEMALE  
case no. 139-18J-25A  
S.P.  
DOB: 10-21-2016  
SEX: FEMALE  
case no. 139-18J-26A  
CHILDREN UNDER THE AGE OF EIGHTEEN  
NOTICE OF TERMINATION OF PARENTAL RIGHTS HEARING  
TO: Michelle Gifford, John Doe and any and all biological fathers of the above-named children  
By Order for Service by Publication dated the 29th day of August, 2018, you are hereby notified that on the 20th day of June, 2018, the Towns County Department of Family and Children Services, Georgia Department of Human Services, filed a Petition for Termination of Parental Rights against you as to the above-named children and this Court found it to be in the children's best interest that the Petition be filed. This notice is being sent to you pursuant to the provisions of O.C.G.A. § 15-11-281 and 282. A copy of the Petition for Termination of Parental Rights may be obtained by you from the Clerk at the Towns County Courthouse during business hours. The hearing on the Petition for Termination of Parental Rights is for the purpose of terminating your parental rights. If the Court at the trial finds that the facts set out in the Petition to Terminate Parental Rights are true and that termination of your rights will serve the best interests of your children, the Court can enter a judgment ending your rights to your children.  
If the judgment terminates your parental rights, you will no longer have any rights to your children. This means that you will not have the right to visit, contact, or have custody of your children or make any decisions affecting your children or your children's earnings or property. You will not thereafter be entitled to notice of proceedings for the adoption of the above-named children by another, nor will you have any right to object to the adoption or otherwise to participate in the proceedings. Your children will be legally freed to be adopted by someone else.  
Even if your parental rights are terminated:  
1) You will still be responsible for providing financial support (child support payments) for your children's care unless and until your children are adopted;  
2) Your children can still inherit from you unless and until your children are adopted; and  
3) Your children can still pursue any civil action against you.  
Under the provisions of O.C.G.A. § 15-11-260, et seq., you may lose all rights to the above-named children and will not be entitled to object to the termination of your rights to these children unless, within thirty (30) days of your receipt of this NOTICE TO PUTATIVE FATHER, you file:  
a) A petition to legitimate the children; and  
b) Notice of the filing of the petition to legitimate with the Juvenile Court of Towns County. If you fail to file a timely petition to legitimate the children and notice (as described above) or if your petition to legitimate is subsequently dismissed for failure to prosecute or the Court does not find that you are the legal father of the children named in your petition to legitimate, this Court may enter an order terminating your parental rights, including any right to object thereafter to such proceedings.

This Court will conduct a final hearing upon the Petition for Termination of Parental Rights on the 31st day of October, 2018 at 9:00 a.m. in the Union County Courthouse, Blairsville, Georgia.  
The children and other parties involved may be represented by a lawyer at all stages of these proceedings. If you want a lawyer, you may choose and hire your own lawyer. If you want to hire a lawyer, please contact your lawyer immediately. If you want a lawyer but are not able to hire a lawyer without undue financial hardship, you may ask for a lawyer to be appointed to represent you. The Court would inquire into your financial circumstances and if the Court finds you to be financially unable to hire a lawyer, then a lawyer will be appointed to represent you. If you want a lawyer appointed to represent you, you must let the Court or the officer of this Court handling this case know that you want a lawyer immediately.  
WITNESS, the Honorable Jeremy Clough, Judge of said Court, this the 29th day of August, 2018.

Honorable Jeremy Clough  
Judge, Juvenile Court  
Towns County, Georgia  
Enotah Judicial Circuit  
T(Sept15,12,19,26)B

