Davidson County ORDER
Recvd: 04/02/04 14:17 3pgs
Fees:17.00 Taxes:0.00
20040402-0037465

41550

268

IN THE CHANCERY COURT
FOR DAVIDSON COUNTY, TENNESSEE
AT NASHVILLE

RECEIVED
MAR 22 2004
Dav. Co. Chancery Court

FLOYD HOLLON

Plaintiff,

vs.

ERNEST STRIBLIN, MAMIE R. STRIBLIN, and VALLIE STRIBLIN AND THEIR HEIRS, SUCCESSORS, PERSONAL REPRESENTATIVES, AND ASSIGNS.

Defendants.

F04 M

Case No: 03-3579-I

FILED
2004 MAR 30 AM 9:20
CLERK & MASTER
DAVIDSON CO CHANCERY CT.
DC&M

DEFAULT JUDGEMENT

The Motion of the Plaintiff, Floyd Hollon, for a Default Judgment in this cause was made pursuant to TRCP 55 and was scheduled to be heard on Friday, March 12, 2004. It appears to the Court that the Complaint was filed with this court on the February 13, 2004 and that title was vested in Ernest Striblin and wife, Vallie Striblin by Installment Deed of record in Book 2292, page 472, Register's Office for Davidson County, Tennessee. It further appears to this Court that title to said real property was conveyed to the Plaintiff in 1991 by Final Decree of the Chancery Court for Davidson County, Tennessee, which is of record in Book 8687, page 484, Register's Office for Davidson County, Tennessee and that notice of this action was published pursuant to T.C.A. 29-29-102 in the Nashville Record on December 18, 25 of 2003 and January 1 and 8, 2004. It also appears to this Court that no answer or other defense has been filed by an

Defendant nor has any response been timely field or served on counsel for the Plaintiff. It is hereby

ORDERED, ADJUDGED, AND DECREED that the Plaintiff in this action is entitled to a Default Judgment; and

IF IS FURTHER ORDERED, ADJUDGED AND DECREED that any persons claiming title to the real property known as 1537 N. 11th Street, Nashville, Davidson County, Tennessee 37206 (the Property) under the defendants, except as is set forth hereinbelow, are barred from claiming title to the Property; and

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff, Floyd Hollon is the true and lawful owner in fee simple absolute of the Property which is described as follows:

> Land in Davidson County, Tennessee, being Lot No. 86 on the plan of McGavock, Wetmore & Others 2nd Addition to Nashville called the Addition to the Town of McGavock, as of record in Book 21, page 41, Register's Office for said County.
>
> Said Lot No. 86 fronts 50 feet on the westerly side of 11th Avenue, North, formerly Fillmore or Tilden Street and extends back between parallel lines 150 feet to an alley.
>
> Being the same property conveyed to Floyd Hollon by Final Decree Confirming Sale from the Chancery Court for Davidson County, Tennessee of record in Book 8687, page 484, Register's Office for Davidson County, Tennessee.
>
> This is unimproved property commonly known as 1537 11th Avenue N., Nashville, Tennessee 37206.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Plaintiff is awarded sole possession of the Property; and

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the costs of this cause shall be taxed to the Plaintiff, for which execution may issue if necessary.

ENTERED this ____ day of _____, 2004.

CLAUDIA BONNYMAN
CHANCELLOR

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF ORIGINAL INSTRUMENT FILED IN MY OFFICE.
THIS 31st DAY OF December 2004
CRISTI SCOTT, CLERK & MASTER
BY _____ DEPUTY

Approved for Entry:

Robert J. Notestine, III #12195
Attorney for Plaintiff
104 Woodmont Boulevard
Suite 115
Nashville, Tennessee 37205
(615)297-1568

CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing order has not been sent by first class U.S. Mail postage prepaid to Earnest Striblin, Mamie Striblin and Vallie Striblin as they are believed to be deceased or his whereabouts are otherwise unknown and service was obtained by Order of Publication.

Robert J. Notestine, III, Attorney