**STATE OF GEORGIA  
COUNTY OF TOWNS  
NOTICE OF SALE UNDER POWER**  
Under and by virtue of the power of sale contained in a Security Deed from ROCK HILL FARMS, INC. to United Community Bank, dated August 6, 2004, recorded August 9, 2004, in Deed Book 311, Page 47, Towns County, Georgia records, as last modified by Modification of Security Deed dated October 1, 2015, recorded in Deed Book 572, Page 407, Towns County, Georgia records, as transferred to JTS CAPITAL 2 LLC by assignment dated September 25, 2017, recorded November 20, 2017 in Deed Book 605, Page 446, Towns County, Georgia records, said Security Deed being given to secure the payment of a certain indebtedness owed by ROCK HILL FARMS, INC. and K-B HEALTH TECHNOLOGY, INC., with interest thereon on the unpaid balance until paid; there will be sold by the undersigned at public outcry to the highest bidder for cash before the Courthouse door at Towns County, Georgia, within the legal hours of sale on the first Tuesday in October, 2018, the following described property:  
All that tract or parcel of land lying and being in Land Lot 125, District 17, Section 1, Towns County, Georgia, containing 40.84 acres, more or less, as shown on a plat of survey entitled "Survey for Rock Hill Farms, Inc." by Tamrok Engineering, Inc. Tommy J. Phillips, Registered Surveyor, dated November 12, 1991, and recorded in Plat Book 15, Page 243, Towns County, Georgia records, said plat being incorporated herein by reference for a more complete description.  
Said property being the same property conveyed from Truman Barrett to Rock Hill Farms, Inc. in a Warranty Deed recorded in Deed Book 110, Page 8, Towns County, Georgia records. The debt secured by said Security Deed has been and is hereby declared due because of, among other possible events of default, failure to pay the indebtedness as and when due and in the manner provided in the Note and Security Deed. The debt remaining in default, this sale will be made for the purpose of paying the same and all expenses of this sale, as provided in the Security Deed and by law, including attorney's fees (notice of intent to collect attorney's fees having been given).  
Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, easements, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above.  
To the best knowledge and belief of the undersigned, the party in possession of the property is ROCK HILL FARMS, INC. or a tenant or tenants.

JTS CAPITAL 2 LLC,  
as attorney in Fact for ROCK HILL FARMS, INC.  
L. Lou Allen  
Stites & Harbison, PLLC  
520 West Main Street  
Blue Ridge, Georgia 30513  
(706) 632-7923  
File No. JT017-00JT1  
T(Sept15,12,19,26)B

**STATE OF GEORGIA  
COUNTY OF TOWNS  
NOTICE OF SALE UNDER POWER**  
Under and by virtue of the power of sale contained in a Security Deed from MARTHA M. CUNNINGHAM to UNITED COMMUNITY BANK, dated May 13, 2013, recorded June 5, 2013, in Deed Book 535, Page 224, Towns County, Georgia records, said Security Deed being given to secure a Note from MARTHA M. CUNNINGHAM dated May 13, 2013, in the original principal amount of Two Hundred Ninety Seven Thousand Three Hundred Thirty Nine and 50/100 (\$297,339.50) Dollars, with interest due thereon on the unpaid balance until paid; there will be sold by the undersigned at public outcry to the highest bidder for cash before the Courthouse door at Towns County, Georgia, within the legal hours of sale on the first Tuesday in October, 2018, the following described property:  
All that tract or parcel of land lying and being in the 18th District, 1st Section, Land lots 198 and 199 of Towns County, Georgia, containing 2.054 acres, more or less (1.301 acre of which lies below the 1933 foot elevational contour line of Lake Chatuge) as shown on a plat of survey by Northstar Land Surveying, Inc., W. Gary Kendall, RLS, dated 11/17/03 and recorded in Plat Book 30, Page 297, of the Towns County Records, said plat being incorporated herein by reference.

The above described property is conveyed subject to the flowage easement fights of the United States of America acting by and through the Tennessee Valley Authority over and across that portion of said property which lies below the 1933 foot elevational contour line of Lake Chatuge; and subject to the obligations and together with the benefits under the terms of that Road Easement and Maintenance agreement dated 1/23/02 recorded in Deed Book 235, Pages 327-328 of the Towns County Records.  
Subject to Restrictions, Easements, Covenants, Oil, Gas or Mineral rights of record, if any. The debt secured by said Security Deed has been and is hereby declared due because of, among other possible events of default, failure to pay the indebtedness as and when due and in the manner provided in the Note and Security Deed. The debt remaining in default, this sale will be made for the purpose of paying the same and all expenses of this sale, as provided in the Security Deed and by law, including attorney's fees (notice of intent to collect attorney's fees having been given).

Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, easements, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above.  
To the best knowledge and belief of the undersigned, the party in possession of the property is MARTHA M. CUNNINGHAM or a tenant or tenants.  
UNITED COMMUNITY BANK,  
as attorney in Fact for MARTHA M. CUNNINGHAM

L. Lou Allen  
Stites & Harbison, PLLC  
520 West Main Street  
Blue Ridge, Georgia 30513  
(706) 632-7923  
File No. 7484A  
THIS LAW FIRM IS ATTEMPTING TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.  
T(Sept15,12,19,26)B